



Transport Act 2000

CHAPTER 38

TRANSPORT ACT 2000

PART I

AIR TRAFFIC

CHAPTER I

AIR TRAFFIC SERVICES

General duties

- 1 Secretary of State's general duty
- 2 CAA's general duty

Restrictions

- 3 Restrictions on providing services
- 4 Exemptions
- 5 Licences: general
- 6 Licences: grant
- 7 Licences: provisions
- 8 Duties of licence holders
- 9 Power to exclude services from effect of section 8
- 10 Breach of duties or conditions

Modification of licences

- 11 Modification by agreement
- 12 References to Competition Commission
- 13 Reports on references
- 14 Modification following report

Status: This is the original version (as it was originally enacted).

- 15 Commission's power to give direction
- 16 Position where Commission gives direction
- 17 Commission's duty as to modifications under section 16
- 18 Sections 15 and 16: general
- 19 Modification by order under other enactments

Enforcement

- 20 Orders for securing compliance
- 21 Exceptions
- 22 Procedural requirements
- 23 Validity of orders
- 24 Effect of orders
- 25 Power to obtain information

Administration orders etc.

- 26 Protection of licence companies etc
- 27 Duty to make order
- 28 Power to make order
- 29 Air traffic administration orders
- 30 Petitions and orders: supplementary
- 31 Government financial help
- 32 Guarantees under section 31
- 33 Northern Ireland

Miscellaneous

- 34 Investigations
- 35 Register
- 36 Land
- 37 Licence holders as statutory undertakers
- 38 Directions in interests of national security etc
- 39 Directions relating to the environment

Interpretation

- 40 Interpretation

CHAPTER II

TRANSFER SCHEMES

Introduction

- 41 Meaning of transfer scheme
- 42 Transfer schemes: supplementary

CAA's schemes

- 43 Transfer schemes made by CAA
- 44 Effect of scheme made by CAA

Secretary of State's schemes

- 45 Transfer schemes made by Secretary of State

46 Information for purposes of section 45

Accounting provisions

47 Accounting provisions

48 Accounting provisions: interpretation

Ownership of transferee companies

49 Issue of securities

50 Government investment in securities

51 Crown shareholding

Transferee companies: other provisions

52 Loans

53 Guarantees

54 Grants

55 Trustee investments

56 Shadow directors

Extinguishment of liabilities

57 Extinguishment of liabilities

58 Securities to be issued

59 Securities: other provisions

Miscellaneous

60 Enforcement of certain obligations

61 Special provisions about land

62 Exercise of functions through nominees

63 Further provisions about transfer schemes

64 Tax

Interpretation

65 Interpretation

CHAPTER III

AIR NAVIGATION

66 Air navigation: directions

67 National security

68 Directions: further provision

69 Directions: supplementary

70 General duty

71 Information for purposes of Chapter III

72 Interpretation

CHAPTER IV

CHARGES FOR AIR SERVICES

Status: This is the original version (as it was originally enacted).

Charges

- 73 Charges for services
- 74 Publication, commencement, amendment and revocation
- 75 Specifications: supplementary
- 76 Liability, recovery etc
- 77 Chargeable air services
- 78 Amounts for recovery etc
- 79 Further duties of the CAA
- 80 Secretary of State's duties

Miscellaneous

- 81 Records
- 82 Offences
- 83 Detention and sale

Interpretation

- 84 Interpretation

CHAPTER V

COMPETITION

- 85 Interpretation of Chapter V
- 86 Functions exercisable by CAA and Director
- 87 CAA's 1973 Act functions
- 88 CAA's 1998 Act functions
- 89 Carrying out functions

CHAPTER VI

MISCELLANEOUS AND GENERAL

Miscellaneous

- 90 Publication of information and advice
- 91 Review and information
- 92 Secretary of State's directions to CAA
- 93 Control in time of hostilities etc
- 94 Orders for possession of aerodromes etc
- 95 Sections 93 and 94: interpretation
- 96 Civil Aviation Authority Pension Scheme
- 97 Amendments

General interpretation

- 98 Air traffic services
- 99 The CAA

Other general provisions

- 100 Service of documents
- 101 Making of false statements etc
- 102 Disclosure of information

- 103 Orders and regulations
- 104 Directions
- 105 Crown application
- 106 The Crown: other provisions
- 107 Extension outside United Kingdom

PART II

LOCAL TRANSPORT

Local transport plans and bus strategies

- 108 Local transport plans
- 109 Further provision about plans
- 110 Bus strategies
- 111 Consultation and publicity about bus strategies
- 112 Plans and strategies: supplementary
- 113 Role of metropolitan district councils

Bus services: quality partnership schemes

- 114 Quality partnership schemes
- 115 Notice and consultation requirements
- 116 Making of scheme
- 117 Postponement of scheme
- 118 Effect of scheme
- 119 Regulations about schemes involving existing facilities
- 120 Variation or revocation of schemes
- 121 Variation: supplementary
- 122 Regulations about schemes
- 123 Guidance about schemes

Bus services: quality contracts schemes

- 124 Quality contracts schemes
- 125 Notice and consultation requirements
- 126 Approval of proposed scheme
- 127 Making of scheme
- 128 Postponement of scheme
- 129 Effect of scheme
- 130 Tendering for quality contracts
- 131 Exceptions from section 130
- 132 Variation or revocation of scheme
- 133 Regulations about schemes
- 134 Transitional provision about schemes

Bus services: ticketing schemes

- 135 Joint and through ticketing schemes
- 136 Notice and consultation requirements
- 137 Making of scheme
- 138 Effect of scheme

Bus services: provision of information

- 139 Information about bus services

Status: This is the original version (as it was originally enacted).

- 140 Duty of authority to make information available
- 141 Bus information: supplementary

Bus services: miscellaneous

- 142 Traffic regulation conditions to reduce or limit pollution
- 143 Power to obtain information about local services
- 144 Civil penalties for bus lane contraventions

Mandatory travel concessions outside Greater London

- 145 Mandatory concessions outside Greater London
- 146 Mandatory concessions: supplementary
- 147 Variation of mandatory concessions
- 148 Enforcement
- 149 Reimbursement of operators
- 150 Procedure for reimbursement arrangements determined by authority

Travel concessions in Greater London

- 151 Concessions in Greater London

Financial and competition provisions

- 152 Agreements providing for service subsidies
- 153 Competition test for exercise of bus functions
- 154 Grants to bus service operators
- 155 Penalties
- 156 Non-metropolitan transport grants
- 157 Grants to Passenger Transport Authorities
- 158 Repayment of grants towards bus fuel duty
- 159 Abolition of financial plans of Passenger Transport Executives

Supplementary

- 160 Part II: regulations and orders
- 161 Part II: minor and consequential amendments
- 162 Interpretation of Part II

PART III

ROAD USER CHARGING AND WORKPLACE PARKING LEVY

CHAPTER I

ROAD USER CHARGING

Charging schemes

- 163 Preliminary
- 164 Local charging schemes
- 165 Joint local charging schemes
- 166 Joint local-London charging schemes
- 167 Trunk road charging schemes

Making of charging schemes

- 168 Charging schemes to be made by order
- 169 Confirmation of charging schemes
- 170 Charging schemes: consultation and inquiries

Contents of charging schemes

- 171 Matters to be dealt with in charging schemes
- 172 Charging schemes: exemptions etc

Enforcement of charging schemes

- 173 Penalty charges
- 174 Examination, entry, search and seizure
- 175 Immobilisation etc

Supplementary

- 176 Equipment etc
- 177 Traffic signs

CHAPTER II

WORKPLACE PARKING LEVY

Licensing schemes

- 178 Preliminary
- 179 Local licensing schemes
- 180 Joint local licensing schemes
- 181 Joint local-London licensing schemes
- 182 Workplace parking places

Making of licensing schemes

- 183 Licensing schemes to be made by order
- 184 Confirmation of licensing schemes
- 185 Licensing schemes: consultation and inquiries

Contents of licensing schemes and licences

- 186 Matters to be dealt with in licensing schemes
- 187 Licensing schemes: exemptions etc
- 188 Licences

Enforcement of licensing schemes

- 189 Penalty charges
- 190 Rights of entry

CHAPTER III

GENERAL AND SUPPLEMENTARY

- 191 Financial provisions about schemes
- 192 Powers of authorities

193	Guidance
194	Information
195	Determination of disputes, appeals and evidence
196	Crown application
197	Part III: regulations and orders
198	Interpretation of Part III
199	Amendments of Greater London Authority Act
200	Exemption from local non-domestic rating

PART IV

RAILWAYS

CHAPTER I

THE STRATEGIC RAIL AUTHORITY

The Authority

201	The Authority
202	Membership and chairing
203	Other senior appointments
204	Further provisions

Purposes, strategies and exercise of functions

205	Purposes
206	Strategies
207	Manner of exercise of functions
208	Directions, guidance and advice by Scottish Ministers
209	Directions, guidance and advice: supplementary
210	Validity of transactions

Securing provision of railway services and assets etc.

