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# Transport Act 2000

## 2000 CHAPTER 38

### PART IV

#### RAILWAYS

### CHAPTER II

#### OTHER PROVISIONS ABOUT RAILWAYS

##### *Consultative committees*

#### **227 Renaming of committees.**

- (1) The Central Rail Users' Consultative Committee is renamed the Rail Passengers' Council and the Rail Users' Consultative Committees are renamed Rail Passengers' Committees.
- (2) Schedule 22 makes amendments in consequence of subsection (1).
- (3) References in private Acts, instruments made under Acts, other documents and legal proceedings to the Central Rail Users' Consultative Committee shall have effect as references to the Rail Passengers' Council; and such references to a Rail Users' Consultative Committee shall have effect as references to a Rail Passengers' Committee.

#### **Commencement Information**

- II** S. 227 wholly in force at 1.2.2001, see s. 275(1)(2) and S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to the transitional provision and saving in **Sch. 2 Pt. II**)

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VALID FROM 29/07/2003

## 228 Extension of functions.

- (1) Sections 76 and 77 of the <sup>M1</sup>Railways Act 1993 (duties of Central Committee and consultative committees) are amended as follows.
- (2) In subsection (1) of each of those sections, for paragraph (a) (duty to investigate any matter which relates to the provision of railway passenger services by the Board or a subsidiary, under a franchise agreement or on behalf of the Franchising Director) substitute—
  - “(a) to the provision of railway passenger services, or”.
- (3) In—
  - (a) subsection (5)(b) of section 76, and
  - (b) subsection (4)(b) of section 77,
 (matters to be referred), after “that” insert “ a franchisee is contravening, or is likely to contravene, any term of the franchise agreement or that ”.
- (4) After subsection (7) of section 76 insert—
  - “(7A) It shall also be the duty of the Rail Passengers’ Council, so far as it appears expedient from time to time to do so—
    - (a) to keep under review matters affecting the interests of the public in relation to railway passenger services and station services;
    - (b) to make representations to, and consult, such persons as they think appropriate about those matters; and
    - (c) to co-operate with other bodies representing the interests of users of public passenger transport services.
  - (7B) The Secretary of State may, after consultation with the Rail Passengers’ Council, make an order excluding services from the duties imposed by this section; and an order under this subsection—
    - (a) may exclude services of a particular class or description, particular services or services provided by a particular person;
    - (b) may provide that services are excluded subject to compliance with specified conditions; and
    - (c) may not revoke an exclusion except for breach of condition or in accordance with the order which made it.
  - (7C) The Secretary of State may, after consultation with the Rail Passengers’ Council, make an order providing that the duties imposed by this section apply to services of a particular class or description, particular services or services provided by a particular person—
    - (a) only to such extent as is specified by the order; or
    - (b) with such modifications as are so specified.”
- (5) After subsection (9) of section 77 insert—
  - “(9A) It shall also be the duty of each Rail Passengers’ Committee, so far as it appears expedient from time to time to do so—

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- (a) to keep under review matters affecting the interests of the public in relation to railway passenger services and station services; and
  - (b) to make representations to, and consult, such persons as they think appropriate about those matters; and
  - (c) to co-operate with other bodies representing the interests of users of public passenger transport services.
- (9B) The Secretary of State may, after consultation with the Rail Passengers' Council, make an order excluding services from the duties imposed by this section; and an order under this subsection—
- (a) may exclude services of a particular class or description, particular services or services provided by a particular person;
  - (b) may provide that services are excluded subject to compliance with specified conditions; and
  - (c) may not revoke an exclusion except for breach of condition or in accordance with the order which made it.
- (9C) The Secretary of State may, after consultation with the Rail Passengers' Council, make an order providing that the duties imposed by this section apply to services of a particular class or description, particular services or services provided by a particular person—
- (a) only to such extent as is specified by the order; or
  - (b) with such modifications as are so specified.”

#### Marginal Citations

M1 1993 c. 43.

## 229 Financial and procedural changes.

Schedule 23 makes amendments of the provisions about the finances and procedures of consultative committees.

#### Commencement Information

I2 S. 229 wholly in force at 1.2.2001, see s. 275(1)(2) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

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