STATUTORY INSTRUMENTS

2018 No. 366

The Railways (Penalty Fares) Regulations 2018

PART 1

Preliminary

Application

2.—(1) These Regulations apply in relation to—

(a) a railway passenger service(**1**) within the scope of paragraph (2); and

(b) any station(**2**) at which a railway passenger service within the scope of paragraph (2) makes a scheduled call(**3**).

(2) A railway passenger service is within the scope of this paragraph unless it is—

(a) provided under a Scottish franchise agreement(**4**);

(b) a Scotland-only service(**5**);

(c) a service the provision of which is secured by the Scottish Ministers; or

(d) provided by—

(i) Transport for London or any of its subsidiaries; or

(ii) any person in pursuance of an agreement entered into by Transport for London under section 156(2) or (3)(a) of the Greater London Authority Act 1999(**6**), or in pursuance of a transport subsidiary's agreement(**7**).

(**1**) By virtue of section 130(12) of the Railways Act 1993 the definition of "railway passenger service" in section 83(1) of that Act applies for the purposes of section 130.

(**2**) By virtue of section 130(12) of the Railways Act 1993 the definition of "station" in section 83(1) of that Act applies for the purposes of section 130 subject to the further definition in section 130(12).

(**3**) By virtue of section 130(12) of the Railways Act 1993 the definition of "scheduled call" in section 83(1) of that Act (inserted into that subsection by paragraph 37(3) of Schedule 1 to the Railways Act 2005) applies for the purposes of section 130.

(**4**) By virtue of section 130(12) of the Railways Act 1993 the definition of "Scottish franchise agreement" in section 83(1) of that Act (inserted into that subsection by paragraph 37(3) of Part 2 of Schedule 1 to the Railways Act 2005) applies for the purposes of section 130.

(**5**) By virtue of section 130(12) of the Railways Act 1993 the definition of "Scotland-only service" in section 83(1) of that Act (inserted into that subsection by paragraph 37(3) of Part 2 of Schedule 1 to the Railways Act 2005) applies for the purposes of section 130.

(**6**) 1999 c. 29.

(**7**) "Transport subsidiary's agreement" is defined in section 169 of the Greater London Authority Act 1999.