



# Transport (Scotland) Act 2005

## 2005 asp 12

### PART 1

#### REGIONAL TRANSPORT

### CHAPTER 2

#### TRANSPORT FUNCTIONS: FURTHER PROVISIONS

#### 13 Transfer to Scottish Ministers of certain rail provisions

- (1) The Scottish Ministers may, by order, provide for any function of the kind specified in subsection (2) below which they think fit to be carried out by them—
- (a) instead of the person who, immediately before it was so provided, was responsible for carrying the function out; or
  - (b) concurrently with that person.
- (2) That kind of function consists of any statutory function—
- (a) which relates to the provision or regulation of rail services; and
  - (b) which was immediately before the provision referred to in subsection (1) above carried out by—
    - (i) the Strathclyde Passenger Transport Authority; or
    - (ii) the Strathclyde Passenger Transport Executive.
- (3) An order under subsection (1) above may modify any enactment.

#### Commencement Information

**II** [S. 13](#) in force at 14.9.2005 by [S.S.I. 2005/454](#), [art. 2](#), [Sch. 1](#)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Transport (Scotland) Act 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[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