
STATUTORY INSTRUMENTS

2017 No. 510

**The West Midlands Combined Authority
(Functions and Amendment) Order 2017**

PART 2

Transport

Permit schemes

8.—(1) The functions of the constituent councils as local highway authorities specified in the following provisions of the 2004 Act are exercisable by the Combined Authority in relation to Combined Authority roads—

- (a) section 33 (preparation of permit schemes)(**1**);
- (b) section 33A (implementation of permit schemes of strategic highways companies and local highway authorities in England)(**2**); and
- (c) section 36 (variation and revocation of permit schemes)(**3**).

(2) The functions of the constituent councils as permit authorities specified in the 2007 Regulations are exercisable by the Combined Authority in relation to Combined Authority roads.

(3) The functions mentioned in paragraph (1) and (2) are exercisable by the Combined Authority concurrently with the constituent councils.

(4) Part 3 of the 2004 Act (permit schemes) applies in relation to the preparation, implementation, variation and revocation of permit schemes by the Combined Authority as it applies in relation to the preparation, implementation, variation and revocation of permit schemes by a constituent council, subject to the modifications in Schedule 2.

(5) The 2007 Regulations apply in relation to the content, preparation, operation, variation and revocation of permit schemes by the Combined Authority as they apply in relation to the content, preparation, operation, variation and revocation of permit schemes by a constituent council.

(6) For the purposes of paragraph (5), references in the 2007 Regulations to a Permit Authority are to be read as including references to the Combined Authority.

(7) In this article—

- (a) “permit scheme” is to be construed in accordance with section 32 of the 2004 Act; and
- (b) “the 2007 Regulations” means the Traffic Management Permit Scheme (England) Regulations 2007(**4**);

(1) Section 33 was amended by section 51 of, and Schedule 10 to, the Deregulation Act 2015 (c. 20).
(2) Section 33A was inserted by section 51 of, and Schedule 10 to, the Deregulation Act 2015.
(3) Section 36 was substituted by section 51 of, and Schedule 10 to, the Deregulation Act 2015.
(4) S.I. 2007/3372, amended by S.I. 2015/958.