



# Transport Act 1968

## CHAPTER 73

### TRANSPORT ACT 1968

#### PART I

##### INTEGRATION OF FREIGHT TRANSPORT SERVICES

- 1—5 .....
- 6 .....

*Redistribution of activities between Freight Corporation and Railways Board or Scottish Group*

- 7 Transfer schemes by authorities.
- 8 Transfer orders by Minister.

#### PART II

##### PASSENGER TRANSPORT AREAS

*Designation of Passenger Transport Areas and establishment and functions of Authorities and Executives*

- 9 Passenger Transport Areas, Authorities and Executives.
- 9A General functions of Passenger Transport Authorities and Executives.
- 9B Consultation and publicity with respect to policies as to services.
- 10 General powers of Executive.
- 11 Financial duty of Executive.
- 12 Borrowing powers of Executive.
- 13 Power to make grants.
- 13A Guarantees by Authority.
- 14 Accounts of Executive.
- 15 Further functions of Authority.

*Status: Point in time view as at 14/07/2004.*

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- 15A Additional provisions as to control of Executive by Authority.
- 16 Publication of annual report by Authority and Executive and prevention of improper conduct of subsidiary activities.

*Reorganisation of passenger transport in Passenger Transport Areas*

- 17 Transfer to Executive of local authority transport undertakings.
- 18, 19 .....
- 20 Special duty of certain Executives with respect to railway passenger services.
- 21 .....

*General*

- 22 Provisions as to regulations and orders under Part II.
- 23 Consents of, or directions by, Minister under Part II.
- 23A Interpretation of certain provisions of this Part relating to railways.

**PART III**

**BUS AND FERRY SERVICES**

*National Bus Company and Scottish Transport Group*

- 24 Establishment and general duties of Bus Company and Scottish Group.
- 25 General powers of Bus Company.
- 26 General powers of Scottish Group.
- 27 Financial provisions with respect to Bus Company and Scottish Group.
- 28 Transfer to Bus Company or Scottish Group of certain securities, rights and liabilities.
- 29 Transfer of certain property, rights and liabilities between Railways Board and Bus Company or Scottish Group.

*Relaxation of control over certain bus services*

- 30 .....
- 31 Abolition of special control over bus services provided by local authorities outside their areas.

*Assistance for bus and ferry services*

- 32 New bus grants.
- 33 (1) .....
- 34 Assistance for rural bus or ferry services.

*Further provision relating to public service vehicles*

- 35 (1) .....
- 36 .....
- 37 Power for local authorities to acquire or dispose of public service vehicle undertakings.

**PART IV**

**FURTHER PROVISIONS AS TO BOARDS, NEW AUTHORITIES AND TRANSPORT SERVICES**

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*Railways Board*

- 38 Composition of Railways Board and removal of requirement for regional boards.
- 39 .....
- 40 Grants pending elimination of surplus track and signalling equipment.

*Additional financial provisions with respect to Boards and new authorities*

- 41 Financial provisions as to Boards and new authorities.
- 42 Additional financial provisions as to Railways Board.
- 43 Additional financial provisions as to Waterways Board.
- 44 Account by Minister of receipt and disposal of certain sums.

*Additional duties of Boards and new authorities*

- 45 Duty of Freight Corporation and Railways Board to review organisation.
- 46 Duty of Boards and new authorities to promote research and development.

*Additional powers of Boards and new authorities*

- 47 Extension to new authorities of certain functions of Boards.
- 48 Manufacture, repair and supply.
- 49 Powers with respect to land.
- 50 Miscellaneous provisions as to powers.
- 51 Subsidiaries and joint subsidiaries.
- 52 Supplementary and miscellaneous provisions.

*Power to dissolve Holding Company, etc.*

- 53 Provisions with respect to Holding Company.

*Miscellaneous further provisions with respect to transport services*

- 54 Railway closures.
- 55 Amendments as to Transport Consultative Committees.
- 56 Assistance by Minister or local authority towards capital expenditure on public transport facilities.
- 57 Grants for research or development in connection with transport services, etc.
- 57A Grants for research or development in connection with transport services by inland waterways in Scotland
- 58 .....

**PART V**

*The licensing authority*

- 59 The licensing authority for Part V.

