

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Transport Act 1968. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 5

PASSENGER TRANSPORT AUTHORITIES AND EXECUTIVES

[^{F1}]^{F2}PART I

Textual Amendments

- F1** Sch. 5 Pt. I repealed (E.W.S.) by Transport Act 1985 (c. 67, SIF 126), ss. 57(6), 139(3), Sch. 3 para. 21(1), Sch. 8
- F2** Sch. 5 Pt. I repealed (S.) by Local Government (Scotland) Act 1973 (c. 65), Sch. 29

The Authority

- 1 The Authority established for a designated area under an order made under section 9(1) of this Act shall consist of—
- (a) such number of members appointed respectively by such of the councils of constituent areas, or by such two or more of those councils acting jointly, as may be specified in the order;
- [^{F3}(b) such number of members not exceeding one-sixth of the aggregate number of the members appointed under sub-paragraph (a) of this paragraph as the Minister may see fit to appoint from among persons appearing to him to have special knowledge or experience which would be of value to the Authority in the exercise of their functions;]
- and the chairman of the Authority shall be such one of their number as the members of the Authority may [^{F4}with the approval of the Minister] appoint.

Textual Amendments

- F3** Para 1(b) repealed (E.W.) by Local Government Act 1972 (c. 70), Sch. 30
- F4** Words repealed (E.W.) by Local Government Act 1972 (c. 70), Sch. 30

- 2 If and to such extent as it appears to him appropriate so to do, the Minister may, in determining the council or councils by whom members of the Authority are to be appointed under paragraph 1(a) of this Part of this Schedule, take into account the product of a rate of [^{F5}one new penny] in the pound for so much of the respective areas of the councils of constituent areas as falls within the designated area.

Textual Amendments

- F5** Words substituted by Decimal Currency Act 1969 (c. 19), Sch. 2 para. 31 in relation to anything falling to be done after 31.3.1971

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- 3 A person may be appointed as a member of the Authority for a designated area under the said paragraph 1(a) whether or not he is a member of the council or one of the councils by whom he is so appointed; but no person who is for the time being a member, officer or servant of the Executive for that designated area or who is for the time being a servant of a subsidiary of that Executive shall be appointed as a member of the Authority, and any person appointed to be a member of the Authority who subsequently becomes a member, officer or servant of that Executive or a servant of such a subsidiary shall forthwith vacate his membership of the Authority.
- 4 A person who at the date of his appointment as a member of the Authority under the said paragraph 1(a) was a member of the council or one of the councils by whom he was so appointed but who subsequently ceases to be a member of that council shall upon so ceasing also vacate office as a member of the Authority but shall be eligible for re-appointment.
- 5 If at any time not less than three months after the coming into force of the order under section 9(1) of this Act providing for the establishment of the Authority, or after a vacancy has arisen among the members of the Authority which falls to be filled by an appointment made under the said paragraph 1(a), the initial appointment of any member of the Authority falling to be made as aforesaid, or, as the case may be, an appointment to fill that vacancy, has not been made, the Minister, after consultation with the council or councils by whom the appointment falls to be made, may himself make the appointment on their behalf.]]

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act amendment to earlier affecting S.I. 1993/1119 Sch. 1 by S.I. 2012/1659 Sch. 3 para. 32(3)
- Act transfer of functions in part by S.I. 2012/1659 art. 2Sch. 1
- Blanket amendment words substituted by S.I. 2011/1043 art. 36