211	Financial assistance etc
212	Securing of services by franchising
213	Limited additional powers to provide railway services
214	Securing provision of substitute bus and taxi services

Functions of Franchising Director, Regulator and Board

215	Assumption of functions of Franchising Director
216	Assumption of certain functions of Regulator
217	Assumption of Board's functions relating to transport police
218	Functions relating to Board's property

Other powers

219	Power to make bye-laws
220	Power to make transfer schemes
221	Power to promote and oppose Bills
222	Other incidental powers

CHAPTER II

OTHER PROVISIONS ABOUT RAILWAYS

Directions to provide etc. railway facilities

- 223 Regulator's power to require provision etc. of railway facilities

Objectives of Regulator and Secretary of State

- 224 Amendment of objectives

Enforcement regime

- 225 Penalties
226 Orders for securing compliance

Consultative committees

- 227 Renaming of committees
228 Extension of functions
229 Financial and procedural changes

Access agreements

- 230 Regulator's general approvals of access agreements etc
231 Review of access charges by Regulator
232 Amendment of access agreements
233 Prospective facility owners, proposed facilities etc

Closures

- 234 Transfer of Regulator's functions to Secretary of State
235 Publication of proposed closures at stations
236 Conditions
237 Closure of unnecessary track to be minor closure
238 General determinations of minor closures
239 Operator's duty to continue

The Board

- 240 Transfer of Board's property etc. to Secretary of State
241 Winding down and abolition of Board

Competition

- 242 Licence modifications following Competition Commission report
243 Competition functions of Regulator

Pensions

- 244 Authority's duty to continue Board's practice of indexation
245 Amendments of pension protection provisions

Miscellaneous

- 246 Passenger Transport Executives
247 Standards

Status: This is the original version (as it was originally enacted).

- 248 Substitute services to be suitable for disabled passengers
- 249 Freight assistance by Scottish Ministers and Welsh Assembly
- 250 Taxation of transfers
- 251 Abolition of requirements for Treasury approval

CHAPTER III

SUPPLEMENTARY

- 252 Part IV: minor and consequential amendments
- 253 Part IV: transitionals and savings
- 254 Interpretation of Part IV

PART V

MISCELLANEOUS AND SUPPLEMENTARY

Charges for street works on highway

- 255 Charge for whole duration of works
- 256 Charges where works unreasonably prolonged

Driver training and driving instructors

- 257 Compulsory driver training courses
- 258 Register of approved instructors: destination of appeals
- 259 Taking effect of decisions about instructors
- 260 Training and instructors: minor and consequential amendments

Licensing of operators of goods vehicles

- 261 Increase of fine for breach of obligation to hold operator's licence
- 262 Detention of vehicle used without operator's licence
- 263 Addition of specified vehicles to operator's licence

Type approvals: exemptions

- 264 Type approval: individual exemptions

Licensing of private hire vehicles

- 265 Vehicles subject to regulation as private hire vehicles

Enforcement of requirements relating to drivers' hours

- 266 Power to prohibit driving of vehicle

Appeals relating to London service permits

- 267 London service permits: appeals

Quiet lanes and home zones and rural road speed limits

- 268 Quiet lanes and home zones
- 269 Report on rural road speed limits

School crossing patrols

270 School crossing patrols

Stands etc. for bicycles or motor cycles

271 Stands etc. for bicycles or motor cycles

Financial assistance: inland waterway and sea freight

272 Financial assistance for inland waterway and sea freight

Supplementary

273 Offences: general

274 Repeals and revocations

275 Commencement

276 Transitionals and savings

277 Power to make amendments

278 Financial provision

279 Extent

280 Short title

SCHEDULES

SCHEDULE 1 — Air traffic administration orders: general
Part I — MODIFICATIONS OF 1986 ACT

Introduction

1 This Part of this Schedule applies if an air traffic...

General application of provisions of 1986 Act

2 Sections 11 to 23 and 27 of the 1986 Act...

General modifications

3 In those sections as applied by this Part of this...

Effect of order

4 In section 11 of the 1986 Act (effect of order)...

Appointment of air traffic administrator

5 In section 13 of the 1986 Act (appointment of administrator)...

General powers of air traffic administrator

6 (1) Section 14 of the 1986 Act (general powers of...

Power to deal with charged property

7 (1) Section 15 of the 1986 Act (power to deal...

Status: This is the original version (as it was originally enacted).

Duties of air traffic administrator

8 (1) Section 17 of the 1986 Act (duties of administrator)...

Discharge of order

9 (1) Section 18 of the 1986 Act (discharge and variation...

Notice of making of order

10 In section 21(2) of the 1986 Act (notice of order...

Statement of proposals

11 In section 23 of the 1986 Act (statement of proposals)...

Applications to court

12 (1) Section 27 of the 1986 Act (protection of interests...
Part II — OTHER PROVISIONS

General adaptations

13 (1) References in the 1986 Act (except in sections 8...

Saving

14 The provisions of this Schedule are without prejudice to the...

Interpretation

15 (1) In this Schedule “the 1986 Act” means the Insolvency...

SCHEDULE 2 — Air traffic administration orders: schemes

Application of Schedule

1 This Schedule applies if— (a) the court has made an...

Interpretation

2 For the purposes of this Schedule— (a) an air traffic...

Making and modification of schemes

3 (1) The existing licence company, acting with the consent of...

Effect on licence

4 (1) A scheme may provide for a licence held by...

Property, rights and liabilities

5 A scheme may provide for the transfer of property, rights...

6 (1) In determining whether and in what manner to exercise...

7 (1) When a scheme comes into force, it has effect...

8 (1) A scheme may impose duties on the existing licence...

Supplementary provisions of schemes

- 9 (1) A scheme may contain supplementary, consequential and transitional provision...

Assistance

- 10 (1) The new licence company, the existing licence company and...

Effect of air traffic administration order

- 11 While an air traffic administration order is in force in...

SCHEDULE 3 — Air traffic administration orders: Northern Ireland

- 1 In their application to a licence company formed and registered...
2 (1) Section 26 is modified as follows.
3 (1) Section 28 is modified as follows.
4 In section 29(5) for “the 1986 Act” substitute “the 1989...
5 (1) Section 30 is modified as follows.
6 For Schedule 1 substitute— SCHEDULE 1 Air traffic administration orders:...

SCHEDULE 4 — Licence holders: land

- 1 The Civil Aviation Act 1982 shall be amended as follows...
2 After section 42 (acquisition of land by CAA) insert the...
3 In section 43(1) (rights over land to bind grantor’s successors)...
4 (1) Section 44 (power to obtain rights over land) shall...
5 In section 46(10) (control over land: relevant authorities) after paragraph...
6 (1) Section 48 (Secretary of State’s powers in respect of...
7 In section 49 (acquisition of land for purpose related to...
8 (1) Section 50 (powers of entry) shall be amended as...
9 In section 51(7)(a) (statutory undertakers) after “the CAA” insert “or...
10 (1) Section 52 (displacements from land) shall be amended as...
11 (1) Section 53 (planning decisions: compensation) shall be amended as...
12 In section 54(2) (consecrated land and burial grounds) for “in...
13 (1) Section 55 (registration of orders, &c.) shall be amended...
14 In section 105(1) (interpretation) after the definition of “the Lands...
15 In Schedule 6 (modifications of Schedule 6 to the Local...
16 (1) Schedule 7 (certain orders under Part II: supplementary) shall...
17 In Schedule 13 (subordinate instruments), in Part I after the...

