

SCHEDULES

SCHEDULE 2

Provisions relating to transfer schemes

Functions under local or private legislation

3.—(1) A transfer scheme may provide that any functions of Network Rail under a statutory provision—

- (a) are to be transferred to the undertaker, or
- (b) are to be concurrently exercisable by Network Rail and the undertaker.

(2) Sub-paragraph (1) applies in relation to any function under a statutory provision if and to the extent that the statutory provision—

- (a) relates to any part of the core Valley lines undertaking, or to any property, which is to be transferred by the scheme, or
- (b) authorises the carrying out of works designed to be used in connection with any such part of the core Valley lines undertaking or the acquisition of land for the purpose of carrying out any such works.

(3) A transfer scheme may define any functions of Network Rail to be transferred or made concurrently exercisable by the scheme in accordance with sub-paragraph (1)—

- (a) by specifying the statutory provisions in question,
- (b) by referring to all the statutory provisions which—
 - (i) relate to any part of the core Valley lines undertaking, or to any property, which is to be transferred by the scheme, or
 - (ii) authorise the carrying out of works designed to be used in connection with any such part of the core Valley lines undertaking or the acquisition of land for the purpose of carrying out any such works, or
- (c) by referring to all the statutory provisions within sub-paragraph (3)(b), but specifying certain excepted provisions.