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 9(1)(a)(ia) inserted by S.I. 2011/908 Sch. 2 para. 2(c)
- s. 9(1)(a)(ia) omitted by S.I. 2014/866 Sch. para. 2(2)(b)
- s. 9(1)(b)(ia) inserted by S.I. 2011/908 Sch. 2 para. 3(b)
- s. 9(1)(b)(ib) inserted by S.I. 2018/1133 art. 11(a)(ii)
- s. 9(1)(b)(ia) substituted by S.I. 2014/866 Sch. para. 2(4)
- s. 9(1)(b)(ia) words inserted by S.I. 2018/1133 art. 11(a)(i)
- s. 9(1)(c)(ib)-(ie) inserted by 2015 c. 20 Sch. 8 para. 9(2)(b)
- s. 9(1)(c)(ia) inserted by S.I. 2014/864 Sch. 2 para. 2(2)(b)
- s. 9(1)(c)(iaa) inserted by S.I. 2016/653 Sch. 2 para. 2(2)
- s. 9(1)(c)(ie) substituted by S.I. 2018/1133 art. 11(b)
- s. 9(1)(aa)(ab) inserted by S.I. 2014/866 Sch. para. 2(3)
- s. 9(5A) inserted by S.I. 2011/908 Sch. 2 para. 6
- s. 9(5A) omitted by S.I. 2014/866 Sch. para. 2(6)
- s. 9(6A) inserted by S.I. 2014/864 Sch. 2 para. 2(3)
- s. 9(6A) words substituted by S.I. 2016/653 Sch. 2 para. 2(3)
- s. 9(6B) inserted by S.I. 2016/653 Sch. 2 para. 2(4)
- s. 9(6C)(6D) inserted by S.I. 2018/1133 art. 11(c)
- s. 9A(4A) inserted by 2008 c. 26 s. 67(3)
- s. 9A(12) inserted by S.I. 2014/864 Sch. 2 para. 3
- s. 9A(12) words substituted by S.I. 2016/653 Sch. 2 para. 3(2)
- s. 9A(13) inserted by S.I. 2016/653 Sch. 2 para. 3(3)
- s. 10(1)(viiiia) inserted by 2015 c. 20 Sch. 8 para. 2(4)
- s. 10(1)(ia) inserted by 2015 c. 20 s. 49(1)(a)
- s. 10(2A) inserted by 2008 c. 26 s. 66(3)
- s. 10(10) inserted by S.I. 2014/864 Sch. 2 para. 4
- s. 10(10) words substituted by S.I. 2016/653 Sch. 2 para. 4(2)
- s. 10(11) inserted by S.I. 2016/653 Sch. 2 para. 4(3)
- s. 10A-10C inserted by 2011 c. 20 s. 12(1)
- s. 10A(1) words inserted by S.I. 2014/866 Sch. para. 5
- s. 10B(6)(b) words substituted by 2014 c. 14 Sch. 4 para. 22
- s. 11(3B) inserted by S.I. 2014/864 Sch. 2 para. 5
- s. 11(3B) words substituted by S.I. 2016/653 Sch. 2 para. 5(2)
- s. 11(3C) inserted by S.I. 2016/653 Sch. 2 para. 5(3)
- s. 12(8) inserted by S.I. 2014/864 Sch. 2 para. 6
- s. 12(8) substituted by S.I. 2016/653 Sch. 2 para. 6
- s. 14(4) inserted by S.I. 2014/864 Sch. 2 para. 8
- s. 14(4) substituted by S.I. 2016/653 Sch. 2 para. 8
- s. 15(8) inserted by S.I. 2014/864 Sch. 2 para. 9
- s. 15(8) substituted by S.I. 2016/653 Sch. 2 para. 9
- s. 15A(4) inserted by S.I. 2014/864 Sch. 2 para. 10
- s. 15A(4) substituted by S.I. 2016/653 Sch. 2 para. 10
- s. 16(2A) inserted by S.I. 2014/864 Sch. 2 para. 11
- s. 16(2A) words substituted by 2015 c. 20 Sch. 8 para. 9(3)(a)