SCHEDULE 5 — Licence holders as statutory undertakers

Miscellaneous enactments

- 1 (1) For the purposes of the provisions mentioned in sub-paragraph...

Public health

- 2 (1) The provisions mentioned in sub-paragraph (2) apply in relation...

Civil defence

- 3 (1) For the purposes of the Civil Defence Act 1939—...

Status: This is the original version (as it was originally enacted).

Pipe-lines

- 4 (1) For the purposes of the Pipe-lines Act 1962—

New towns

- 5 (1) Section 79 of the New Towns Act 1981 (meaning...

Planning

- 6 (1) Section 262 of the Town and Country Planning Act...
 7 In section 263 of the Town and Country Planning Act...
 8 In section 91(3) of the Planning (Listed Buildings and Conservation...
 9 In section 39(6) of the Planning (Hazardous Substances) Act 1990...
 10 (1) Section 214 of the Town and Country Planning (Scotland)...
 11 In section 215 of the Town and Country Planning (Scotland)...
 12 In section 81(3) of the Planning (Listed Buildings and Conservation...
 13 In section 38(5) of the Planning (Hazardous Substances) (Scotland)
 Act...

Water and drainage

- 14 In Schedule 13 to the Water Industry Act 1991 (protection...
 15 In Schedule 22 to the Water Resources Act 1991 (protection...
 16 In Schedule 6 to the Land Drainage Act 1991 (protection...

Development

- 17 In section 161 of the Leasehold Reform, Housing and Urban...
 18 In section 19 of the Regional Development Agencies Act 1998...

Coal mining subsidence

- 19 In section 52(1) of the Coal Mining Subsidence Act 1991...

SCHEDULE 6 — Transfer schemes

Allocation

- 1 (1) Paragraphs 2 and 3 apply if the following two...
 2 (1) If the nature of the property, right or liability...
 3 (1) If the nature of the property, right or liability...

Identification

- 4 (1) Paragraphs 5 to 7 apply if—
 5 (1) The parties must, so far as practicable, make any...
 6 (1) If the Secretary of State thinks it is unlikely...
 7 (1) This paragraph applies if— (a) an agreement made under...

Discharge of functions

- 8 (1) Paragraphs 9 and 10 apply if—
 9 (1) The parties must, so far as practicable, make any...
 10 (1) If the Secretary of State thinks it is unlikely...

Transfers by agreement

- 11 (1) If a transfer scheme provides for property, rights or...

Documents of title

- 12 (1) This paragraph applies if on a transfer under a...

Foreign property, rights and liabilities

- 13 (1) This paragraph applies if a transfer scheme provides for...

Certificates

- 14 (1) This paragraph applies if— (a) a transfer scheme provides...

Restrictions on dealing with land

- 15 (1) For the purposes of this paragraph a person is...

Construction of agreements etc

- 16 (1) This paragraph applies if— (a) a transfer scheme provides...
17 (1) This paragraph applies if— (a) a transfer scheme provides...

Proceedings etc

- 18 (1) This paragraph applies if a transfer scheme provides for...

Third parties

- 19 (1) This paragraph applies if— (a) an agreement is made...
20 (1) For the purposes of this paragraph—
21 (1) For the purposes of this paragraph—
22 (1) For the purposes of this paragraph a relevant person...
23 (1) This paragraph applies if a person falling within sub-paragraph...

General

- 24 Paragraphs 11 to 18 and 20 apply whether or not...
25 (1) Paragraphs 12 to 18 and 20 to 24 have...

SCHEDULE 7 — Transfer schemes: tax

Interpretation

- 1 In this Schedule— “the 1988 Act” means the Income and...

Chargeable gains: general

- 2 (1) For the purposes of the 1992 Act a disposal...

Chargeable gains: securities

- 3 (1) This paragraph applies if— (a) assets are transferred to...
4 (1) This paragraph applies if — (a) the Secretary of...

Status: This is the original version (as it was originally enacted).

Chargeable gains: value shifting

5 Nothing in this Chapter and nothing done under it is...

Chargeable gains: roll-over relief

6 (1) This paragraph applies if— (a) but for section 154...

Chargeable gains: restriction of losses

7 (1) If there has been a relevant transfer of an...

Chargeable gains: groups

8 (1) Sub-paragraph (2) applies if a company (the degrouped company)

9 (1) Sub-paragraph (3) applies if— (a) a company (the degrouped...
—...

10 (1) Sub-paragraph (4) applies if— (a) a company ceases by...

Capital allowances

11 (1) This paragraph applies if— (a) property which is plant...

Transfers of trading stock

12 (1) This paragraph applies if— (a) under a relevant transfer...

Trading losses: transfer of trade

13 (1) This paragraph applies if a transfer scheme provides for...

Trading losses: change in ownership

14 (1) This paragraph applies if under a relevant transfer all...

Leased assets

15 (1) This paragraph applies for the purposes of section 781...

Securities

16 (1) This paragraph applies if securities are issued by a...

17 (1) This paragraph applies if— (a) securities are issued to...

Stamp duty

18 (1) A relevant transfer is not to give rise to...

Stamp duty reserve tax

19 An agreement is not to give rise to a charge...

Agreements

20 (1) Sub-paragraph (2) applies if the effect of—

SCHEDULE 8 — Amendments about air traffic
Part I — LICENCES

House of Commons Disqualification Act 1975 (c. 24)

- 1 In the House of Commons Disqualification Act 1975, in Part...

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

- 2 In the Northern Ireland Assembly Disqualification Act 1975, in Part...
Part II — AIR NAVIGATION SERVICES

Civil Aviation Act 1982 (c. 16)

- 3 Section 72 of the Civil Aviation Act 1982 (CAA's duty...
Part III — CHARGES

Civil Aviation Act 1982 (c. 16)

- 4 Sections 73 and 74 of the Civil Aviation Act 1982...
5 In section 86 of the Civil Aviation Act 1982 (mortgaging...
6 (1) Section 88 of the Civil Aviation Act 1982 (detention...
7 In section 90 of the Civil Aviation Act 1982 (Convention...
8 (1) In Schedule 4 to the Civil Aviation Act 1982...
9 In Schedule 13 to the Civil Aviation Act 1982 (subordinate...

Airports Act 1986 (c. 31)

- 10 In section 36 of the Airports Act 1986 (interpretation) in...
Part IV — COMPETITION

Fair Trading Act 1973 (c. 41)

- 11 In section 133 of the Fair Trading Act 1973 (general...

Competition Act 1980 (c. 21)

- 12 In section 19 of the Competition Act 1980 (restriction on...

Civil Aviation Act 1982 (c. 16)

- 13 In section 4 of the Civil Aviation Act 1982 (CAA's...

Competition Act 1998 (c. 41)

- 14 (1) Section 54 of the Competition Act 1998 (regulators) shall...
15 In Schedule 11 to the Competition Act 1998 (interpretation of...
16 (1) Schedule 13 to the Competition Act 1998 (transitionals and...
Part V — HOSTILITIES ETC

Civil Aviation Act 1982 (c. 16)

- 17 (1) Section 6 of the Civil Aviation Act 1982 (directions...
18 Sections 62 and 63 of the Civil Aviation Act 1982...

Airports Act 1986 (c. 31)

- 19 (1) Section 30 of the Airports Act 1986 (directions in...

SCHEDULE 9 — Air traffic: information

Status: This is the original version (as it was originally enacted).

Prohibition on disclosure

- 1 (1) This Schedule applies to information if—

Disclosure with consent

- 2 Paragraph 1(2) does not apply to a disclosure made with...

Other permitted disclosures

- 3 (1) Paragraph 1(2) does not apply to a disclosure made—...
4 The Secretary of State may by order amend paragraph 3....

Other exceptions

- 5 (1) Paragraph 1(2) does not limit— (a) the information which...

Offence

- 6 A person who discloses information in contravention of this Schedule...

