Greater London Authority Act 1999

1999 CHAPTER 29

PART IV

TRANSPORT

CHAPTER II

TRANSPORT FOR LONDON

Property and subsidiaries

163 Restrictions on disposal of land.

(1) Neither Transport for London nor the Authority shall by virtue of any provision of this Act—

(a) dispose of the freehold interest in any land which is or has been operational land, or

(b) grant a leasehold interest in such land for a term of more than fifty years,

without the consent of the Secretary of State.

(2) Where an estate or interest in, or right over, any land which is or has been operational land is vested in a company which is a subsidiary of Transport for London, Transport for London shall not, without the consent of the Secretary of State, enter into any transaction or series of transactions the result of which would be that the company would cease to be a subsidiary of Transport for London.

(3) Consent is not required under this section by reason of any land having been operational land if a period of at least five years has elapsed since the land was last operational land.

(4) The Secretary of State may by order amend subsection (3) above by substituting a different period for that for the time being there specified.

Changes to legislation: *Greater London Authority Act 1999, Section 163 is up to date with all changes known to be in force on or before 24 July 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*

(5) Any consent of the Secretary of State under this section—

(a) may be given in relation to any particular transaction or description of transactions; and

(b) may be given subject to conditions.

[[F1](6) Any consent under this section must be given in writing.**]**

(7) Any question whether land is operational land within the meaning of this section shall be determined by the Secretary of State.

(8) In this section—

operational land means—

(a) land which is used for the purpose of carrying on any railway or tramway undertaking of Transport for London's or of a subsidiary of Transport for London's; and

(b) land in which an interest is held for that purpose;

but paragraphs (a) and (b) above do not include land which, in respect of its nature and situation, is comparable rather with land in general than with land which is used, or in which interests are held, for the purpose of the carrying on of a railway or tramway undertaking;

railway and tramway shall be construed in accordance with section 67 of the [M1]Transport and Works Act 1992.

(9) For the purposes of this section, land—

(a) which has at any time been used, or

(b) in which an interest has at any time been held,

for the purpose of carrying on a railway or tramway undertaking of London Regional Transport's, or of a subsidiary of London Regional Transport's, shall be treated as if that undertaking had at that time been an undertaking of Transport for London's or of a subsidiary of Transport for London's (and any question whether the land was, or had ceased to be, operational land at any time shall be determined accordingly).

Textual Amendments

F1 S. 163(6) substituted (E.W.) (21.1.2008) by Greater London Authority Act 2007 (c. 24), **ss. 17(1)**, 59(7) (with s. 17(2)); S.I. 2008/113, art. 2(b)

Modifications etc. (not altering text)

C1 S. 163 excluded (30.4.2002) by S.I. 2002/1066, **art. 41(5)**

C2 S. 163 excluded (2.4.2004) by The Docklands Light Railway (Woolwich Arsenal Extension) Order 2004 (S.I. 2004/757), arts. 1, **48(5)**

C3 S. 163 excluded (E.W.) (25.11.2005) by The Docklands Light Railway (Capacity Enhancement) Order 2005 (S.I. 2005/3105), arts. 1, **46(5)** (with arts. 3(5), 15(3))

C4 S. 163 excluded (15.12.2014) by The London Underground (Northern Line Extension) Order 2014 (S.I. 2014/3102), arts. 1, **41(5)** (with Sch. 8 para. 45)

C5 S. 163 excluded (12.1.2016) by The London Underground (Bank Station Capacity Upgrade) Order 2015 (S.I. 2015/2044), arts. 1, **38(5)**

C6 S. 163(1)(2) restricted (22.7.2008) by Crossrail Act 2008 (c. 18), **s. 38(3)**

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Commencement Information

I1 S.163 wholly in force at 3.7.2000: s.163 in force at Royal Assent (11.11.1999)for certain purposes, see s.425(2); s. 163 in force (3.7.2000) in so far as not already in force by S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**

Marginal Citations

M1 1992 c. 42.

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Greater London Authority Act 1999, Section 163 is up to date with all changes known to be in force on or before 24 July 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.
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. 235(3)(w) inserted by 2024 c. 13 Sch. 30 para. 25(b)
- s. 334(2A)-(2E) substituted for s. 334(2)-(6) by 2023 c. 55 s. 95(2)
- s. 334(9)-(11) inserted by 2023 c. 55 s. 95(3)
- s. 337(1A) inserted by 2023 c. 55 s. 96(1)(c)
- s. 337(2)(ca) inserted by 2023 c. 55 Sch. 6 para. 15
- Sch. 23 para. 1(3A) inserted by 2023 c. 55 s. 244(2)
- Sch. 23 para. 3A3B and cross-heading inserted by 2023 c. 55 s. 244(3)
- Sch. 23 para. 4(2A)(2B) inserted by 2023 c. 55 s. 244(4)
- Sch. 23 para. 4A and cross-heading inserted by 2023 c. 55 s. 244(6)