

FORM 5

HIGHWAYS ACT 1980, SECTION 130B(6)

NOTICE OF A MAGISTRATES' COURT ORDER REQUIRING A LOCAL HIGHWAY AUTHORITY TO TAKE STEPS FOR SECURING THE REMOVAL OF AN OBSTRUCTION

[To be completed by the local highway authority]

OBSTRUCTION AT [description and location of the obstruction]

Notice is hereby given that an order has been made by the [complete] magistrates' court on [insert date] requiring the [name of the local highway authority] to take the steps set out in the Schedule below for securing the removal of the above obstruction.

This order takes effect on [insert date of 22nd day from the day on which the order was made, s.130B(3)(a) of the Highways Act 1980]. However, if an appeal in respect of the order is brought before that date, the order will not take effect until the final determination or withdrawal of the appeal.

Right to Appeal. Any person aggrieved by this order, and any other person responsible for the obstruction, may appeal to the Crown Court not later than 21 days after the date on which the order was made. The Crown Court has power to extend this period.

SCHEDULE

STEPS TO BE TAKEN FOR SECURING THE REMOVAL OF THE OBSTRUCTION

[Set out the steps specified in the magistrates' order for securing the removal of the obstruction]

Signed Date On behalf of [local highway authority] [address]

NOTE

This notice should be displayed by affixing a copy of it to some conspicuous object placed at each side of the obstruction, and at the first point, from each side of the obstruction, where the obstructed highway is joined by another highway.

