



# Local Transport Act 2008

## 2008 CHAPTER 26

### PART 3

#### BUS SERVICES

##### *Variation or revocation of quality contracts schemes*

### **39 Exemption from s.132 for specific variations directed by Transport Tribunal**

After section 132A of the TA 2000 insert—

#### **“132B Exemption from s.132 for specific variations directed by Tribunal**

- (1) This section applies in relation to any of the following appeals—
- (a) an appeal under section 127A against a decision to make a scheme,
  - (b) an appeal under section 131E(2)(a) against a decision that a proposal was an exempt continuation proposal,
  - (c) an appeal under section 131E(2)(b) against a decision that a scheme should continue in operation,
  - (d) an appeal under section 131F(2) against a decision that a scheme should continue in operation,
  - (e) an appeal by virtue of section 132 against a decision to vary a scheme,
  - (f) an appeal under section 132A(2)(a) against a decision that a variation was an exempt variation for the purposes of section 132,
  - (g) an appeal under section 132A(2)(b) against a decision as to the variation of a scheme under section 132.
- (2) Where—
- (a) any such appeal is made to the Transport Tribunal, and
  - (b) on that appeal, the Tribunal direct the authority or authorities to vary the scheme in the manner specified by the Tribunal in the direction,

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*Changes to legislation: Local Transport Act 2008, Section 39 is up to date with all changes known to be in force on or before 26 May 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*

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nothing in section 132(5) to (9) (procedure for variation of scheme) applies in relation to the varying of the scheme in the manner specified in the direction, unless the Tribunal otherwise direct.

(3) Subsection (2) is without prejudice to any right of appeal against the decision of the Transport Tribunal.”.

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**Commencement Information**

**II** S. 39 in force at 11.1.2010 for E. by [S.I. 2009/3242](#), [art. 2\(1\)\(a\)](#)

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[View outstanding changes](#)

**Commencement Orders yet to be applied to the Local Transport Act 2008**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/579 art. 2](#) commences (2008 c. 26)
- [S.I. 2009/3294 art. 2](#) commences (2008 c. 26)