

SCHEDULES

SCHEDULE 4

OPERATION OF ENACTMENTS RELATING TO FORMER LONDON BOARD FUNCTIONS

PART I

PROVISIONS REFERRING TO THE LONDON BOARD OR THE EXECUTIVE

- 1 (1) In the provisions specified in sub-paragraph (2) below for any reference to the Executive substituted by paragraph 1 of Schedule 3 to the 1969 Act for a reference to (or a reference falling to be construed as a reference to) the London Board, there shall be substituted a reference to London Regional Transport and any subsidiary of theirs (within the meaning of this Act).
- (2) The provisions referred to in sub-paragraph (1) above are—
 - (a) the London Passenger Transport Act 1933 and the London Passenger Transport Acts 1933 to 1947 (provisions originally referring to the London Passenger Transport Board);
 - (b) the provisions of Parts I and III of Schedule 2 to the 1962 Act amending section 44(1)(b) of the Post Office Act 1953, section 40 of the British Transport Commission Act 1954 and section 66 of the British Transport Commission Act 1957 (by substituting references to certain of the Boards for references to the Commission);
 - (c) section 13(3)(c) of the Lee Valley Regional Park Act 1966 (provision or operation of passenger transport services by the Regional Park Authority); and
 - (d) section 3(3) of the London Cab Act 1968 (restrictions on the parking of cabs).
- 2 (1) In section 67 of the 1962 Act (byelaws for railways and railway shipping services)—
 - (a) in subsection (1), for the words from first " and " to " may each " there shall be substituted the word " may " and in paragraph (e) for the word " Boards " there shall be substituted the word " Board " ;
 - (b) after subsection (2) there shall be inserted the following subsection—

“(2A) London Regional Transport shall have the like power to make byelaws as is conferred on the Railways Board by subsections (1) and (2) of this section (taking the reference in subsection (2) to ships as including hovercraft within the meaning of the Hovercraft Act 1968); and accordingly, references in this section, as it applies to London Regional Transport, to "a Board" or "the Board " shall be read as references to London Regional Transport.”; and
 - (c) in subsections (15) and (16), for the references to the Executive substituted by paragraph 5(1) of Schedule 3 to the 1969 Act for express references to the London Board there shall be substituted references to London Regional Transport.

Status: This is the original version (as it was originally enacted).

- (2) In paragraph 4 of Schedule 16 to the 1968 Act (which extends the power to make byelaws under section 67 of the 1962 Act), for sub-paragraph (5) (extension as to premises, etc., of subsidiaries) there shall be substituted the following sub-paragraph—
- “(5) For the purposes of the said section 67, railways, railway premises, or officers and servants of, or ships (or hovercraft) operated by, a wholly owned subsidiary of the Railways Board or the Scottish Group or any subsidiary of London Regional Transport shall be deemed to be railways, railway premises, or officers and servants of, or ships (or hovercraft) operated by, that Board or Group or (as the case may be) by London Regional Transport.”.
- (3) In section 24(2) of the London Transport Act 1975, for the words " the Executive " there shall be substituted the words " London Regional Transport ".
- 3 (1) In section 32(1) of the General Rate Act 1967 (rating of railway or canal premises) and paragraph 1 of Schedule 5 to that Act, for the words "the London Transport Board" (in those provisions as originally enacted) there shall be substituted the words " London Regional Transport ".
- (2) In section 162 of the 1968 Act (which contains provisions affecting the operation of section 32 of the Act of 1967 mentioned above), in subsection (1), for the reference to the Executive substituted by virtue of paragraph 1(2)(j) of Schedule 3 to the 1969 Act for an express reference to the London Board there shall be substituted a reference to London Regional Transport.
- (3) Accordingly, in section 32 of and Schedule 5 to the Act of 1967 mentioned above and section 162 of the 1968 Act, references (however expressed) to a Board or Boards shall be read as, or as including, references to London Regional Transport where London Regional Transport are the authority, or one of the authorities, concerned ; but in the application in relation to London Regional Transport—
- (a) of subsection (4)(c) of the former section, as inserted by subsection (5) of the latter section; and
- (b) of subsection (3) of the latter section;
- the references to any powers conferred by section 48 or section 50(1) to (7) of the 1968 Act shall be read as references to any powers conferred on London Regional Transport by paragraph 9(2) or 12(1) of Schedule 2 to this Act.
- 4 (1) In sections 116 to 119 of the 1968 Act (duties of Boards with respect to bridges and highways on bridges), for any reference to the Executive substituted by virtue of paragraph 1(2)(l) of Schedule 3 to the 1969 Act for an express reference to the London Board there shall be substituted a reference to London Regional Transport.
- (2) In section 121 of that Act (application of the preceding sections of Part VIII of that Act to undertakers other than the Boards), for the reference in subsection (1) to the London Board there shall be substituted a reference to London Regional Transport.
- (3) Accordingly, in the sections of the 1968 Act mentioned above in this paragraph, references (however expressed) to a Board or Boards shall be read as, or as including, references to London Regional Transport where London Regional Transport are the authority, or one of the authorities, concerned.
- 5 In section 144 of the 1968 Act (transfer and disposal of historical records and relics)
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- (a) in subsections (3) and (7), for the references to the Executive substituted by virtue of paragraph 1(2)(n) of Schedule 3 to the 1969 Act for express references to the London Board there shall be substituted references to London Regional Transport;
- (b) in the former of those subsections, after the words " that is to say ", there shall be inserted the words " London Regional Transport ";
- (c) in the latter of those subsections, the following paragraph shall be inserted at the end—

“In relation to any document or object in the possession of London Regional Transport, references above in this subsection to the Board concerned are references to London Regional Transport.”; and

- (d) after that subsection there shall be inserted the following subsection—

“(7A) Neither subsection (4) nor subsection (7) above shall apply to a transfer by London Regional Transport of any record or relic or (as the case may be) of any document or object to any subsidiary of theirs ; but in relation to any such record, relic, document or object for the time being in the possession of a subsidiary or former subsidiary of London Regional Transport—

- (a) references to a relevant authority in subsections (5) and (6) of this section and references to London Regional Transport in subsection (7) of this section (except in the reference to an agreement between London Regional Transport and the Secretary of State) shall be read as including that subsidiary or former subsidiary ; and
- (b) the foregoing provisions of this subsection shall apply for the purposes of subsection (4) of this section (as it applies by virtue of subsection (5)) and for the purposes of subsection (7) of this section as if the reference to a transfer by London Regional Transport to any subsidiary of theirs were a reference to a transfer by the subsidiary or former subsidiary in question to any subsidiary of London Regional Transport.”.