
Changes to legislation: There are currently no known outstanding effects for the Railways Act 2005. Cross
Heading: Power of Secretary of State to exclude matters from duties of LTUC. (See end of Document for details)

SCHEDULES

SCHEDULE 6

FUNCTIONS RETAINED BY LONDON TRANSPORT USERS' COMMITTEE

Power of Secretary of State to exclude matters from duties of LTUC

- 4 (1) In that Act, after the section 252D inserted by paragraph 3 of this Schedule insert—

“252E Power to make exclusions from duties under sections 252A to 252D

- (1) The Secretary of State may by order—
- (a) exclude services from one or more of the duties imposed by sections 252A to 252D;
 - (b) provide that one or more of those duties applies to services of a particular class or description, particular services or services provided by a particular person only to such extent as is specified in the order; or
 - (c) provide that one or more of those duties applies with specified modifications in the case of services of a particular class or description, particular services or services provided by a particular person.
- (2) Before making an order under this section the Secretary of State must consult the Committee and the Rail Passengers' Council.
- (3) The power to make exclusions by an order under this section includes—
- (a) power to exclude services of a particular class or description, particular services or services provided by a particular person; and
 - (b) power to provide that services are excluded subject to compliance with specified conditions.
- (4) An order under this section may not revoke an exclusion except—
- (a) for breach of a condition; or
 - (b) in accordance with the order that made it.”
- (2) In section 420(8) of that Act (orders subject to negative resolution procedure), after “section 242(10)” insert— “ section 252E; ”.

Commencement Information

II Sch. 6 para. 4 in force at 24.7.2005 by S.I. 2005/1909, art. 2, Sch.

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