

EXECUTIVE NOTE

The Strathclyde Passenger Transport Authority (Constitution, Membership and Transitional and Consequential Provisions) Amendment Order 2007 SSI/2007/23

1. The above instrument will be made in exercise of the powers conferred by section 40 and Schedule 5 of the Local Government etc. (Scotland) Act 1994 (c.39). This instrument is subject to the negative resolution procedure.

Policy Objectives

2. The Regional Transport Partnerships (Establishment, Constitution and Membership) (Scotland) Order 2005 (S.S.I. 2005/622) created the West of Scotland Transport Partnership. The Transfer of Functions from the Strathclyde Passenger Transport Authority and the Strathclyde Passenger Transport Executive to the West of Scotland Transport Partnership Order 2006 (S.S.I. 2006/106) transferred the majority of functions of the Strathclyde Passenger Transport bodies to the West of Scotland Transport Partnership on 1 April 2006.

3. The only functions remaining with the Strathclyde Passenger Transport bodies were the functions to draw up accounts. The Transfer of Functions, Property, Rights and Liabilities from the Strathclyde Passenger Transport Executive to the Strathclyde Passenger Transport Authority Order 2007 will transfer all remaining functions, property, rights and liabilities from the Executive to the Authority and dissolve the Executive on 1 June 2007.

4. This Order reduces the residual SPTA's membership from 34 to 20 to bring it into line with the councillor membership of the Strathclyde Partnership for Transport (the brand name of the West of Scotland Transport Partnership). This should allow the same councillor members to attend meetings of both the Authority and the Transport Partnership. The Order also makes the appointment of a secretary to SPTA discretionary.

Consultation

5. The following consultation on the instrument has taken place:

5.1 Section 40(6) of the Local Government etc. (Scotland) Act 1994 places a duty on the Scottish Ministers, before making an Order such as this, to consult such persons or bodies as they think fit.

5.2 On 11 January the Scottish Executive sent a draft version of this Order to the Chief Executives of the twelve constituent councils of the Strathclyde Partnership for Transport. We received three responses, all of which were positive.

Financial Effects

6. There are no financial effects resulting from this Order.

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