SCHEDULE 10 — Competition test for exercise of bus functions

Functions to which Schedule applies

- 1 (1) The functions to which this Schedule applies are those...

Competition test

- 2 (1) For the purposes of this Schedule the exercise or...

Applications to Director for decision

- 3 (1) An application may be made to the Director General...
4 (1) If an application is made under paragraph 3 by...

Investigations by Director

- 5 If at any time the Director considers that the exercise...
6 (1) For the purposes of an investigation under paragraph 5...
7 (1) If a person refuses or fails to comply with...
8 (1) A person shall not be required under paragraph 6...
9 Before the Director, as the result of an investigation under...

Decisions

- 10 When the Director makes a decision— (a) on an application...
11 If the Director has determined an application under paragraph 3...

Enforcement of decisions

- 12 (1) If the Director has made a decision that the...

Information

- 13 (1) No information which— (a) has been obtained by the...
14 (1) If information is provided by a person to the...

Defamation

15 For the purposes of the law relating to defamation, absolute...

Fees

16 (1) The Director may charge fees in connection with the...

SCHEDULE 11 — Minor and consequential amendments about local transport

Finance Act 1965 (c. 25)

1 In section 92(8) of the Finance Act 1965 (grants towards...

Transport Act 1968 (c. 73)

2 The Transport Act 1968 has effect subject to the following...

3 (1) Section 9A (general functions of Passenger Transport Authorities
and...

4 Omit section 9B (consultation and publicity with respect to policies...

Local Government Act 1972 (c. 70)

5 In section 97 of the Local Government Act 1972 (exceptions...

Road Traffic Regulation Act 1984 (c. 27)

6 The Road Traffic Regulation Act 1984 has effect subject to...

7 In section 1 (traffic regulation orders), after subsection (3) insert—...

8 (1) Paragraph 27 of Schedule 9 (variation and revocation of...

Transport Act 1985 (c. 67)

9 The Transport Act 1985 has effect subject to the following...

10 (1) Section 26(1) (conditions attached to PSV operator's licence) is...

11 (1) Section 63 (functions of local councils with respect to...

12 (1) Section 64 (consultation and publicity with respect to policies...

13 In section 74 (directors of public transport companies), after
subsection...

14 In section 82 (bus stations: restrictions on discriminatory practices),
after...

15 In section 93(7) (persons eligible to receive travel concessions under...

16 In section 94(4) (definition of eligible service), for the words...

17 In section 103(3) (no subsidies for concessions available under a...

18 (1) Section 104 (travel concessions on services provided by Passenger...

19 In section 105(1) (travel concessions on services provided by local...

20 (1) Section 108 (grants for establishment of rural passenger services...

21 Omit section 109 (transitional rural bus grants).

22 (1) Section 111 (unregistered and unreliable local services: requirement
to...

Greater London Authority Act 1999 (c. 29)

23 In section 420(8) of the Greater London Authority Act 1999...

SCHEDULE 12 — Road user charging and workplace parking levy: financial
provisions

Status: This is the original version (as it was originally enacted).

Introductory

- 1 (1) In this Schedule “relevant scheme” means a charging scheme...

Net proceeds

- 2 (1) In this Schedule “net proceeds”, in relation to a...

Apportionment

- 3 (1) A relevant scheme which is— (a) a joint local...
4 References in the following provisions of this Schedule to an...

Accounts and funds

- 5 Regulations made by the appropriate national authority may make provision...
6 (1) An account relating to a relevant scheme which is...
7 (1) At the end of each financial year any deficit...

Application of proceeds by non-metropolitan local traffic authorities

- 8 (1) This paragraph applies to a non-metropolitan local traffic authority’s...
9 (1) Except where paragraph 8 applies, a non-metropolitan local traffic...
10 (1) A relevant scheme made by one or more non-metropolitan...
11 (1) If a relevant scheme made by one or more...

Application of proceeds by London traffic authorities

- 12 (1) The share of the net proceeds of a relevant...

Application of proceeds by Secretary of State and Assembly

- 13 (1) In the case of a trunk road charging scheme—...

SCHEDULE 13 — Amendments of Schedules 23 and 24 to Greater London Authority Act

Road user charging

- 1 Schedule 23 to the Greater London Authority Act 1999 (road...
2 (1) Paragraph 1 (interpretation) is amended as follows.
3 (1) Paragraph 4 (making of charging scheme) is amended as...
4 In sub-paragraph (2) of paragraph 11 (exemptions, reduced rates etc.),...
5 After that paragraph insert— Documents and equipment A charging scheme may require— (a) documents to be displayed...
6 (1) Paragraph 12 (penalty charges) is amended as follows.
7 For paragraph 13 substitute— Charges imposed in respect of any motor vehicle by a...
8 In paragraph 14 (installation of equipment), for the words from...
9 (1) Paragraph 15 (accounts and funds) is amended as follows...
10 (1) Paragraph 25 (offences) is amended as follows.
11 (1) Paragraph 26 (examination of motor vehicles etc.) is amended...
12 (1) Paragraph 27 (removal or immobilisation of motor vehicles) shall...
13 In paragraph 28 (determination of disputes and appeals), for “Regulations...

- 14 In paragraph 29(6) (approval of equipment), for the words after...
- 15 In paragraph 30 (evidence), for “Regulations may” substitute “The Lord...
- 16 In paragraph 34 (guidance), insert at the end—
- 17 After that paragraph insert— Information (1) Information obtained by—
(a) any Minister of the Crown...
- 18 In paragraph 38 (variation and revocation of charging schemes)—

Workplace parking levy

- 19 Schedule 24 to the Greater London Authority Act 1999 (workplace...
- 20 (1) Paragraph 1 (interpretation) is amended as follows.
- 21 In paragraph 3(1) (provision of workplace parking places)—
- 22 (1) Paragraph 7 (making of licensing scheme) is amended as...
- 23 For paragraph 15 substitute— A licence may not be granted for a period
of...
- 24 Renumber paragraph 16 (licensing: procedure) as sub-paragraph (1) of
that...
- 25 In paragraph 17(3) and (4) (exemptions, reduced rates etc.), after...
- 26 (1) Paragraph 18 (penalty charges) is amended as follows.
- 27 For paragraph 19 substitute— Charges imposed in respect of any
premises by a licensing...
- 28 In paragraph 20 (determination of disputes and appeals), for
“Regulations...
- 29 (1) Paragraph 21 (accounts and funds) is amended as follows...
- 30 In paragraph 31 (rights of entry)— (a) in sub-paragraph (4),...
- 31 In paragraph 32 (evidence), for “Regulations may” substitute “The
Lord...
- 32 In paragraph 35 (guidance), insert at the end—
- 33 After that paragraph insert— Information (1) Information obtained by—
(a) any Minister of the Crown...
- 34 In paragraph 39 (variation and revocation of licensing schemes)—

SCHEDULE 14 — Strategic Rail Authority
Part I — MEMBERS AND STAFF

Tenure of members

- 1 (1) Subject to the following provisions of this paragraph, members...

Member appointed to chair Authority and deputy

- 2 (1) Subject to the following provisions of this paragraph—

Remuneration, pensions etc. for members

- 3 (1) The Authority shall pay to its members—

Staff

- 4 (1) The Authority may employ such persons (in addition to...
- 5 (1) The Authority may, in particular— (a) pay such pensions,...
- 6 (1) The persons to whom section 1 of the Superannuation...

Part II — FUNDING

Status: This is the original version (as it was originally enacted).

Government grants

7 The Secretary of State may make to the Authority grants...

Borrowing

8 (1) The Authority is entitled to borrow in accordance with...

Terms of government loans

9 (1) The approval of the Treasury is needed for the...

Government guarantees

10 (1) The Secretary of State may, with the approval of...

Accounts and audit

11 (1) The Authority shall— (a) keep proper accounts and proper...

12 (1) The accounts of the Authority relating to each financial...

Direction requiring payment to Secretary of State

13 (1) The Secretary of State may, after consultation with the...

Taxation

14 (1) The Secretary of State may make regulations for the...

Interpretation

15 In this Part— “accounting records” includes all books, papers and...

Part III — FINANCIAL FRAMEWORK AND INFORMATION

Financial framework

16 (1) The Secretary of State shall prepare, and may from...

