



# Local Transport Act 2008

## CHAPTER 26

### LOCAL TRANSPORT ACT 2008

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- 83 Secretary of State's power to direct a review of arrangements
- 84 Constitutional arrangements
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- 87 Delegation of local authority functions
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- 113 Supplementary provision as to charging schemes
- 114 Suspension of charging schemes
- 115 Interference with functioning of equipment
- 116 Use of equipment for charging schemes
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- 127 Civil enforcement of traffic contraventions: meaning of "local authority"
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**SCHEDULES****SCHEDULE 1 — References to local transport plans**

- 1 The TA 2000 is amended as follows.
- 2 Quality contracts schemes
- 3 Joint and through ticketing schemes
- 4 Information about bus services
- 5 Local licensing schemes
- 6 Joint local licensing schemes
- 7 Joint local-London licensing schemes
- 8 Financial provisions relating to road user charging and workplace parking levy

**SCHEDULE 2 — Competition test: amendments of Schedule 10 to the Transport Act 2000**

- 1 Schedule 10 to the TA 2000 (competition test for exercise...
- 2 Test for the exercise of functions by local authorities
- 3 (1) Paragraph 1 (functions to which Schedule 10 applies) is...
- 4 (1) Paragraph 2 (competition test) is amended as follows.

- 5 Omit paragraphs 3 and 4.
- 6 In paragraph 5 (investigation by OFT)— (a) for “the OFT”...
- 7 In paragraph 10 (decisions) omit paragraph (a).
- 8 Omit paragraph 11.
- 9 In paragraph 12(1) (enforcement of decision) after “a function to...
- 10 In paragraph 13(1) (restriction on disclosure of information) after “its...
- 11 In paragraph 14 (offence of disclosing information) after “its functions...
- 12 After paragraph 14 insert— Advice and information (1) As soon as is reasonably practicable after the passing...
- 13 In paragraph 15 (defamation)— (a) after “or notice given” insert...
- 14 (1) Paragraph 16 (fees) is amended as follows.
- 15 New test for certain agreements, decisions and practices
- 16 Schedule heading

### SCHEDULE 3 — Detention of certain PSVs used without PSV operators' licences

### SCHEDULE 4 — Change of name of PTAs: consequential amendments

#### Part 1 — AMENDMENTS OF THE TRANSPORT ACT 1968

- 1 The TA 1968 is amended as follows.
- 2 (1) Section 9 (Passenger Transport Areas, Authorities and Executives) is...
- 3 (1) Section 9A (general functions of Passenger Transport Authorities and...
- 4 In section 10 (general powers of Executive), in each of...
- 5 In section 12(1) (borrowing powers of Executive) after “the Executive...
- 6 In section 14(1) (accounts of Executive) after “The Executive for”...
- 7 In section 15 (further functions of Authority), in subsections (1)...
- 8 In section 16(1) (publication of annual report by Authority and...
- 9 In section 20(2) (special duty of Executives with respect to...
- 10 In section 23 (consents of, or directions by, Minister under...
- 11 In consequence of the amendments made by this Part—
- 12 (1) Section 56 (assistance towards capital expenditure on public transport...
- 13 In section 134(1) (duty to act in certain cases as...
- 14 (1) Section 137 (machinery for negotiation and consultation with staff)...
- 15 In section 141(1) (application of Town and Country Planning Acts)...
- 16 In section 160(5) (stamp duty) after “any area which is”...
- 17 (1) Schedule 5 (Passenger Transport Authorities and Executives) is amended...

#### Part 2 — AMENDMENTS OF THE TRANSPORT ACT 1985

- 18 The TA 1985 is amended as follows.
- 19 In consequence of the amendments made by this Part—
- 20 (1) In section 63(9)(b) (functions of local councils with respect...
- 21 In section 64(1) (consultation with respect to policies as to...
- 22 (1) Section 72 (the public transport companies and their controlling...
- 23 In section 73(5) (control over constitution and activities of public...
- 24 In section 74(2) (disabilities of directors of public transport companies) —...
- 25 (1) Section 75 (powers of investment and disposal in relation...
- 26 (1) Section 79 (financial backing for public transport companies) is...
- 27 (1) In section 80 (duty not to inhibit competition) at...
- 28 (1) Section 81 (provision, maintenance and operation of bus stations)...
- 29 In section 84(1)(a) (compensation for loss of employment, etc, on...

