

Roads Service Policy & Procedure Guide: RSPPG_S003

Title: Legal Advice

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Owner : Director of Corporate Services
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Classification

Procedure Category : Statutory
Business Category : Legislation
Business Function : Legal Advice
Business Activity : Implementation

Notes

This document is a direct replacement for Section 202 of the Roads Manual; as a consequence this document has not passed through the full document control system.

Certification

This document complies with Roads Service policy and practice, and is to be implemented with effect from the date of issue.

(Signed) V Crawford

Director Engineering

Certification Date: 18th April 2000

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1 Introduction

1.1 Purpose

This Roads Service Policy & Procedure Guide (RSPPG): -

- a) Is aimed at all Roads Service staff requiring legal advice.
- b) This RSPPG replaces section 202 (dated March 1999) of the Roads Service Roads Manual.

1.2 Definitions

1.2.1 None required.

1.3 Background

1.3.1 None required.

1.4 Implementation

1.4.1 This RSPPG is to be implemented with effect from: the date of issue.

1.5 Costs and Benefits

1.5.1 As this RSPPG is to replace an existing Roads Manual Section the Costs and benefits are not relevant at this time.

2 Roads Service Policy & Procedures

2.1 Legal Advice

2.1.1 Requests for Solicitor's opinion or advice should be forwarded to the Headquarters Branch dealing with the specific subject e.g., Contracts Branch or Lands and Legislation Branch. This will enable any relevant expertise or earlier legal advice available in a Headquarters Branch to be collated with the request

2.1.2 Submissions to Headquarters should be in writing with the full factual background clearly set out. Copies of relevant documents and correspondence should be forwarded and a map, sketch or photograph can be helpful.

2.1.3 Legal opinions and advice which are likely to be of value to other Roads Service Divisions will be circulated. However, advice given in one particular set of circumstances may not necessarily apply to another case and care is necessary in this respect.

2.1.4 Departmental Solicitor's Office in Victoria Hall, 12 May Street, Belfast, BT1 4NL (Tel 251251) may be contacted direct in any matter of extreme urgency.

2.1.5 Enquiries about the interpretation, working etc., of the legislation under which Roads Service operates should be made in the same manner as indicated above.

2.1.6 It should be noted that full Notes of Articles in respect of the Roads (NI) Order 1993, the Street Works (NI) Order 1995 and the Road Traffic Regulation (NI) Order 1997 have been made available to Divisional Roads Managers. Reference to these notes may obviate the need to submit enquiries to Headquarters in some instances. Notes on Articles are also held in Roads Service HQ.

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Document History

Version	Date	Author	Authorised by Document Control Panel Members	
			Name	Signature
1	18/04/2000	R Newell	R Wilson	

Overall Reasons For This Version

Version	Reasons
1	First issue of RSPPG

Revision Details

Version	Amendments