
DRAFT STATUTORY INSTRUMENTS

2014 No.

**The Barnsley, Doncaster, Rotherham and
Sheffield Combined Authority Order 2014**

PART 3

Transport

Abolition and transfer of functions

- 6.**—(1) The South Yorkshire integrated transport area is dissolved and the ITA is abolished.
- (2) On the abolition of the ITA—
- (a) its functions; and
 - (b) its property, rights and liabilities,
- are transferred to the Combined Authority.

Adaptation of enactments

- 7.**—(1) This article has effect in consequence of article 6.
- (2) In any enactment (whenever passed or made)—
- (a) any reference to an integrated transport area; or
 - (b) any reference which falls to be read as a reference to such an area,
- is to be treated as including a reference to the combined area.
- (3) In any enactment (whenever passed or made)—
- (a) any reference to an integrated transport authority; or
 - (b) any reference which falls to be read as a reference to such an authority,
- is to be treated as including a reference to the Combined Authority.

Passenger Transport Executive

- 8.**—(1) In this article “the Executive” means the South Yorkshire Passenger Transport Executive established pursuant to the South Yorkshire Passenger Transport Area (Establishment of Executive) Order 1973(1).
- (2) The Executive is to be an executive body of the Combined Authority for the purposes of Part 5 of the Local Transport Act 2008 and Part 6 of the 2009 Act.
- (3) In the application of section 101 of the Local Government Act 1972(2) (arrangements for the discharge of functions) to the Combined Authority the Executive is to be treated as if it were an officer of the Combined Authority.

(1) S.I. 1973/1728.
(2) 1972 c. 70.

Continuity

9.—(1) Nothing in article 6 or 7 affects the validity of anything done by or in relation to the ITA before 1st April 2014.

(2) There may be continued by or in relation to the Combined Authority anything (including legal proceedings) which—

(a) relates to any of the functions, property, rights or liabilities transferred to the Combined Authority; and

(b) is in process of being done by or in relation to the ITA immediately before 1st April 2014.

(3) Anything which—

(a) was made or done by or in relation to the ITA for the purposes of or otherwise in connection with any of the functions, property, rights or liabilities transferred; and

(b) is in effect immediately before the transfer takes effect,

has effect as if made or done by or in relation to the Combined Authority.

(4) The Combined Authority shall be substituted for the ITA in any instruments, contracts or legal proceedings which—

(a) relate to any of the functions, property, rights or liabilities transferred; and

(b) are made or commenced before the transfer takes effect.

(5) A reference in this article to anything made or done by or in relation to the ITA includes a reference to anything which by virtue of any enactment is to be treated as having been made or done by or in relation to the ITA.

(6) Without prejudice to the generality of this article a levy issued by the ITA under section 74 of the Local Government Finance Act 1988⁽³⁾ and in accordance with the Transport Levying Bodies Regulations 1992⁽⁴⁾ to the constituent councils in respect of the financial year beginning 1st April 2014 is to have effect for that year as if it had been so issued by the Combined Authority.

(3) 1988 c.41; section 74 was amended by the Local Government Finance Act 1992 (c. 14), Schedule 13, paragraph 72; the Local Government (Wales) Act 1994 (c. 19), Schedule 6, paragraph 21; the Environment Act 1995 (c. 25), Schedule 24; the Greater London Authority Act 1999 (c. 29) section 105; the Courts Act 2003 (c. 39), Schedule 8, paragraph 305(a); the Fire and Rescue Services Act 2004 (c. 21), Schedule 1, paragraph 68; the Local Government and Involvement in Public Health Act 2007 (c. 28), Schedule 1, paragraph 16; the Local Democracy, Economic Development and Construction Act 2009 (c. 20), Schedule 6, paragraphs 74 and 75 and Schedule 7, Part 4; the Police Reform and Social Responsibility Act 2011 (c. 13), Schedule 16, paragraph 182(a); the Localism Act 2011 (c. 20), Schedule 7, paragraphs 1, 2; and by S.I. 1994/2825.

(4) S.I. 1992/2789, amended by S.I. 2012/213.