

## SCHEDULE 2

### Modification of provisions relating to local transport plans and bus strategies

#### Part 2

##### Modification of the Transport Act 1985

1. In section 63 of the Transport Act 1985(1), for subsection (8A) substitute—
  - “(8A) In subsection (8) “the appropriate bus strategy” means—
    - (a) in the case of a council who are an excepted authority to which subsection (6) of section 110 of the Transport Act 2000 applies, the relevant policies which they have formulated in accordance with that subsection;
    - (b) in the case of a district council who are not a local transport authority—
      - (i) the bus strategy of the council for the county in which the district is situated, or
      - (ii) if the county council are an excepted authority to which section 110(6) of the Transport Act 2000 applies, the relevant policies which they have formulated in accordance with that subsection;
    - (c) in the case of any other local transport authority, their bus strategy.
  - (8B) In this Part of this Act—

“bus strategy” means the document prepared in accordance with section 110(1) of the Transport Act 2000;

“excepted authority” and “local transport authority” have the meanings given by section 108(4) of that Act.”.
2. In section 74 (disabilities of directors of public transport companies), after subsection (3B)(2) insert—
  - “(3C) In subsection (3B) above reference to a local transport plan includes, in the case of a council who are an excepted authority with no local transport plan, reference to the authority’s policies developed under section 108(1)(a) of the Transport Act 2000; and the expression “excepted authority with no local transport plan” in this subsection has the meaning given by section 110(7) of that Act.”.
3. In section 89(3) (obligation to invite tenders for subsidised services), for subsection (8) substitute—
  - “(8) In subsection (7)(b) “appropriate bus strategy” has the same meaning as in section 63(8A) of this Act, except that, in the case of a Passenger Transport Executive for a passenger transport area, it means the bus strategy made jointly by the Passenger Transport Authority for the area and the councils for the metropolitan districts comprised in the area.”.

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(1) 1985 c. 67. Relevant amendments to section 63 are made by the Transport Act 2000, sections 161 and 274, Schedule. 11 paragraphs 9, 11(1) and (6).

(2) Subsection (3B) is substituted, in relation to England, by SI 2001/2237.

(3) Section 89 is substituted, in relation to England and Wales, by the Transport Act 2000, section 152.