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SCHEDULES

SCHEDULE 5

MODIFICATIONS AS FROM 1ST APRIL 1965 OF ENACTMENTS RELATING TO ROAD TRAFFIC

PART I

THE ROAD TRAFFIC ACT 1960

- 1 In section 17 (5), at the end there shall be added the words " and in this subsection the expression ' county borough ' includes a London borough ",
- 2 (1) In section 21(1)—
 - (a) for the words "the London Traffic Area " in both places where they occur there shall be substituted the words " Greater London ";
 - (b) in paragraph (b), for the word " Minister " there shall be substituted the words " Greater London Council ",
- (2) In section 21(2), after the words " paragraph (a)" there shall be inserted the words " or (b) " and after the word " authority " there shall be inserted the words " or the Greater London Council, as the case may be ",
- (3) In section 21(5), as substituted by section 12 (2) of the Road Traffic Act 1962, after the words " paragraph (a) " there shall be inserted the words " or to the Greater London Council as respects any road falling within paragraph (b) ",
- 3 In section 22(5)—
 - (a) in paragraph (a), for the words " the London Traffic Area " there shall be substituted the words " Greater London ";
 - (b) for paragraph (b) there shall be substituted—

“(b) as respects a road in Greater London, not being a trunk road, the Greater London Council”.
- 4 In section 26(1), for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- 5 (1) In section 34(1)—
 - (a) for the words " The Minister may make regulations " there shall be substituted the words " Subject to section 10(2) of the London Government Act 1963, the Minister may by order made by statutory instrument, which may be varied or revoked by a subsequent order so made, make provision ";
 - (b) for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- (2) In section 34(2)—
 - (a) for the word " regulations " there shall be substituted the word " order ";
 - (b) for the words " the London Traffic Area " there shall be substituted the words " Greater London ",

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- (3) In section 34(3)—
- (a) for the word " regulations " in the first place where it occurs there shall be substituted the word " order ";
 - (b) for the words "regulations remain" there shall be substituted the words " order remains ";
 - (c) for the words " regulations made by the Minister " in the first place where they occur there shall be substituted the word " order ";
 - (d) for the words " regulations made by the Minister apply " there shall be substituted the words " order applies ",
- (4) In section 34(4) as substituted by Schedule 1 to the Road Traffic Act 1962 and in section 34(6) and (7), for the word " regulations " wherever it occurs there shall be substituted the word " order ",
- 6 (1) In section 35 (1), for the words " the Minister" there shall be substituted—
- (a) in the first place where they occur, the words " the Greater London Council" ;
 - (b) in the second place where they occur, the words " that Council".
- (2) After section 35 (1) there shall be inserted—
- “(1A) The said Council shall not give their consent to any such scheme as aforesaid affecting a trunk road except with the agreement of the Minister; and in the case of any particular scheme the Minister may after consultation with that Council direct the Council to consent thereto within a specified period or to withhold their consent therefrom.”
- (3) In section 35(4), for the words from "regulations made" onwards there shall be substituted the words " any order for the time being in force under section 34 of this Act or section 10(1) of the London Government Act 1963 ",
- (4) In section 35(5)—
- (a) for the word " Minister " in the first place where it occurs there shall be substituted the words " said Council ";
 - (b) for the words from " regulations of " onwards there shall be substituted the words " an order under the said section 34 or 10(1) ",
- (5) In section 35 (7), for the words " the metropolitan police district and the City of London" there shall be substituted the words " Greater London ",
- 7 In section 39(2) for the words "the London Traffic Area" there shall be substituted the words " Greater London ",
- 8 (1) In section 44(6)(a) after the word " Wales " there shall be inserted the words " other than Greater London ",
- (2) After section 44 (7) there shall be inserted—
- “(7A) In the application of this section to Greater London, ' local authority ' means—
- (a) as respects a road for the time being designated by or under section 17 of the London Government Act 1963 as a metropolitan road, the Greater London Council;
 - (b) as respects any other road in a London borough, the council of the borough ;

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- (c) as respects any other road in the City of London, the Common Council;
- but before the Greater London Council submit any scheme under this section with respect to a road for the time being designated as aforesaid they shall consult with any other of the councils aforesaid within whose area that road is situated.”
- (3) In section 44(8) for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- 9 (1) In section 49(1) the words from " other than " to " county borough " shall be omitted.
- (2) At the end of section 49 there shall be added—
- “(9) In its application to Greater London, this section shall have effect as if—
- (a) the City of London were a borough and the Common Council the council of that borough ;
- (b) for any reference to the appropriate Minister there were substituted a reference to the Greater London Council; and
- (c) the words ' by statutory instrument ' in subsection (5) were omitted.”
- 10 In section 50, after the word " confirmation " there shall be inserted the words " in the case of byelaws of a local authority in Greater London by the Greater London Council or in any other case ",
- 11 In section 60(2) for the words " metropolitan borough " there shall be substituted the words " London borough ",
- 12 In section 63(1), after the word " Act " there shall be inserted the words " or sections 10 to 12 of the London Government Act 1963 ",
- 13 In section 65(3), at the end there shall be added the words " the Greater London Council or the Common Council of the City of London ",
- 14 In section 75(3), for the words from " not being " to " borough " there shall be substituted the words " being the council of a non-county borough or urban district ",
- 15 In section 79(1), for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- 16 In section 80(1), for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- 17 (1) In section 81(1), for the words " the London Traffic Area " there shall be substituted the words " Greater London ",
- (2) In section 81(16)(a), for the words " or county district " there shall be substituted the words " London borough or county district, the Common Council of the City of London or, subject to subsection (16A) of this section, the Greater London Council ",
- (3) After section 81(16) there shall be inserted—
- “(16A) The Greater London Council shall not exercise their powers under this section—
- (a) as respects any London borough, without the consent of the council of that borough, or
- (b) as respects the City, without the consent of the Common Council, except with the consent of the Minister of Transport.”