Information

17 The Authority shall give to the Secretary of State information,...

Part IV — PROCEDURE

Introductory

18 Subject to the following provisions of this Part, the Authority...

Committees and sub-committees

19 (1) The Authority may establish committees and any committee of...

Delegation of functions

20 (1) Anything authorised or required by or under any enactment...

Members' interests

21 (1) Where any matter brought up for consideration at a...

Vacancies and defective appointments

- 22 The validity of any proceedings of the Authority, or of...

Minutes

- 23 (1) Minutes shall be kept of proceedings of the Authority...

Execution and proof of instruments

- 24 (1) The application of the seal of the Authority shall...
Part V — CONSEQUENTIAL AMENDMENTS

Documentary Evidence Act 1868 (c. 37)

- 25 The Documentary Evidence Act 1868 shall have effect as if—...

Public Records Act 1958 (c. 51)

- 26 In the First Schedule to the Public Records Act 1958...

Parliamentary Commissioner Act 1967 (c. 13)

- 27 In Schedule 2 to the Parliamentary Commissioner Act 1967 (which...

House of Commons Disqualification Act 1975 (c. 24)

- 28 In Part II of Schedule 1 to the House of...

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

- 29 In Part II of Schedule 1 to the Northern Ireland...

Freedom of Information Act 2000 (c. 36)

- 30 In Part VI of Schedule 1 to the Freedom of...

SCHEDULE 15 — Financial assistance: transfers to SRA

Transfer schemes

- 1 (1) The Secretary of State may make one or more...

Contents of transfer scheme

- 2 (1) The property, rights and liabilities which may be transferred...
3 A transfer scheme may define the property, rights and liabilities...
4 A transfer scheme may also contain provision—
5 A transfer scheme may make such supplementary, incidental and consequential...

Effect of transfer scheme

- 6 On the date appointed by a transfer scheme, the property,...
7 Nothing in this Schedule affects the validity of anything done...
8 There may be continued by or in relation to the...
9 Anything done by the Secretary of State for the purpose...
10 The Authority shall be substituted for the Secretary of State...

Status: This is the original version (as it was originally enacted).

Transfer of employees

- 11 (1) This paragraph applies where a person employed in the...

Modification of transfer scheme

- 12 (1) If at any time after a transfer scheme has...

Consultation

- 13 Before making a transfer scheme, or an order modifying such...

SCHEDULE 16 — Transfer to SRA of Franchising Director's functions

Transport Act 1968 (c. 73)

- 1 (1) Section 56 of the Transport Act 1968 (Ministerial grants...

Insolvency Act 1986 (c. 45)

- 2 Sections 11 to 23 and 27 of the Insolvency Act...
3 In section 13(3) (appointment of administrator), as it has effect...
4 (1) Section 18 (discharge and variation of administration order), as...
5 In section 21(1) (notice of order to be given by...
6 In section 23 (statement of proposals), as it has effect...
7 In section 27 (protection of interests of creditors and members),...

Railways Act 1993 (c. 43)

- 8 The Railways Act 1993 has effect subject to the following...
9 In section 4(5)(c) (Regulator to have regard to financial position...
10 In section 8(8) (duty to consult Franchising Director before making...
11 (1) Section 17 (access agreements: directions requiring facility owners to...
12 In section 18 (access agreements: contracts requiring approval of Regulator),...
13 (1) Section 19 (access agreements: contracts for use, on behalf...
14 (1) Section 23 (passenger services to be subject to franchise...
15 In section 24(3) (duty of Secretary of State to consult...
16 (1) Section 26 (invitations to tender for franchises) is amended...
17 (1) Section 27 (transfer of franchise assets and shares) is...
18 (1) Section 28 (fares and approved discount fare schemes) is...
19 In section 29 (other terms and conditions of franchise agreements),...
20 (1) Section 34 (Passenger Transport Authorities and Executives: franchising) is...
21 In section 35 (termination and variation of section 20(2) agreements...
22 (1) Section 37 (proposals to discontinue non-franchised etc. passenger services)...
23 (1) Section 38 (proposals to discontinue franchised etc. passenger services)...
24 (1) Section 39 (notification of proposals to change operational passenger...
25 (1) Section 40 (proposals to close passenger networks operated on...
26 (1) Section 41 (notification of proposals to close railway facilities...
27 (1) Section 42 (proposals to close passenger railway facilities operated...
28 (1) Section 43 (closures: notification to, and functions of, Regulator...

- 29 In section 45(2) (closure conditions), for “Franchising Director” (in both...
- 30 In subsections (2) and (4) of section 46 (variation of...
- 31 For section 47 (which transfers to the Franchising Director, so...
- 32 (1) Section 48 (experimental services) is amended as follows.
- 33 In section 50(1) (exclusion of liability for breach of statutory...
- 34 (1) Section 54 (exercise of functions for purpose of encouraging...
- 35 (1) Section 55 (orders for securing compliance) is amended as...
- 36 In section 56 (procedural requirements)— (a) for “officer” (in each...
- 37 In section 57(7) (validity and effect of orders), for “officer”...
- 38 (1) Section 58 (power to require information etc.) is amended...
- 39 In section 60(1) (railway administration orders made on special petition),...
- 40 In section 61 (restriction on making winding-up order in respect...
- 41 In section 62 (restrictions on voluntary winding up and insolvency...
- 42 In section 69(4) (power of Regulator to provide Franchising Director...
- 43 In subsection (9) of section 72 (keeping of register by...
- 44 (1) Section 73 (keeping of register by Franchising Director) is...
- 45 (1) Section 75 (annual reports of Franchising Director) is amended...
- 46 In section 76 (general duties of Central Committee), in subsection...
- 47 In section 77 (general duties of consultative committees), in subsection...
- 48 (1) Section 80 (duty to furnish information to Franchising Director...
- 49 (1) Section 118 (control of railways in time of hostilities,...
- 50 (1) Section 135 (concessionary travel for railway staff etc.) is...
- 51 (1) Section 136 (grants and subsidies) is amended as follows....
- 52 In section 145 (restriction on disclosure of information not to...
- 53 In section 151 (interpretation), in subsection (2) (in both places)...
- 54 (1) Paragraph 2 of Schedule 7 (transfer schemes in connection...

Railway Heritage Act 1996 (c. 42)

- 55 (1) Section 1 of the Railway Heritage Act 1996 (bodies...

Channel Tunnel Rail Link Act 1996 (c. 61)

- 56 (1) Section 19 of the Channel Tunnel Rail Link Act...

Competition Act 1998 (c. 41)

- 57 In paragraph 2 of Schedule 11 to the Competition Act...

Greater London Authority Act 1999 (c. 29)

- 58 The Greater London Authority Act 1999 has effect subject to...
- 59 (1) Section 175 (co-operation between Transport for London and Franchising...
- 60 In section 177 (provision of extra passenger transport services and...
- 61 For section 196 (power of Greater London Authority to give...
- 62 In section 197 (Franchising Director to consult Mayor of London...
- 63 In section 199(1) (licence exemptions and facility exemptions), for “Franchising...
- 64 In section 201(3)(c) (agreements requiring passenger licence not to be...
- 65 In section 203 (closures: copy documents to Mayor of London),...
- 66 (1) Section 235 (disclosure of information) is amended as follows....

67 (1) Section 240 (travel concessions on journeys in and around...

SCHEDULE 17 — Transfers to SRA from Rail Regulator

Part I — FUNCTIONS RELATING TO LICENCES

Introductory

1 The Railways Act 1993 has effect subject to the following...

Exemptions

2 (1) Section 7 (exemptions from requirement for operator of railway...

Consumer protection conditions

3 After section 7 insert— Consumer protection conditions (1) For the purposes of this Part conditions of a...

Grant

4 (1) Section 8 (licences) is amended as follows.

Assignment

5 (1) Section 11 (assignment of licences) is amended as follows....

Modification

6 (1) Section 12 (modification by agreement) is amended as follows....

7 (1) Section 13 (modification references to Competition Commission) is amended...

8 (1) Section 14 (reports on modification references) is amended as...