- s. 16(2A) words substituted by S.I. 2016/653 Sch. 2 para. 11(2)(a)
- s. 16(2A) words substituted by S.I. 2016/653 Sch. 2 para. 11(2)(b)
- s. 16(2A)(b) word omitted by 2015 c. 20 Sch. 8 para. 9(3)(b)
- s. 16(2A)(d) and word inserted by 2015 c. 20 Sch. 8 para. 9(3)(c)
- s. 16(2B) inserted by S.I. 2016/653 Sch. 2 para. 11(3)
- s. 20(2A) inserted by 2015 c. 20 Sch. 8 para. 4(3)
- s. 22(2A) inserted by 2011 c. 20 s. 12(3)
- s. 23A(1A) inserted by 2015 c. 20 Sch. 8 para. 5
- s. 43A inserted by S.I. 2012/1659 Sch. 2 para. 32
- s. 56(6)(bc) inserted by 2009 c. 20 Sch. 6 para. 6
- s. 96(11B)(d) inserted by S.I. 2019/453 reg. 3(2)(c)
- s. 96A inserted by S.I. 2016/248 reg. 3
- s. 96A(1)(a) words substituted by S.I. 2019/453 reg. 34
- s. 97(1)(a)(i) words inserted by S.I. 2019/453 reg. 35(2)(a)
- s. 97(1)(a)(i) words substituted by S.I. 2016/248 reg. 4(2)(a)
- s. 97(1)(a)(ii) substituted by S.I. 2019/453 reg. 4(b)
- s. 97(1)(a)(ii) words substituted by S.I. 2019/453 reg. 35(2)(b)
- s. 97(1)(a)(iii) words substituted by S.I. 2016/248 reg. 4(2)(b)
- s. 97(4B)-(4D) inserted by S.I. 2016/248 reg. 4(7)
- s. 97(4B) words substituted by S.I. 2019/453 reg. 35(4)
- s. 97ZA-97ZC inserted by S.I. 2019/453 reg. 5
- s. 97ZB(5) words inserted by S.I. 2019/453 reg. 36(c)
- s. 97ZB(5) words substituted by S.I. 2019/453 reg. 36(a)
- s. 97ZB(5) words substituted by S.I. 2019/453 reg. 36(b)
- s. 98(2A)(a) substituted for words by S.I. 2019/453 reg. 14(2)
- s. 98(2A)(a) words substituted by S.I. 2019/453 reg. 14(3)
- s. 98(2A)(a) words substituted by S.I. 2019/453 reg. 37(a)
- s. 98(2A)(b) inserted by S.I. 2019/453 reg. 14(4)
- s. 98(4)(b) words substituted by S.I. 2019/453 reg. 37(b)
- s. 99A(6) inserted by 2006 c. 49 s. 12(1)
- s. 99ZA(7) inserted by S.I. 2019/453 reg. 16(5)
- s. 99ZA(7)(a)(i)(ii) substituted for words by S.I. 2019/453 reg. 38
- s. 99ZG inserted by S.I. 2011/996 reg. 4(2)
- s. 103(10) inserted by S.I. 2016/248 reg. 11(3)
- s. 104(3A)(3B) inserted by S.I. 2012/1659 Sch. 2 para. 38(5)
- s. 105(3ZA)(3ZB) inserted by S.I. 2012/1659 Sch. 2 para. 39(6)
- s. 106106A substituted for s. 106 by S.I. 2012/1659 Sch. 2 para. 40
- s. 116(12)-(15) inserted by S.I. 2012/1659 Sch. 2 para. 46(3)
- s. 117(1C)(1D) inserted by S.I. 2012/1659 Sch. 2 para. 47(3)
- s. 117(1E)(1F) inserted by S.I. 2013/2314 art. 5(2)
- s. 118(1B) inserted by S.I. 2012/1659 Sch. 2 para. 48(3)
- s. 118(1C) inserted by S.I. 2013/2314 art. 5(3)
- s. 137(3)(aa) inserted by S.I. 2012/1659 Sch. 2 para. 51(2)(b)
- s. 137(4)(aa) inserted by S.I. 2012/1659 Sch. 2 para. 51(3)(b)
- Sch. 5 Pt. 2 para. 2 words inserted by 2008 c. 26 Sch. 4 para. 17(2)
- Sch. 5 para. 2 words inserted by 2015 c. 20 Sch. 8 para. 9(4)(a)
- Sch. 13 para. 3A inserted by S.I. 2012/1659 Sch. 2 para. 53(4)

Commencement Orders yet to be applied to the Transport Act 1968

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2009/107 art. 2-5Sch. 1-5 Commencement Order
- S.I. 2009/579 art. 2 commences (2008 c. 26)
- S.I. 2009/3294 art. 2 commences (2008 c. 26)
- S.I. 2009/3318 art. 2-4 commences (2009 c. 20)

– [S.S.I. 2009/319 art. 2Sch. 1 commences \(2008 asp 5\)](#)