



Transport (Scotland) Act 2005

2005 asp 12

PART 1

REGIONAL TRANSPORT

CHAPTER 1

REGIONAL TRANSPORT PARTNERSHIPS

Administration

3 Regional Transport Partnerships: funding and borrowing

- (1) The net expenses of a Transport Partnership for each financial year shall be paid by—
 - (a) its constituent councils; or
 - (b) where there is only one, that council.
- (2) The share of the expenses to be paid by a constituent council under subsection (1)(a) above shall be—
 - (a) such as the Transport Partnership, having regard to its transport strategy, thinks fit; or
 - (b) where the Partnership is unable to decide, such as is determined by the Scottish Ministers by order.
- (3) The Scottish Ministers may, by order, provide as to the arrangements for the payment of amounts payable under this section.
- (4) For the purposes of this section, the net expenses of a Transport Partnership for a financial year are those of its [^{F1}estimated] expenses for that year[^{F2}, and of any outstanding expenses from the financial year previous to that year,] which are not met—
 - (a) by a grant made by any person which is not repayable;
 - (b) by a grant so made which is subject to a condition requiring repayment and which remains unsatisfied; ^{F3}...
 - (c) by any other income for that year.

Changes to legislation: Transport (Scotland) Act 2005, Cross Heading: Administration is up to date with all changes known to be in force on or before 23 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

[^{F4}(d) by funds held by the Transport Partnership that it allocates to meet expenses for that year.]

[^{F5}(4A) A Transport Partnership must, having regard to its transport strategy, prepare a forecast of its net expenses for each financial year and provide a copy of the forecast to—

- (a) its constituent councils, or
- (b) where there is only one, that council.]

- (5) A Transport Partnership may give grants or loans to any person for any purposes that, in its opinion, contribute to the implementation of the Partnership's transport strategy.
- (6) Such grants or loans may be given subject to such conditions (including conditions requiring repayment in specified circumstances) as the Transport Partnership decides.
- (7) A Transport Partnership may borrow money for the purpose of its capital expenditure.
- (8) In this section, “financial year” means the period of 12 months ending with 31st March.

Textual Amendments

- F1** Word in s. 3(4) inserted (19.3.2020) by Transport (Scotland) Act 2019 (asp 17), **ss. 122(1)(a)(i)**, 130(2) (with s. 126); S.S.I. 2020/68, reg. 2(a)
- F2** Words in s. 3(4) inserted (19.3.2020) by Transport (Scotland) Act 2019 (asp 17), **ss. 122(1)(a)(ii)**, 130(2) (with s. 126); S.S.I. 2020/68, reg. 2(a)
- F3** Word in s. 3(4) repealed (19.3.2020) by Transport (Scotland) Act 2019 (asp 17), **ss. 122(1)(a)(iii)**, 130(2) (with s. 126); S.S.I. 2020/68, reg. 2(a)
- F4** S. 3(4)(d) inserted (19.3.2020) by Transport (Scotland) Act 2019 (asp 17), **ss. 122(1)(a)(iv)**, 130(2) (with s. 126); S.S.I. 2020/68, reg. 2(a)
- F5** S. 3(4A) inserted (1.4.2020) by Transport (Scotland) Act 2019 (asp 17), **ss. 122(1)(b)**, 130(2) (with s. 126); S.S.I. 2020/68, reg. 2(b)

Commencement Information

- I1** S. 3 in force at 10.10.2005 by S.S.I. 2005/454, art. 2, **Sch. 2**

4 Further provision about regional Transport Partnerships

Schedule 1 provides further as to Transport Partnerships and their members.

Commencement Information

- I2** S. 4 in force at 10.10.2005 by S.S.I. 2005/454, art. 2, **Sch. 2**

Changes to legislation:

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[View outstanding changes](#)

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

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

- s. 18A-18F inserted by [2019 asp 17 s. 110\(2\)](#)
- sch. 2 para. 3(2)(3) inserted by [2019 asp 17 s. 110\(4\)\(b\)](#)
- sch. 2 para. 3(1) sch. 2 para. 3 renumbered as sch. 3 para. 3(1) by [2019 asp 17 s. 110\(4\)\(a\)](#)

Commencement Orders yet to be applied to the Transport (Scotland) Act 2005

Commencement Orders bringing provisions within this Act into force:

- [S.S.I. 2008/90 art. 2](#) amendment to earlier commencing [SSI 2008/15 art. 3](#)