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- 18 (1) In section 85(1), at the beginning there shall be inserted the words " Subject to section 13 (2) of the London Government Act 1963 ",
- (2) In section 85(4), for the words "metropolitan borough" there shall be substituted the words " London borough ",
- (3) In section 85(5)—
- (a) at the beginning there shall be inserted the words " Subject to section 13(2) of the London Government Act 1963 ";
 - (b) for the words " the metropolitan police district or the City of London " there shall be substituted the words " Greater London ";
 - (c) in paragraph (b), for the words " London County" there shall be substituted the words " Greater London " :
 - (d) at the end of paragraph (c) there shall be added the words " and, where the transfer is made to the Greater London Council, as if that Council were a local authority within the meaning of this section ",
- (4) In section 85(10), at the end there shall be added the words " or section 10(1) of the London Government Act 1963 ",
- 19 In section 86, as substituted by section 29(1) of the Road Traffic Act 1962, at the beginning of subsection (1) and at the beginning of subsection (2) there shall be inserted the words " Subject to section 13(2) of the London Government Act 1963 ",
- 20 In section 87, as substituted by the said section 29 (1)—
- (a) in subsection (2) for the words from " and such " to " such a designation " there shall be substituted the words " or section 10(1) of the London Government Act 1963, and such an order, or an order under any of those sections containing a designation of a place as a parking place " :
 - (b) at the beginning of subsection (3) there shall be inserted the words " Subject to section 13(2) of the London Government Act 1963. "
- 21 In section 88 (1)(b), after the word "Minister" there shall be inserted the words " or the Greater London Council. "
- 22 In section 89(3)(c), after the word " council" there shall be inserted the words " to the Greater London Council ",
- 23 (1) In section 90(3) after the word " conferred " there shall be inserted the words " on the Minister ",
- (2) After section 90(7) there shall be added—
- “(8) In relation to any functions exercised by the Greater London Council, any reference in subsection (1) or (2) of this section to the Minister shall be construed as a reference to that Council.”
- 24 In section 101(1), after the word " resides" where first occurring there shall be inserted the words " or, if he resides in Greater London, the Greater London Council ",
- 25 After section 135(8) there shall be added—
- “(9) In relation to any route, stopping place or terminal point within Greater London, any reference in subsection (8) of this section to the commissioner of police of the metropolis or the commissioner of police for the City of

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- London shall be construed as including a reference to the Greater London Council.”
- 26 After section 141(8) there shall be added—
- “(9) In relation to any route or part of a route which lies within Greater London, any reference in subsections (2) to (6) of this section to the commissioner of police shall be construed as including a reference to the Greater London Council.”
- 27 In section 202(2)(a), for the words " metropolitan borough " there shall be substituted the words " London borough, the Greater London Council ",
- 28 In section 220(6), for the words " metropolitan borough " there shall be substituted the words " London borough ",
- 29 In section 221(3), after the word " district" there shall be inserted the words " the Greater London Council ",
- 30 In section 248, after the words " purposes of this Act" there shall be inserted the words " or sections 9 to 15 and 20(2) of the London Government Act 1963 ",
- 31 In section 249(1), after the word "Act" there shall be inserted the words " or section 10 of the London Government Act 1963 ",
- 32 In section 257(1), in the definition of " highway authority " for the words " or the council of a metropolitan borough " there shall be substituted the words " the council of a London borough or the Greater London Council ",
- 33 In Schedule 4, in paragraph 11, for the words "the metropolitan police district and the City of London ", there shall be substituted the words " Greater London ",
- 34 In Schedule 8, in paragraph 1, for the words " the administrative county of London " there shall be substituted the words " Greater London ",
- 35 In Schedule 10—
- (a) for paragraph 3 there shall be substituted—
- “3 The Minister shall take into consideration any objections duly made to the making of the order”;
- (b) in paragraph 5 (1), for the words " the London Traffic Area" there shall be substituted the words " Greater London ";
- (c) for paragraph 7 there shall be substituted—
- “7 After advertising in pursuance of the last foregoing paragraph any proposal to make an order, the Minister shall take into consideration any objections duly made to the proposal.”