9 (1) Section 15 (modification following report) is amended as follows....

10 In section 16(3) (Secretary of State to give copies of...

Enforcement

11 (1) Section 55 (orders for securing compliance) is amended as...

12 In section 56 (procedural requirements), after subsection (2) insert—

Investigation

13 In section 68(1)(a) (investigation by Regulator of contravention of licence...

14 After section 71 insert— Other functions of the Authority Investigatory...

Registers

15 In section 72(2)(a) (matters about licences to be entered in...

16 In section 73(2) (matters which Authority is to enter in...

Part II — OTHER FUNCTIONS

Introductory

17 The Railways Act 1993 has effect subject to the following...

Rail users' consultative committees

- 18 (1) Section 2 (Rail Users' Consultative Committees) is amended as...
19 In section 3(3) (Central Rail Users' Consultative Committee), for
“Regulator”...
20 (1) Section 76 (general duties of Central Committee) is amended...
21 (1) Section 77 (general duties of consultative committees) is amended...
22 In section 79(1)(a) (annual report to Regulator by Central Committee...
23 (1) Schedule 2 (Rail Users' Consultative Committees) is amended as...
24 (1) Schedule 3 (Central Rail Users' Consultative Committee) is
amended...

Closures

- 25 (1) In sections 37(1), 38(2), 39(1), 40(2), 41(1) and 42(2)...
26 In section 55(10) (orders for securing compliance), in the definition...
27 (1) In section 73(2) (matters which Authority must cause to...

Code for protection of disabled rail users

- 28 (1) After section 71A insert— Code of practice for protection...

Annual reports

- 29 (1) In section 75 (annual report of Authority), after subsection...

Penalty fares

- 30 In section 130 (penalty fares), for “Regulator” (in each place)...
Part III — ASSOCIATED PROPERTY, RIGHTS AND LIABILITIES

Transfer schemes

- 31 (1) The Secretary of State may make one or more...

Contents of transfer scheme

- 32 (1) The property, rights and liabilities which may be transferred...
33 A transfer scheme may define the property, rights and liabilities...
34 A transfer scheme may contain provision— (a) for the creation,...
35 A transfer scheme may make such supplementary, incidental and
consequential...

Effect of transfer scheme

- 36 On the date appointed by a transfer scheme, the property,...
37 Nothing in this Part affects the validity of anything done...
38 There may be continued by or in relation to the...
39 Anything done by the Regulator for the purpose of or...
40 The Authority shall be substituted for the Regulator in documents...

Transfer of employees

- 41 (1) This paragraph applies where a person employed in the...

Modification of transfer scheme

- 42 (1) If at any time after a transfer scheme has...

Status: This is the original version (as it was originally enacted).

Provision of information to Secretary of State

- 43 The Regulator shall provide the Secretary of State with all...

Consultation

- 44 Before making a transfer scheme, or an order modifying such...

SCHEDULE 18 — Transfer to SRA of BR's functions relating to transport police
Part I — FUNCTIONS

British Transport Commission Act 1949 (c.xxix)

- 1 The British Transport Commission Act 1949 has effect subject to...
2 (1) Section 53 (transport police), in its application to England...
3 (1) Section 53, in its application to Scotland, is amended...

British Transport Commission Act 1962 (c.xlii)

- 4 (1) Section 43 of the British Transport Commission Act 1962...

Police and Criminal Evidence Act 1984 (c. 60)

- 5 In section 6 of the Police and Criminal Evidence Act...

Channel Tunnel Act 1987 (c. 53)

- 6 (1) Section 14 of the Channel Tunnel Act 1987 (arrangements...

Railways Act 1993 (c. 43)

- 7 The Railways Act 1993 has effect subject to the following...
8 In section 132 (scheme for organisation etc. of transport police),...
9 In section 133(1) (terms and conditions of employment of transport...
10 In paragraph 3(2) of Schedule 10 (power of Secretary of...

Part II — ASSOCIATED PROPERTY, RIGHTS AND LIABILITIES

- 11 All the property, rights and liabilities of the Board relating...
12 Nothing in this Part affects the validity of anything done...
13 There may be continued by or in relation to the...
14 Anything done by the Board for the purpose of or...
15 The Authority shall be substituted for the Board in private...
16 Where a transport police officer or other person employed by...
17 In this Part of this Schedule— “the property, rights and...

SCHEDULE 19 — Transfer to SRA of BR's property etc

Transfer schemes

- 1 (1) The Secretary of State may make one or more...

Contents of transfer scheme

- 2 (1) The property, rights and liabilities which may be transferred...
3 A transfer scheme may define the property, rights and liabilities...
4 A transfer scheme may contain provision— (a) for the creation,...
5 A transfer scheme may make such supplementary, incidental and consequential...

Functions under legislation

6 (1) A transfer scheme may provide that any functions of...

Effect of transfer scheme

7 On the date appointed by a transfer scheme, the property,...

8 Nothing in this Part affects the validity of anything done...

9 There may be continued by or in relation to the...

10 Anything done by the Board for the purpose of or...

11 The Authority shall be substituted for the Board in documents...

Transfer of employees

12 Where a person employed by the Board becomes an employee...

Foreign property, rights and liabilities

13 (1) This paragraph applies where a transfer scheme provides for...

Modification of transfer scheme

14 (1) If at any time after a transfer scheme has...

Provision of information to Secretary of State

15 The Board shall provide the Secretary of State with all...

Consultation

16 Before making a transfer scheme, or an order modifying such...

SCHEDULE 20 — SRA bye-laws

Introductory

1 In this Schedule “bye-laws” means bye-laws under section 219.

Penalties

2 Bye-laws may provide that any person contravening them is guilty...

Confirmation

3 Bye-laws shall not come into operation until they have been...

4 (1) Before making an application for the confirmation of any...

5 (1) The Secretary of State may confirm with or without...

6 (1) Copies of bye-laws which have been confirmed shall be...

Evidence

7 The production of a printed copy of bye-laws which have...

Varying and revoking

8 The power to make bye-laws includes power to vary or...

Status: This is the original version (as it was originally enacted).

Stations

- 9 Before designating a station for the purposes of this Schedule...
10 For the purposes of this Schedule a station is affected...

SCHEDULE 21 — Transfer schemes by SRA

Transfers from Authority and its subsidiaries

- 1 (1) The Authority may, with the consent of the Secretary...

Transfers of franchise assets

- 2 (1) The Authority may make schemes for the transfer, at...

Contents of transfer scheme

- 3 (1) The property, rights and liabilities which may be transferred...
4 A transfer scheme may define the property, rights and liabilities...
5 A transfer scheme may contain provision— (a) for the creation,...
6 A transfer scheme may make such supplementary, incidental,
transitional and...

Functions under legislation

- 7 (1) A transfer scheme may provide that any functions of...

Effect of transfer scheme

- 8 On the date appointed by a transfer scheme, the property,...
9 Nothing in this Part affects the validity of anything done...
10 There may be continued by or in relation to the...
11 Anything done by the transferor for the purpose of or...
12 The transferee shall be substituted for the transferor in documents...

Transfer of employees

- 13 Where a person employed by the transferor becomes an employee...

Provision of information to Authority

- 14 (1) Where the Authority proposes to make a transfer scheme,...

Modification of transfer scheme

- 15 (1) If at any time after a transfer scheme has...

Interpretation

- 16 In this Schedule— “franchise company” means any body corporate
which...

SCHEDULE 22 — Renaming of rail users' consultative committees

Part I — AMENDMENTS OF RAILWAYS ACT 1993

- 1 The Railways Act 1993 has effect subject to the following...
2 (1) Section 2 (Rail Users' Consultative Committees) is amended as...
3 (1) Section 3 (Central Rail Users' Consultative Committee) is
amended...