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

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- 30 (1) Section 85 (incorporation of Passenger Transport Executives into Authorities)...
- 31 In section 86(1) (amendments consequential on orders under section 85)...
- 32 (1) Section 93 (travel concession schemes) is amended as follows....
- 33 In section 95(4) (publicity requirements for schemes) after “under section...”
- 34 In section 96(3) (right of service operators to participate in...)
- 35 In section 97(10) (compulsory participation in concession schemes) after “the...”
- 36 (1) Section 104 (travel concessions on services provided by PTEs)...
- 37 In section 106(4)(a) (grants for transport facilities and services) after...
- 38 In section 130(3) (capital gains tax) after “from a Passenger...”
- 39 In consequence of the amendments made by this Part, in...
- 40 In section 137(5) (interpretation of references to Authorities, etc)—
- Part 3 — AMENDMENTS OF THE TRANSPORT ACT 2000
- 41 The TA 2000 is amended as follows.
- 42 In section 108(4) (meaning of “local transport authority” for purposes...
- 43 (1) Section 124 (quality contracts schemes) is amended as follows....
- 44 In section 146 (mandatory concessions: supplementary), in paragraph (c) of...
- 45 (1) In section 157(1) (grants) for “the Passenger Transport Authority...”
- 46 (1) Section 162 (interpretation of Part 2) is amended as...
- 47 In section 198(2) (interpretation of certain references to authority’s local...)
- Part 4 — OTHER AMENDMENTS
- 48 Local Government Act 1972 (c. 70)
- 49 Race Relations Act 1976 (c. 74)
- 50 Transport Act 1983 (c. 10)
- 51 Road Traffic Regulation Act 1984 (c. 27)
- 52 Rates Act 1984 (c. 33)
- 53 Local Government Act 1985 (c. 51)
- 54 Airports Act 1986 (c. 31)
- 55 Local Government Act 1988 (c. 9)
- 56 Local Government Finance Act 1988 (c. 41)
- 57 Local Government and Housing Act 1989 (c. 42)
- 58 Railways Act 1993 (c. 43)
- 59 Value Added Tax Act 1994 (c. 23)
- 60 Education Act 1996 (c. 56)
- 61 Audit Commission Act 1998 (c. 18)
- 62 Local Government Act 1999 (c. 27)
- 63 Greater London Authority Act 1999 (c. 29)
- 64 Freedom of Information Act 2000 (c. 36)
- 65 Police Reform Act 2002 (c. 30)
- 66 Railways Act 2005 (c. 14)
- 67 Concessionary Bus Travel Act 2007 (c. 13)
- 68 Local Government and Public Involvement in Health Act 2007 (c. 28)

#### SCHEDULE 5 — ITAs and charging schemes: minor and consequential amendments

- 1 Introductory
- 2 Preliminary: power to make schemes does not limit other powers
- 3 Conditions for making trunk road schemes



- 4 Charging schemes to be made by order
- 5 Confirmation of charging schemes
- 6 Consultation and inquiries
- 7 Traffic signs
- 8 Guidance
- 9 Interpretation
- 10 Financial provisions
- 11 In paragraph 2(4) (net proceeds) after “local traffic authority” insert...
- 12 (1) Paragraph 3 (apportionment) is amended as follows.
- 13 (1) Paragraph 7 (accounts and funds) is amended as follows....
- 14 (1) Paragraph 8 (application of proceeds by non-metropolitan local traffic...
- 15 After paragraph 11 insert— Application of proceeds by Integrated Transport...

#### SCHEDULE 6 — Amendments of financial provisions relating to schemes

##### Part 1 — AMENDMENTS OF SCHEDULE 12 TO THE TRANSPORT ACT 2000

- 1 Schedule 12 to the TA 2000 (financial provisions relating to...
- 2 Application of proceeds by non-metropolitan local traffic authorities
- 3 Application of proceeds where paragraph 8 does not apply
- 4 Plans and programmes for application of proceeds
- 5 Programme for application of proceeds after end of opening period
- 6 Application of proceeds by London traffic authorities
- 7 Application of proceeds by Secretary of State and Welsh Ministers
- 8 Regulations and orders

##### Part 2 — AMENDMENTS OF SCHEDULE 23 TO THE GREATER LONDON AUTHORITY ACT 1999

- 9 Schedule 23 to the GLA Act 1999 (road user charging)...
- 10 Application of net proceeds
- 11 In paragraph 17, omit sub-paragraphs (1), (2) and (6).
- 12 Apportionment of net proceeds

#### SCHEDULE 7 — Repeals

- Part 1 — REPEALS RELATING TO PART 2 OF THIS ACT
- Part 2 — REPEALS RELATING TO PART 3 OF THIS ACT
- Part 3 — REPEALS RELATING TO PART 4 OF THIS ACT
- Part 4 — REPEALS RELATING TO PART 5 OF THIS ACT
- Part 5 — REPEALS RELATING TO PART 6 OF THIS ACT