*Operators' licences*

- 60 Users of certain goods vehicles to hold operators' licences.
- 61 Authorised vehicles.
- 61A Maximum numbers of vehicles.
- 62 Applications for operators' licences.

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- 63 Objections to grant of operators' licences.
- 64 Decision on applications for operators' licences.
- 64A Issue of operators' licences.
- 64B Conditions for securing road safety.
- 65 Conditions as to transport managers.
- 66 Conditions as to matters required to be notified to licensing authority.
- 67 Duration of operators' licences and grant of interim licences.
- 67A Interim licences.
- 68 Variation of operators' licences.
- 68A Interim variations.
- 69 Revocation, suspension and curtailment of operators' licences.
- 69A Operating centres for authorised vehicles to be specified in operators' licences.
- 69B Objection to, or refusal or modification of, applications for operators' licences on environmental grounds.
- 69C Conditions as to the use of operating centres.
- 69D Variation of operators' licences with respect to operating centres and conditions affecting their use, etc.
- 69E Publication of notice of applications for licences and variations in localities affected.

*Further provisions about operating centres*

- 69EA Periods of review for operating centres.
- 69EB Power to remove operating centres on review.
- 69EC Powers to attach conditions etc. on review.
- 69ED Transfer of operating centres.
- 69F Revocation, etc. of operators' licences for breach of provisions controlling use of operating centres.
- 69G Provisions supplementary to sections 69A to 69F.
- 69H Determinations as to environmental matters: supplementary provisions.

*Operators' licences: supplementary provisions*

- 69I Assessors.
- 69J Review of decisions.
- 70 Rights of appeal in connection with operators' licences.

*Special authorisations for use of large goods vehicles*

- 71 Control of the use of large goods vehicles.
- 72—80 .....

*Enforcement*

- 81 Consignment notes.
- 82 Powers of entry and inspection.
- 83 Falsification of consignment notes and records.
- 84 Evidence by certificate.

*Supplementary*

- 85 Holding companies and subsidiaries.
- 85A Partnerships.
- 86 Operators' licences not to be transferable etc.

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- 87 Inquiries.
- 88 Provisions relating to Transport Tribunal.
- 89 Fees.
- 90 Appointment and remuneration of officers and servants.
- 91 Regulations and orders for purposes of Part V.
- 92 Interpretation of Part V.

*Abolition of carriers' licensing for certain vehicles*

- 93 Carriers' licences not to be required for small vehicles or for medium vehicles covered by operators' licences.

*Transitional provisions and amendments*

- 94 Transitional provisions and amendments.

**PART VI**

DRIVERS' HOURS

- 95 Vehicles and drivers subject to control under Part VI.
- 96 Permitted driving time and periods of duty.
- 97 Installation and use of recording equipment.
- 97A Provisions supplementary to section 97.
- 97AA Forgery, etc of seals on recording equipment
- 97B (1) Where recording equipment is installed in a vehicle to...
- 98 Written records.
- 99 Inspection of records and other documents.
- 99A Power to prohibit driving of vehicle.
- 99B Duration and removal of prohibition.
- 99C Failure to comply with prohibition.
- 100 Power to give effect to international agreements.
- 101 Orders and regulations under Part VI.
- 102 Application to the Crown and exemption for police and fire brigade.
- 102A Exclusion of application to tramcars and trolley vehicles.
- 103 Interpretation, supplementary provisions, etc., for Part VI.

**PART VII**

INLAND WATERWAYS

*The Board's waterways*

- 104 Classification of the Board's waterways.
- 105 Maintenance of the Board's waterways.
- 106 Enforcement of maintenance duty.
- 107 Amendments as to general duties of Board.
- 108 Prevention of nuisance as respects certain waterways.
- 109 Power of certain bodies to maintain or take over waterways and connected works.
- 110 The Inland Waterways Amenity Advisory Council.
- 111 Access agreements and orders as respects canals other than commercial waterways and cruising waterways.

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*Other inland waterway provisions*

- 112 Power to extinguish statutory rights and obligations in respect of canals not comprised in undertaking of Board.
- 113 Byelaws in respect of waterways owned or managed by certain bodies.
- 114 Power of local authorities to assist in maintaining waterways for amenity purposes.

*Supplementary*

- 115 Interpretation of Part VII.

**PART VIII**

BRIDGES, LEVEL CROSSINGS, ETC.

