



Local Transport Act 2008

2008 CHAPTER 26

PART 3

BUS SERVICES

QCS boards for England and approval by Welsh Ministers in Wales

25 Practice and procedure of boards

After section 126D of the TA 2000 insert—

“126E Practice and procedure of boards

- (1) The Secretary of State may make regulations—
 - (a) with respect to the constitution of a QCS board,
 - (b) with respect to the powers and duties of any such board,
 - (c) governing the practice and procedure to be followed by any such board, and
 - (d) generally for the carrying into effect of the powers and duties of any such board.
- (2) The provision that may be made by regulations under subsection (1) includes—
 - (a) provision about requests under section 126C(4);
 - (b) provision for an acknowledgement of the receipt of any such request to be issued by such person, and within such time, as may be prescribed in the regulations;
 - (c) the procedure to be followed in cases where a further request under section 126C(4) is sent to the QCS board by virtue of section 126C(6) in relation to a proposed scheme which has been modified (the “modified scheme”);
 - (d) provision for or in connection with the making of representations about the modified scheme;

Status: Point in time view as at 11/01/2010. This version of this provision has been superseded.

Changes to legislation: Local Transport Act 2008, Section 25 is up to date with all changes known to be in force on or before 07 June 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)

- (e) the publication by the board of provisional findings before it publishes its report.
- (3) Regulations may prescribe the time within which the Secretary of State considers that any QCS board should normally have published its report.
- (4) It is the duty of a QCS board to take all reasonable steps to publish its report within that time.
- (5) If a QCS board does not publish its report within that time, the Commissioner must immediately prepare a statement of—
 - (a) the reasons why the board has not published its report within that time;
 - (b) the action the board is taking to publish its report as soon as reasonably practicable;
 - (c) the time within which it is expected that the board will publish its report.
- (6) As soon as reasonably practicable after the statement required by subsection (5) has been prepared, the Commissioner must send a copy of it to each of the following—
 - (a) the Secretary of State;
 - (b) the authority or authorities proposing to make the scheme.
- (7) The Secretary of State may issue guidance concerning the carrying out by a QCS board of its functions under this Part in relation to quality contracts schemes.
- (8) A QCS board must have regard to any such guidance.
- (9) In this section—
 - “the Commissioner” has the same meaning as in section 126A;
 - “regulations” means regulations made by the Secretary of State;
 - “report” means the report which the board is required to publish by virtue of section 126D(5).”.

Commencement Information

- I1** S. 25 partly in force; s. 25 in force at Royal Assent for specified purposes, see s. 134(1)(c)
- I2** S. 25 in force at 11.1.2010 for E. in so far as not already in force by S.I. 2009/3242, art. 2(1)(a)

Status:

Point in time view as at 11/01/2010. This version of this provision has been superseded.

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