

# **Street Works (Works on Public Streets) Regulations**

## **Table of Contents**

### **Part I PRELIMINARY**

#### **1 Citation**

#### **2 Definitions**

#### **3 Application**

### **Part II AUTHORITY'S APPROVAL FOR WORKS ON PUBLIC STREET**

#### **4 Works not to be carried out without Authority's approval**

#### **5 Application for Authority's approval**

#### **6 Appointment of contractor to carry out works**

#### **6A Charge for works on public streets**

#### **7 Authority may grant or refuse application**

#### **8 Approval of plans**

#### **9 Approval of contractor appointed by applicant**

#### **10 Authority may require applicant to furnish security**

#### **11 Authority's approval deemed to be revoked if works are not carried out**

### **Part III REQUIREMENTS FOR CARRYING OUT WORKS ON PUBLIC STREET**

**12 Code of practice**

**13 Duty to give notice of commencement of works**

**14 Appointment of supervisor**

**15 General duties of person carrying out works**

**16 Lighting of work site and erection of traffic signs, etc.**

**17 Where works affect structure of bridge, etc., or stability of slope, etc.**

**18 Duty to ensure proper and speedy completion of works**

**19 Reinstatement of public street**

**20 Duty to give notice of completion of works**

**21 Departure and deviation from approved plans**

**Part IV DUTIES OF PERSON WHO OWNS UTILITY OR APPARATUS ON, ALONG OR BENEATH SURFACE OF, PUBLIC STREET**

**22 Application of this Part**

**23 Utility or apparatus to be properly maintained**

**24 Damage to public street as a result of defect, etc., in utility or apparatus**

**25 Cessation of use of utility or apparatus**

**26 Liability to indemnify Authority against injury claims, etc.**

**Part V MISCELLANEOUS PROVISIONS**

**27 Where works on public street result in diversion of traffic**

**28 Apportionment of costs of reconstructing or resurfacing street**

**29 Power of employee or officer of Authority to inspect works**

**30 Authority may carry out tests upon completion of works**

**31 Emergency works**

**32 Offence**

**33 Exemption**

**34 Refund or remission of fees**

## **THE SCHEDULE**

### **Legislative History**

## **STREET WORKS ACT (CHAPTER 320A, SECTION 53)**

### **STREET WORKS (WORKS ON PUBLIC STREETS) REGULATIONS**

**Rg 2**

**REVISED EDITION 1995**

(1st September 1995)

[1st September 1995]

## **PART I**

### **PRELIMINARY**

#### **Citation**

1. These Regulations may be cited as the Street Works (Works on Public Streets)

Regulations.

## Definitions

2. In these Regulations, unless the context otherwise requires —

“applicant” means any person who makes or has made an application under regulation 5 and includes a person whose application has been granted by the Authority;

“Building and Construction Authority” means the Building and Construction Authority established under the Building and Construction Authority Act (Cap. 30A);

*[S 348/2006 wef 23/06/2006]*

“Code of Practice” means the Code of Practice issued by the Authority under regulation 12 and includes any amendment which may be made to the Code of Practice from time to time;

“costs” includes any administrative expenses reasonably incurred;

“defects liability period”, in relation to any works which have been carried out on a public street, means the defects liability period as specified in the Code of Practice in respect of that type of works;

“emergency works” means works which must be carried out immediately in order to put an end to or to prevent the occurrence of any circumstances (whether existing or imminent or which the person requiring the works to be carried out believes on reasonable grounds to be existing or imminent) which are likely to cause serious danger to any person or property;

“National Environment Agency” means the National Environment Agency established under the National Environment Agency Act (Cap. 195);

*[S 348/2006 wef 23/06/2006]*

“National Parks Board” has the same meaning as in the National Parks Board Act (Cap. 198A);

*[S 348/2006 wef 23/06/2006]*

“professional engineer” means a person who is registered as a civil or structural engineer under the Professional Engineers’ Act (Cap. 253) and who possesses a valid practising certificate issued under that Act;

“road lines” means any lines or other markings which are required by the Authority to be drawn on the surface of a public street for the guidance or direction of motorists or pedestrians using the public street;

“works” includes —

- (a) any construction work on a public street that is likely to affect the structural integrity and safe operation of any public street or road structure;
- (b) utility works within the meaning of section 2 of the Act;
- (c) street works within the meaning of section 2 of the Act;
- (d) any works that require occupation of a public street or that affect the flow of traffic; and
- (e) any works which are preparatory or incidental to any works referred to in paragraphs (a) to (d), such as the temporary storage or depositing of any building materials or debris or the placing of any equipment or the erection of any temporary structure, on the public street on which the works are to be or are being carried out.

*[S 348/2006 wef 23/06/2006]*

### **Application**

3. These Regulations shall apply to any works carried out on any public street by or for any person other than the Authority.

## **PART II**

### **AUTHORITY’S APPROVAL FOR WORKS ON PUBLIC STREET**

#### **Works not to be carried out without Authority’s approval**

4.—(1) No person shall commence or carry out, or permit or authorise the commencement or carrying out of, any works on a public street unless he has obtained the approval of the Authority for the works to be carried out.

*[S 348/2006 wef 23/06/2006]*

(2) Notwithstanding paragraph (1), the approval of the Authority shall not be required in respect of the following works on a public street:

- (a) maintenance of greenery by or on behalf of the National Parks Board;
- (b) street cleansing by or on behalf of the National Environment Agency; and
- (c) maintenance of manholes for public utilities.

*[S 348/2006 wef 23/06/2006]*

#### **Application for Authority’s approval**