*Bridges*

- 116 Transfer of responsibility for maintenance of highways on bridges over Boards' railways, inland waterways, etc.
- 117 Duty of Boards as respects bridges carrying highways.
- 118 Duty of highway authorities, etc., as respects bridges over Boards' railways or inland waterways.
- 119 Ending of liability of Boards to make payments on being relieved of responsibility for bridges carrying trunk or special roads.
- 120 Bridges
- 121 Application of foregoing sections to undertakers other than Railways Board, London Board and Waterways Board.
- 122 Interpretations of sections 116 to 121.

*Level crossings*

- 123 Power of highway and other authorities to contribute to cost of barriers, etc., at level crossings.
- 124 Board's obligations at level crossings with roads other than public carriage roads.

*Inspectors of railways*

- 125 Powers of inspectors of railways as respects persons other than railway companies and their staff.

**PART IX**

REGULATION OF ROAD TRAFFIC

- 126— .....
- 132 .....
- 133 .....

**PART X**

MISCELLANEOUS AND GENERAL

- 134 Duty to act in certain cases as body engaged in commercial enterprise.
- 135 Compensation for loss of employment etc.
- 136 Pensions.
- 137 Machinery for negotiation and consultation with staff.

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138	Travel concessions.
139	Land required as service area for special road: compensation in certain cases of compulsory acquisition.
140	.....
141	Application of Town and Country Planning Acts.
142	Powers of Minister in connection with channel tunnel.
143	.....
144	Transfer and disposal of historical records and relics.
145	Minor amendments of Road Traffic Act 1960.
146	Approval marks.
147	.....
148	.....
149	.....
150	.....
151	.....
152	.....
153	.....
154	.....
155	.....
156	Miscellaneous, supplementary and consequential provisions.
157	Orders and regulations.
158	Inquiries.
159	Interpretation—general.
160	Stamp duty.
161	Income tax, etc.
162	Rating.
163	Expenses.
164	Application to Northern Ireland.
165	.....
166	Short title and commencement.

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## SCHEDULES

### SCHEDULE 1 — The New Authorities

- 1 .....
- 2 .....
- 3 The Scottish Group shall consist of— (a) a chairman appointed...
- 4 The chairman and other members of each of the new...
- 5 In appointing the chairman and other members of any of...
- 6 The provisions of Part I of Schedule 1 to the...

### SCHEDULE 2 — Commencing Capital Debts of New Authorities

- 1 Each of the new authorities shall severally assume a commencing...
- 2 For the purposes of any period between the day appointed...
- 3 Without prejudice to section 53(5) of this Act, the Minister...
- 4 The Minister's power to make an order under paragraph 1...
- 5 In the application of this Schedule or section 39(6) and...

### SCHEDULE 3 —

### SCHEDULE 4 — Supplementary Provisions as to certain Transfers of Property, Rights and Liabilities

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*Allocation of property, rights and liabilities*

1 (1) The provisions of this paragraph shall have effect where...

*Rights and liabilities under agreement for rendering of personal services*

2 (1) The provisions of this paragraph shall have effect where...

*Right to production of documents of title*

3 Where on any transfer to which this Schedule applies the...

*Perfection of vesting of certain property or rights*

4 Where in the case of any transfer to which this...

*Proof of title by certificate*

5 In the case of any transfer to which this Schedule...

*Restrictions on dealing with certain land*

6 If the Minister is satisfied on the representation of the...

*Construction of agreements, statutory provisions and documents*

7 Where in the case of any transfer to which the...  
8 Save as otherwise provided by any provision of this Act...  
9 On and after the transfer date for any transfer to...  
10 Without prejudice to the generality of the provisions of paragraphs...  
11 If, in the case of any transfer to which this...  
12 (1) References in paragraphs 7 to 11 of this Schedule...

*Third parties affected by vesting provisions*

13 (1) Without prejudice to the provisions of paragraphs 7 to...

SCHEDULE 5 — Passenger Transport Authorities and Executives  
Part I

*The Authority*

1 The Authority established for a designated area under an order...  
2 If and to such extent as it appears to him...  
3 A person may be appointed as a member of the...  
4 A person who at the date of his appointment as...  
5 If at any time not less than three months after...

Part II

*The Executive*

1 The first persons to be appointed as the Director General...  
2 No person who is for the time being a member...  
3 (1) Subject to paragraph 2 of this Part of this...  
4 The Executive shall pay to or in respect of the...  
5 .....

