

2000 No. 476

PUBLIC PASSENGER TRANSPORT

The Croydon Tramlink (Penalty Fares) Order 2000

<i>Made</i>	- - -	<i>28th February 2000</i>
<i>Laid before Parliament</i>		<i>28th February 2000</i>
<i>Coming into force</i>		<i>19th March 2000</i>

The Secretary of State for the Environment, Transport and the Regions in exercise of the powers conferred on him by section 45 of the Croydon Tramlink Act 1994(a) and at the request of Tramtrack Croydon Limited in exercise of the functions conferred on it by article 2 of the Croydon Tramlink (Transfer of Functions) Order 1996(b) hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Croydon Tramlink (Penalty Fares) Order 2000 and shall come into force on 19th March 2000.

(2) In this Order “the 1992 Act” means the London Regional Transport (Penalty Fares) Act 1992(c).

Modifications to the 1992 Act

2. The 1992 Act shall have effect with respect to passengers travelling on Tramlink, with the modifications set out in the Schedule to this Order.

Signed by authority of the Secretary of State
for the Environment, Transport and the Regions

28th February 2000

Keith Hill
Parliamentary Under Secretary of State,
Department of the Environment, Transport and the Regions

(a) 1994 c. xi.
(b) S.I. 1996/2944.
(c) 1992 c. xvi.

MODIFICATIONS OF THE 1992 ACT

1. Sections 2 and 3 and 5 to 9 of the 1992 Act shall have effect subject to the following modifications—

- (a) for each reference to “the Corporation” there shall be substituted a reference to “the Company” except for the definition of the “Corporation” in section 2(1) and references to “the Corporation” in section 3(1)(b) and in section 3(7);
- (b) for each reference to “train service” there shall be substituted a reference to “tram service”;
- (c) for each reference to “train” there shall be substituted a reference to “tram”;
- (d) for each reference to “station” there shall be substituted a reference to “tramstop”.

2.—(1) Section 2 of the 1992 Act shall have effect subject also to the following modifications as set out in sub-paragraphs (2) to (6) below.

(2) In subsection (1)—

- (i) before the definition of “bus service” there shall be inserted—
““the authorised railways” has the same meaning as in section 2 of the Croydon Tramlink Act 1994;”;
- (ii) in the definition of “compulsory ticket area” for the words “that part of a station” there shall be substituted the words “a tram or any place”;
- (iii) before the definition of “the Corporation” there shall be inserted—
““the Company” means Tramtrack Croydon Limited;”;
- (iv) for the definition of “person providing the service” there shall be substituted—
““person providing the service” means the Company or any person appointed by the Company to operate the service”;
- (v) the definition of “platform ticket” shall be omitted;
- (vi) the definition of “station” shall be omitted;
- (vii) in the definition of “train service” for the words “for the carriage of passengers by rail” there shall be substituted the words “provided by the Company for the carriage of passengers by tram and includes a service for the carriage of passengers by road where a service by tram has been temporarily interrupted or suspended; and”;
- (viii) there shall be inserted immediately before the definition of “train service”—
““tram” means any rail vehicle, locomotive or other vehicle fitted with flanged wheels and adapted to travel upon the authorised railways, including any such railways designated as tramways;”;
- (ix) there shall be inserted immediately before subsection (2)(a)—
““tramstop” means any platform from time to time designated by the Company for the collection, or setting down, of passengers by trams along the routes of the authorised railways and includes any such platform at Wimbledon Station or Elmers End Station.”.

(3) In subsection (2)(a) the words “subject to paragraph (b) below” and “on a train forming part of that service or is” shall be omitted.

(4) For subsection (2)(b) there shall be substituted—

- “(b) A person at a tramstop is not to be taken as travelling on a tram service unless he came there by alighting from a tram.”.

(5) In subsection (4)(a)(i) for the words “a compulsory ticket area” there shall be substituted the words “a place which is a compulsory ticket area other than a tram”, and the words “otherwise than by transferring from a train service provided by a third person but has not boarded a train” shall be omitted.

(6) Subsection (5) shall be omitted.

3. Section 3 of the 1992 Act shall have effect subject also to the following modifications—

- (a) in subsection (1)(a) for the words “any subsidiary of the Corporation” there shall be substituted “any person appointed by the Company to operate the service”; and
- (b) subsections (3) to (7) shall be omitted.

- 4.** Section 5 of the 1992 Act shall have effect subject also to the following modifications—
- (a) in subsection (2)(a) the words “(other than one falling within paragraph (b) below)” shall be omitted;
 - (b) subsection (2)(b) shall be omitted;
 - (c) in subsection (2)(c) the words “or (b)” shall be omitted;
 - (d) in subsection (2)(c)(i) the words “or a general travel authority or (in the case of a station controlled by a third person) a deferred fare authority,” shall be omitted;
 - (e) in subsection (2)(c)(ii) for the words “a person in the uniform of the person” there shall be substituted the words “a police constable or an authorised person”;
 - (f) subsection (3) shall be omitted;
 - (g) the words “,(b)(ii)” in subsections (4) and (5) shall be omitted; and
 - (h) in subsection (6)(a) the words “and also, if he started so to travel when he transferred from a train service provided by a third person, the time when and the station where he started to travel on that service” shall be omitted.
- 5.** Section 6 of the 1992 Act shall have effect subject also to the modification that for subsection (1) there shall be substituted—
- “(1) The penalty fare in respect of any tram journey shall be payable upon demand to the person providing the service on which the requirement to pay the penalty fare is made and shall be £25.
- (1A) If the penalty fare is paid before the expiration of 21 days beginning with the day following the day upon which the journey is completed then the amount of such penalty fare shall be reduced to £15”.
- 6.** Section 9 of the 1992 Act shall have effect subject also to the modification in subsection (1) that for the words “section 6(1)” there shall be substituted the words “section 6(1A)”.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order applies the London Regional Transport (Penalty Fares) Act 1992 to Croydon Tramlink tram services provided by Tramtrack Croydon Limited. It modifies the 1992 Act to suit the Tramlink system and imposes a £25 penalty fare, which is reduced to £15 if paid within 21 days.

£1.50

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