- 4 (1) Section 43 (closures: notification to and functions of consultative...
5 In section 46(2) (variation of closure conditions), for “consultative
committee”...
6 In section 48 (experimental railway passenger services)—
7 In section 68(2) (requirement by Regulator to investigate and report),...
8 (1) Section 76 (general duties of Central Committee) is amended...
9 (1) Section 77 (general duties of consultative committees) is amended...
10 (1) Section 79 (annual report by Central Committee and each...
11 (1) Section 145 (restriction on disclosure of information not to...
12 (1) Schedule 2 (Rail Users' Consultative Committees) is amended as...
13 (1) Schedule 3 (Central Rail Users' Consultative Committee) is
amended...
14 In Schedule 5 (alternative closure procedure)— (a) for “consultative
committee”...

Part II — AMENDMENTS OF OTHER ENACTMENTS

Transport Act 1962 (c. 46)

- 15 (1) Section 56 of the Transport Act 1962 (functions of...

Parliamentary Commissioner Act 1967 (c. 13)

- 16 In Schedule 2 to the Parliamentary Commissioner Act 1967 (which...

Transport Act 1968 (c. 73)

- 17 In section 55(1) of the Transport Act 1968 (exclusion of...

Chronically Sick and Disabled Persons Act 1970 (c. 44)

- 18 In section 14(1) of the Chronically Sick and Disabled Persons...

House of Commons Disqualification Act 1975 (c. 24)

- 19 In Part III of Schedule 1 to the House of...

Channel Tunnel Act 1987 (c. 53)

- 20 In section 41(1) of the Channel Tunnel Act 1987 (consultative...

Greater London Authority Act 1999 (c. 29)

- 21 The Greater London Authority Act 1999 has effect subject to...
22 In section 247(3)(b) (London Transport Users' Committee), for “Rail
Users'...
23 In section 252 (London Transport Users' Committee as Rail Users'...
24 In paragraph 11(3) of Schedule 18 (minutes of London Transport...

SCHEDULE 23 — Finances and procedures of rail users' consultative committees

Introductory

- 1 Schedules 2 and 3 to the Railways Act 1993 (consultative...

Remuneration of members

- 2 (1) In paragraph 2 of Schedule 2 (remuneration of, and...

Status: This is the original version (as it was originally enacted).

- 3 (1) In paragraph 2 of Schedule 3 (remuneration of, and...

Financial duties

- 4 (1) Paragraph 8 of Schedule 2 (financial provisions relating to...
5 (1) Paragraph 8 of Schedule 3 (financial provisions relating to...

Procedures

- 6 In paragraph 6(2) of Schedule 2 (admission of public to...
7 In paragraph 6(2) of Schedule 3 (admission of public to...

Sub-committees and committees

- 8 In paragraph 7(1) of Schedule 2 (sub-committees of consultative
committees),...
9 In paragraph 7(1) of Schedule 3 (sub-committees of Central Committee)
—...

Public records

- 10 In the First Schedule to the Public Records Act 1958...

SCHEDULE 24 — Review of access charges by Regulator

SCHEDULE 25 — Transfer of BR's property etc. to Secretary of State

Transfer schemes

- 1 (1) The Secretary of State may make one or more...

Contents of transfer scheme

- 2 (1) The property, rights and liabilities which may be transferred...
3 A transfer scheme may define the property, rights and liabilities...
4 A transfer scheme may contain provision— (a) for the creation,...
5 A transfer scheme may make such supplementary, incidental and
consequential...

Functions under legislation

- 6 (1) A transfer scheme may provide that any functions of...

Effect of transfer scheme

- 7 On the date appointed by a transfer scheme, the property,...
8 Nothing in this Act affects the validity of anything done...
9 There may be continued by or in relation to the...
10 Anything done by the Board for the purpose of or...
11 The Secretary of State shall be substituted for the Board...

Transfer of employees

- 12 Where a person employed by the Board becomes employed in...

Modification of transfer scheme

- 13 (1) If at any time after a transfer scheme has...

Provision of information to Secretary of State

14 The Board shall provide the Secretary of State with all...

Consultation

15 Before making a transfer scheme, or an order modifying such...

SCHEDULE 26 — Transfers: tax

Part I — INTERPRETATION

1 (1) In this Schedule— “the 1988 Act” means the Income...

Part II — TRANSFERS TO SRA FROM FRANCHISING DIRECTOR, SECRETARY
OF STATE AND REGULATOR

Interpretation

2 In this Part of this Schedule— “relevant transfer” means a...

Chargeable gains: no gain no loss

3 For the purposes of the 1992 Act a disposal by...

Chargeable gains: disposal of debts

4 (1) Sub-paragraph (2) applies if in the case of a...

Capital allowances for plant and machinery

5 (1) This paragraph applies in relation to property if—

Capital allowances for plant and machinery: connected persons

6 For the purposes of Part II of the 1990 Act...

Loan relationships

7 (1) Sub-paragraph (2) applies if as a result of a...

Part III — TRANSFERS FROM BR TO SRA

Interpretation

8 In this Part of this Schedule— “relevant transfer” means a...

Chargeable gains: general

9 For the purposes of the 1992 Act a disposal—

Chargeable gains: restriction of losses

10 (1) If there has been a disposal of an asset—...

Chargeable gains: groups

11 (1) Sub-paragraph (2) applies if a company (“the degrouped company”)

—...

Chargeable gains: disposal of debts

12 (1) Sub-paragraph (2) applies if in the case of a...

Status: This is the original version (as it was originally enacted).

Continuity in relation to capital allowances etc. where trade transferred

13 (1) If, apart from this paragraph— (a) the transferor would...

Capital allowances for plant and machinery

14 (1) This paragraph applies in relation to property if—

Capital allowances for plant and machinery: connected persons

15 For the purposes of Part II of the 1990 Act...

Leased assets

16 (1) Sub-paragraphs (2) and (3) apply for the purposes of...

Loan relationships

17 (1) Sub-paragraph (2) applies if, as a result of a...

Charge to tax under Case I of Schedule D

18 (1) This paragraph applies for the purpose of computing the...

Part IV — TRANSFERS TO SECRETARY OF STATE FROM SRA AND BR

Interpretation

19 In this Part of this Schedule— “relevant transfer” means a...

Chargeable gains: groups

20 (1) Sub-paragraph (2) applies if a company (“the degrouped company”) —...

Capital allowances: actual consideration to be the disposal value

21 (1) Sub-paragraphs (2) to (4) apply for the purposes of...

Leased assets

22 (1) Sub-paragraphs (2) and (3) apply for the purposes of...

Part V — TRANSFERS FROM SRA TO FRANCHISE COMPANY

Interpretation

23 In this Part of this Schedule— “relevant transfer” means a...

Chargeable gains: disposals not to be treated as made at market value

24 (1) Section 17 of the 1992 Act (disposals and acquisitions...

Chargeable gains: groups

25 (1) Sub-paragraph (2) applies if a company (“the degrouped company”) —...

Chargeable gains: disposal of debts

26 (1) Sub-paragraph (2) applies if in the case of a...

Capital allowances: actual consideration to be the disposal value

27 (1) Sub-paragraphs (2) to (4) apply for the purposes of...

Leased assets

28 (1) Sub-paragraphs (2) and (3) apply for the purposes of...

Loan relationships

29 (1) Sub-paragraph (2) applies if, as a result of a...
Part VI — TRANSFERS OF FRANCHISE ASSETS

Interpretation

30 In this Part of this Schedule— “relevant transfer” means a...

Chargeable gains: disposals not to be treated as made at market value

31 (1) Section 17 of the 1992 Act (disposals and acquisitions...

Chargeable gains: groups

32 (1) Sub-paragraph (2) applies if a company (“the degrouped company”)
—...

Chargeable gains: disposal of debts

33 (1) Sub-paragraph (2) applies if in the case of a...

Capital allowances: actual consideration to be the disposal value

34 (1) Sub-paragraphs (2) to (5) apply for the purposes of...

Loan relationships

35 (1) Paragraph 11 of Schedule 9 to the Finance Act...
Part VII — OTHER PROVISIONS CONCERNING TRANSFERS

Chargeable gains: value shifting

36 Nothing in this Part of this Act and nothing done...

Chargeable gains: consequential amendment

37 In section 35(3)(d) of the 1992 Act (list of provisions...

Group relief

38 The existence of the powers of the Secretary of State...

Modifications of transfer schemes

39 (1) Sub-paragraph (2) applies if— (a) the effect of a...