Part III



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*Matters which may be dealt with by order under s. 9(1)*

- 1 The fixing and notification of the dates on which the...
- 2 The incorporation of the Authority.
- 3 The appointment— (a) in accordance with Part I of this...
- 4 The terms on which and period for which the members...
- 5 The payment of allowances to, or to any class of,...
- 6 The proceedings of the Authority and the Executive respectively.
- 7 The establishment by the Authority and the Executive respectively of...
- 8 The delegation of functions by the Authority or the Executive...
- 9 The authentication of documents of the Authority and the Executive...
- 10 The appointment by, or provision by the Executive for, the...
- 11 Provision— (a) for treating the Authority or any subsidiary of...
- 12 The provision of accommodation for the Authority by the Authority...
- 13 Provision applying, with or without modifications, to the Authority or...
- 14 The making of reports and the furnishing of information by...
- 15 Any particular matters to be dealt with in the annual...
- 16 Provision for the person or persons by whom a member...
- 17 Provision, as respects any period before the Authority appoint or...

SCHEDULE 6 — . . .

SCHEDULE 7 — Bodies whose Securities are Transferred to Bus Company

SCHEDULE 8 — New Bus Grants—Supplementary Provisions

- 1 Any person who for the purpose of an application for...
- 2 The Minister may by notice require any person who has...
- 3 A notice under paragraph 2 of this Schedule may require...
- 4 A notice under paragraph 2 of this Schedule may be...
- 5 Any person who, in purported compliance with a notice under...
- 6 Any person who without reasonable excuse fails to comply with...
- 7 Any person who without reasonable excuse fails to comply with...
- 8 . . . . .
- 9 Summary proceedings in Scotland for an offence under paragraph 7...
- 10 For the purposes of paragraphs 8 and 9 of this...
- 11 (1) Where an offence under this Schedule committed by a...

Schedule 8A — Transfer of operating centres

SCHEDULE 9 — . . .

SCHEDULE 10 — Amendments Consequential on Part V

Part I

PART II — AMENDMENTS AS FROM APPOINTED DAY FOR  
PURPOSES OF S. 94(8)

SCHEDULE 11 — Amendments Consequential on Part VI  
The Road Traffic Act  
1960

SCHEDULE 12 — Commercial and Cruising Waterways

Part I — COMMERCIAL WATERWAYS

Part II — CRUISING WATERWAYS

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SCHEDULE 13 — Order Relating to Inland Waterways

*Preliminary*

- 1 (0) Before making an order under section 104(3), 105(3) or...

*Consultation*

- 2 (1) In the case of a proposed order under section...
- 3 In the case of a proposed order under section 105(3)—...
- 4 In the case of a proposed order under section 112...

*Publication of proposed orders and consideration of objections*

- 5 (1) In the case of a proposed order under section...

*Interpretation*

- 6 In this Schedule “cruising craft” has the meaning assigned by...

SCHEDULE 14 —

SCHEDULE 15 — . . .

SCHEDULE 16 — Supplementary or Consequential Provisions

- 1, 2 . . . . .
- 3 . . . . .
- 4 (1) The power to make bylaws conferred by subsection 2...
- 5 (1) . . . . .
- 6 . . . . .
- 7 (1) The references to be substituted— (a) as mentioned in...
- 8 (1) In the Harbours Act 1964— (a) in section 30(1),...
- 9 In the Building Control Act 1966, in the Schedule, for...
- 10 . . . . .
- 11 . . . . .
- 12 . . . . .

SCHEDULE 17 — Application to Northern Ireland

Part I

*Provisions extending to Northern Ireland*

Part II

*Modifications*

- 1 In section 10(1)(xxix), the reference to Parliament shall include a...
- 2 . . . . .
- 3 In section 135(4)(b), for the reference to a tribunal established...
- 4 In section 137(3)(a) and (4), the references to the Secretary...
- 5 In section 160, references to sections 12 and 112 of...
- 6 In Schedule 4, in paragraph 2(4), the reference to the...
- 7 In Schedule 4, in paragraph 3, for the reference to...
- 8 An arbitrator for the purposes of paragraph 13(3) of Schedule...
- 9 References to enactments or statutory provisions include references to enactments...

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