
STATUTORY INSTRUMENTS

2001 No. 3627

**TRANSPORT AND WORKS,
ENGLAND TRANSPORT, ENGLAND**

The South Hampshire Rapid Transit Order 2001

Made - - - - - *3rd July 2001*

Coming into force *24th July 2001*

THE SOUTH HAMPSHIRE RAPID TRANSIT ORDER 2001

PART I

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Application of enactments relating to railways
4. Application of 1991 Act

PART II

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5. Power to construct works
6. Power to deviate
7. Designation of works

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8. Power to alter layout of streets
9. Power to keep apparatus in streets
10. Power to execute street works
11. Stopping up of streets
12. Temporary stopping up of streets
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14. Construction and maintenance of new or altered streets
15. Construction of bridges and tunnels
16. Restoration of streets if street tramway discontinued
17. Agreements with street authorities

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18. Level crossings

Incorporation of railways

- 19. Agreements with Railtrack
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- 24. As to Portsmouth to Gosport ferry, etc.
- 25. No apparatus in tunnel without consent
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- 30. Power to construct temporary transit systems
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SCHEDULE 6 — LEVEL CROSSINGS
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PART II — TRAMWAY LEVEL CROSSINGS

SCHEDULE 7 — PROTECTION OF NAVIGATION

1. In this Schedule—“construction” includes execution, placing, alteration and reconstruction...

Tidal Works

2. (1) A tidal work shall not be constructed, altered, replaced...

Lights etc. during tidal works

3. (1) The undertaker shall— (a) during the whole time of...

Damage etc. to works

4. (1) In case of damage to or destruction or decay...

Abandonment etc. of structures

5. (1) Where a tidal work is abandoned, or allowed to...

Surveys etc.

6. The Secretary of State may, if he considers it expedient,...

Permanent lights etc.

7. (1) The undertaker shall— (a) exhibit at the outer extremity...

Offences

8. (1) Where the undertaker is guilty of an offence under...

Expenses

9. The Secretary of State shall be entitled to recover from...

As to Queen’s Harbour Master

10. (1) The undertaker shall, before commencing any specified work or...
11. Without prejudice to any conditions attached to an approval by...
12. (1) Notwithstanding anything in this Order but subject to paragraph...
13. The Undertaker shall— (a) at all times afford reasonable facilities...
14. (1) The Queen’s Harbour Master may recover from the undertaker...
15. Any difference arising between the undertaker and the Queen’s Harbour...
16. The provisions of paragraphs 10 to 15 shall have effect...

Saving

17. Nothing in this Schedule shall prejudice or derogate from the...

SCHEDULE 8 — MODIFICATION OF COMPENSATION AND COMPULSORY
PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

Compensation enactments

1. The enactments for the time being in force with respect...
2. (1) Without prejudice to the generality of paragraph 1 above,...

Adaptation of the 1965 Act

3. (1) The 1965 Act shall have effect with the modifications...
4. For section 7 of the 1965 Act (measure of compensation)...
5. For section 8 of the 1965 Act (provisions as to...
6. The following provisions of the 1965 Act (which state the...
7. Section 11 of the 1965 Act (powers of entry) shall...
8. Section 20 of the 1965 Act (protection for interests of...
9. Section 22 of the 1965 Act (protection of acquiring authority's...

SCHEDULE 9 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 10 — TRAFFIC REGULATION

PART I — PROHIBITION AND RESTRICTION OF STOPPING AND WAITING

PART II — PARKING PLACES

PART III — DIRECTION OF TRAFFIC

PART IV — PROHIBITION ON ACCESS

SCHEDULE 11 — PROVISIONS RELATING TO STATUTORY UNDERTAKERS, ETC.

Apparatus of statutory undertakers, etc. on land acquired

1. (1) Subject to the following provisions of this paragraph, sections...

Apparatus of statutory undertakers, etc. in stopped up streets

2. (1) Where a street is stopped up under article 11...

Application of telecommunications code

3. (1) Paragraph 21 of the telecommunications code shall not apply...

SCHEDULE 12 — PROTECTION OF RAILWAY INTERESTS

1. The following provisions of this Schedule shall have effect, unless...
2. In this Schedule— “construction” includes execution, placing, alteration and reconstruction...
3. In so far as the specified works or the acquisition...
4. The undertaker shall not under the powers of this Order...
5. (1) The undertaker shall not exercise the powers of article...
6. (1) For the purposes of this paragraph— “EMI” means, subject...
7. (1) The undertaker shall, as soon as reasonably practicable following...
8. (1) The undertaker shall before commencing construction of the specified...
9. (1) Upon signifying his approval or disapproval of the plans...
10. The undertaker shall give to the engineer not less than...
11. The specified works shall, when commenced, be constructed—
12. The undertaker shall— (a) at all times afford reasonable facilities...
13. Railtrack shall at all times afford reasonable facilities to the...

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14. Before either Railtrack or the undertaker provide any new illumination...
15. If at any time after completion of the specified works...
16. (1) Subject to paragraph 19 below, the undertaker shall pay...
17. Railtrack shall, on receipt of a request of a receipt...
18. The undertaker shall indemnify Railtrack from and against all claims...
19. Railtrack shall give to the undertaker reasonable notice of any...
20. In the assessment of any sums payable to Railtrack under...
21. Nothing in this Schedule shall impose any liability on the...
22. If the cost to Railtrack of maintaining, working or removing...