Stamp duty and stamp duty reserve tax

40 (1) Stamp duty is not to be chargeable on—

SCHEDULE 27 — Minor and consequential amendments about railways

Status: This is the original version (as it was originally enacted).

Transport Act 1962 (c. 46)

- 1 (1) Section 43 of the Transport Act 1962 (charges and...

Transport Act 1968 (c. 73)

- 2 The Transport Act 1968 has effect subject to the following...
3 (1) Section 10(1) (general powers of Passenger Transport Executives)
is...
4 In section 15(1)(d) (approval of agreements), for the words from...
5 (1) Section 20 (securing provision of railway services for passenger...

British Railways Act 1969 (c.xliii)

- 6 In section 22 of the British Railways Act 1969 (misuse...

House of Commons Disqualification Act 1975 (c. 24)

- 7 In Part III of Schedule 1 to the House of...

British Railways Act 1977 (c.xvii)

- 8 (1) Section 13 of the British Railways Act 1977 (fines...

Transport Act 1980 (c. 34)

- 9 Part III of the Transport Act 1980 (railway pensions) has...
10 In section 52A(13) (provisions for final discharge of Secretary of...
11 In section 52B(10) (provisions for substitution order not to affect...
12 (1) Section 53 (meaning of “relevant pension obligations”) is amended...
13 In section 60(1) (interpretation), before the definition of “the Board”...

Transport Act 1985 (c. 67)

- 14 In section 6(1) of the Transport Act 1985 (registration of...

Channel Tunnel Act 1987 (c. 53)

- 15 In paragraph 5 of Schedule 6 to the Channel Tunnel...

Heathrow Express Railway Act 1991 (c.vii)

- 16 In section 41(1) of the Heathrow Express Railway Act 1991...

Railways Act 1993 (c. 43)

- 17 The Railways Act 1993 has effect subject to the following...
18 In section 7 (licence exemptions), omit subsection (10) (limit on...
19 In section 9 (licence conditions), after subsection (3) insert—
20 (1) Section 13 (modification references to Competition Commission) is
amended...
21 In section 17 (directions requiring facility owners to enter into...
22 In section 18(9) (access contracts requiring approval of Regulator),
after...
23 (1) Section 20 (exemption of railway facilities from sections 17...
24 (1) Section 27 (transfer of franchise assets and shares) is...
25 (1) Section 34 (Passenger Transport Authorities and Executives:
franchising) is...

- 26 (1) Section 35 (termination and variation of section 20(2) agreements)...
- 27 In section 45(2)(b) (closure conditions: general), for the words from...
- 28 (1) Section 46 (variation of closure conditions) is amended as...
- 29 In section 54(3) (exercise of franchising functions for encouraging investment),...
- 30 (1) Section 55 (orders for securing compliance) is amended as...
- 31 In the sidenote for section 56 insert at the end...
- 32 (1) In section 57 (validity and effect of orders) is...
- 33 (1) Section 58 (power to require information) is amended as...
- 34 In section 60(5)(c) (effect of petition for railway administration order),...
- 35 In section 67(6)(b) (references made to the Competition Commission), for...
- 36 (1) Section 72(2) (matters to be entered in register maintained...
- 37 (1) Section 73(2) (matters to be entered in register by...
- 38 In section 80 (furnishing of information to Authority)—
- 39 (1) Section 83 (interpretation) is amended as follows.
- 40 (1) Section 135 (concessionary travel) is amended as follows.
- 41 (1) Section 145 (restrictions on disclosure of information) is amended...
- 42 (1) Section 150(1) (Crown application) is amended as follows.
- 43 In section 151(1) (interpretation), insert at the appropriate place—
“the...
- 44 (1) Section 154(3) (extent) is amended as follows.
- 45 In paragraph 4 of Schedule 1 (official seal), for “their...
- 46 In paragraph 6(2)(a) of Schedule 2 (information disclosed in confidence...
- 47 In paragraph 6(2)(a) of Schedule 3 (information disclosed in confidence...
- 48 In paragraph 2 of Schedule 6 (effect of administration order),...
- 49 (1) Schedule 11 (pensions) is amended as follows.

Finance Act 1994 (c. 9)

- 50 (1) Schedule 24 to the Finance Act 1994 is amended...

Railway Heritage Act 1996 (c. 42)

- 51 The Railway Heritage Act 1996 has effect subject to the...
- 52 In section 2 (establishment of committee), for “Board” (in each...
- 53 In section 4(6)(b) (notice of proposed disposal), for “Part II...

Channel Tunnel Rail Link Act 1996 (c. 61)

- 54 The Channel Tunnel Rail Link Act 1996 has effect subject...
- 55 After section 42 insert— Strategic Rail Authority as agent of...
- 56 (1) Paragraph 7 of Schedule 9 (application of offence provisions)...

Greater London Authority Act 1999 (c. 29)

- 57 The Greater London Authority Act 1999 has effect subject to...
- 58 In section 179(3) (service provided in pursuance of agreement under...
- 59 In section 209(1) (amendments about the Croydon Tramlink), for
“(9)”...
- 60 In section 247(2) (consultation with Regulator about appointments to London...

Status: This is the original version (as it was originally enacted).

- 61 In section 250(2) (annual report of London Transport Users' Committee...
62 (1) Schedule 18 (London Transport Users' Committee) is amended as...

Railways Act 1993 (Consequential Modifications) (No.2) Order 1999 (S.I.1999/1998)

- 63 In article 3(1) of the Railways Act 1993 (Consequential Modifications)...

SCHEDULE 28 — Transitionals and savings about railways

First appointments to Authority

- 1 (1) The Secretary of State shall offer to the person...

Consumer protection conditions

- 2 (1) The Secretary of State may make in relation to...

Franchising

- 3 (1) Any services which, immediately before the coming into force...
4 The fact that a statement of policy has not been...

Bye-laws

- 5 (1) The repeal of section 67 of the Transport Act...

Penalties

- 6 (1) The amendments made by section 225 do not have...
7 (1) The fact that no order has been made under...
8 The fact that a statement of policy has not been...

Compliance orders

- 9 The amendments made by section 226 do not apply in...

Section 56 of the Transport Act 1962

- 10 Where provision is made for subsections (4) to (6) of...

Review of access charges

- 11 (1) This paragraph applies if, before this Act is passed,...

Closures

- 12 Where the Regulator has not made his decision with respect...
13 Section 239 does not apply in the case of a...

Register

- 14 (1) The Regulator shall give to the Authority details of...

Code for protection of disabled rail users

- 15 (1) The code of practice under section 70 of the...

Penalty fares

- 16 (1) Any functions conferred on the Regulator by regulations under...

Supplementary

- 17 (1) Nothing in this Schedule limits section 276.

SCHEDULE 29 — Driver training and driving instructors: minor and consequential amendments

Introductory

- 1 The Road Traffic Act 1988 has effect subject to the...

Consequential amendments about driver training

- 2 In section 89(6) (vehicles which may be driven by virtue...
3 In section 97(1) (grant of licences), for “the following provisions...
4 In section 98(2) (effect of full licence), after “below” insert...
5 (1) Section 164 (power of constables to require production of...
6 In section 194 (index of expressions) insert at the appropriate...

Tests of continued ability and fitness to give driving instruction

- 7 In section 125(5) (continuing registration conditional on undergoing tests of...
8 In section 125B(6)(b) (similar provision in relation to disabled instructors),...
9 (1) Section 132 (regulations about examinations and tests) is amended...

Disabled instructors: emergency control assessments

- 10 In section 133A (assessments of disabled person’s ability to control...

Review by magistrates’ court of examinations of instructors

- 11 (1) Section 133 (review of examinations) is amended as follows....

Respondent in appeals about instructors

- 12 In section 131 (appeals against decisions of registrar), insert at...

SCHEDULE 30 — Detention of vehicles used without operator’s licence

SCHEDULE 31 — Repeals and revocations

- Part I — AIR TRAFFIC
Part II — LOCAL TRANSPORT
Part III — ROAD USER CHARGING AND WORKPLACE PARKING LEVY
Part IV — RAILWAYS
Part V — MISCELLANEOUS