

Status: Point in time view as at 01/04/2001.

Changes to legislation: Transport Act 2000, SCHEDULE 23 is up to date with all changes known to be in force on or before 18 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)

SCHEDULES

SCHEDULE 23

Section 229.

FINANCES AND PROCEDURES OF RAIL USERS’ CONSULTATIVE COMMITTEES

Introductory

- 1 Schedules 2 and 3 to the ^{M1}Railways Act 1993 (consultative committees and Central Committee) have effect subject to the following amendments.

Commencement Information

- II** Sch. 23 para. 1 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

Marginal Citations

- M1** 1993 c. 43.

Remuneration of members

- 2 (1) In paragraph 2 of Schedule 2 (remuneration of, and allowances for, chairman of consultative committees), after “chairman” insert “ and other members ”.
- (2) In the heading before that paragraph for “*the chairman*” substitute “ *members* ”.
- (3) After that paragraph insert—
- “2A If a person ceases to hold office as chairman or another member of a Rail Passengers’ Committee by reason of the abolition of the Committee before his term of office would otherwise have expired, the Authority may, if it determines that there are special circumstances which make it right that he should receive compensation, pay to him such compensation as may be determined by the Authority.”
- (4) Omit paragraph 3 of that Schedule (allowances for other members).

Commencement Information

- I2** Sch. 23 para. 2 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

- 3 (1) In paragraph 2 of Schedule 3 (remuneration of, and allowances for, chairman of Central Committee), after “chairman” insert “ and other members ”.
- (2) In the heading before that paragraph for “*the chairman*” substitute “ *members* ”.
- (3) Omit paragraph 3 of that Schedule (allowances for other members).

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Commencement Information

- I3** Sch. 23 para. 3 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

Financial duties

- 4 (1) Paragraph 8 of Schedule 2 (financial provisions relating to consultative committees) is amended as follows.
- (2) In sub-paragraph (1)(b), for “the committee in accordance with any statement approved under sub-paragraph (3) below” substitute “ a Rail Passengers’ Committee (provided that the Rail Passengers’ Committee complied with their financial duties in incurring them) ”.
- (3) For sub-paragraphs (2) and (3) substitute—
- “(2) The Authority may determine the financial duties of Rail Passengers’ Committees; and different determinations may be made for different functions of Rail Passengers’ Committees.
- (3) The Authority shall give a Rail Passengers’ Committee notice of every determination of their financial duties; and such a determination may—
- (a) relate to a period beginning before, on or after the date on which it is made;
- (b) contain supplementary provisions; and
- (c) be varied by a subsequent determination.”

Commencement Information

- I4** Sch. 23 para. 4 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

- 5 (1) Paragraph 8 of Schedule 3 (financial provisions relating to Central Committee) is amended as follows.
- (2) In sub-paragraph (1)(b), for “committee in accordance with any statement approved under sub-paragraph (3) below” substitute “ Rail Passengers’ Council (provided that the Rail Passengers’ Council complied with their financial duties in incurring them) ”.
- (3) For sub-paragraphs (2) and (3) substitute—
- “(2) The Authority may determine the financial duties of the Rail Passengers’ Council; and different determinations may be made for different functions of the Rail Passengers’ Council.
- (3) The Authority shall give the Rail Passengers’ Council notice of every determination of its financial duties; and such a determination may—
- (a) relate to a period beginning before, on or after the date on which it is made;
- (b) contain supplementary provisions; and
- (c) be varied by a subsequent determination.”

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- I5** Sch. 23 para. 5 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

Procedures

- 6 In paragraph 6(2) of Schedule 2 (admission of public to meetings: items of business from which public are excluded), insert at the end “or
- (d) the circumstances are such as are specified in, or determined by resolution of a Rail Passengers’ Committee in accordance with, an order made by the Secretary of State.”

Commencement Information

- I6** Sch. 23 para. 6 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

- 7 In paragraph 6(2) of Schedule 3 (admission of public to meetings: items of business from which public are excluded), insert at the end “or
- (d) the circumstances are such as are specified in, or determined by a resolution of the Rail Passengers’ Council in accordance with, an order made by the Secretary of State.”

Commencement Information

- I7** Sch. 23 para. 7 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

Sub-committees and committees

- 8 In paragraph 7(1) of Schedule 2 (sub-committees of consultative committees), omit “, with the approval of the Regulator”.

Commencement Information

- I8** Sch. 23 para. 8 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

- 9 In paragraph 7(1) of Schedule 3 (sub-committees of Central Committee)—
- (a) omit “, with the approval of the Regulator”,
- (b) for “sub-committees” substitute “ committees ”, and
- (c) for “sub-committee” (in both places) substitute “ committee ”.

Commencement Information

- I9** Sch. 23 para. 9 wholly in force at 1.2.2001, see s. 275(1) 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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Public records

- 10 In the First Schedule to the ^{M2}Public Records Act 1958 (definition of public records), in Part II of the Table at the end of paragraph 3, insert (at the appropriate place in alphabetical order)—

“Rail Passengers’ Committees.

Rail Passengers’ Council.”

Commencement Information

I10 Sch. 23 para. 10 wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to the transitional provision and saving in Sch. 2 Pt. II)

Marginal Citations

M2 1958 c. 51.

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