



Transport Act 1968

1968 CHAPTER 73

PART IV

FURTHER PROVISIONS AS TO BOARDS, NEW AUTHORITIES AND TRANSPORT SERVICES

Miscellaneous further provisions with respect to transport services

^{F1}54

Textual Amendments

^{F1} S. 54 repealed (1.4.1994) by 1993 c. 43, s. 49(1), 150(1)(o), [Sch.14](#) (with s. 152(2), [Sch. 13](#) para. 3(2)); S.I. 1994/571, [art. 5](#)

55 Amendments as to Transport Consultative Committees.

(1) The services and facilities in relation to which, under section 56 of the Act of 1962, the duty imposed, subject to the subsequent provisions of that section, by subsection (4) thereof on [^{F2}the Rail Passengers' Council and the [^{F3}Rail Passengers' Committees][^{F3}London Transport Users' Committee]] falls to be exercised—

(a) shall not include any services or facilities provided by the Waterways Board
^{F4}

^{F5}(b)

and accordingly—

^{F6}(i)

(ii) the reference in paragraph (b) of that subsection to a Board shall be construed as excluding a reference to the Waterways Board. . . .^{F7};

^{F6}(iii)

(iv)

^{F9}

Status: Point in time view as at 17/12/2009.

Changes to legislation: There are currently no known outstanding effects for the Transport Act 1968, Cross Heading: Miscellaneous further provisions with respect to transport services. (See end of Document for details)

- F10(2)
- F10(3)
- F10(4)
- (5) F11

Textual Amendments

- F2** Words in s. 55(1) substituted (1.2.2001) by 2000 c. 38, s. 227, **Sch. 22 para. 17**; S.I. 2001/57, art. 3, **Sch. 2 Pt. I** (subject to transitional provision and saving in Sch. 2 Pt. II)
- F3** Words in s. 55 substituted (E.W.S.) (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 12 para. 2(2)**; S.I. 2005/1909, art. 2, Sch.
- F4** Words in s. 55(1)(a) repealed (1.4.1994) by 1993 c. 43, s. 150(1)(o), Sch. 12 para. 6(6)(b)(i), **Sch. 14**; S.I. 1994/571, art. 5
- F5** S. 55(1)(b) repealed (1.4.1994) by 1993 c. 43, ss. 150(1)(o), **Sch. 12** para. 6(6)(b)(ii), Sch. 14; S.I. 1994/571, art. 5
- F6** S. 55(1)(b)(i)(iii) repealed (1.4.1994) by 1993 c. 43, ss. 150(1)(o), Sch. 12 para. 6(6)(b)(iii), **Sch. 14**; S.I. 1994/571, art. 5
- F7** Words repealed by Transport Act 1980 (c. 34, SIF 126), **Sch. 9 Pt. III**
- F8** S. 55(1)(iv) repealed by Transport Act 1980 (c. 34, SIF 126), **Sch. 9 Pt. III**
- F9** Words in s. 55(1)(b) repealed (1.4.1994) by 1993 c. 43, ss. 150(1)(o), Sch. 12 para. 6(6)(b)(iv), **Sch. 14**; S.I. 1994/571, art. 5
- F10** S. 55(2)-(4) repealed (1.4.1994) by 1993 c. 43, ss. 150(1)(o), Sch. 12 para. 6(6), **Sch. 14**; S.I. 1994/571, art. 5
- F11** Ss. 54(8), 55(5) repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. VI**

56 Assistance by Minister or local authority towards capital expenditure on public transport facilities.

- (1) Subject to subsections (3) and (4) of this section, the Minister may with the approval of the Treasury make grants upon such terms and conditions as the Minister thinks fit to any person towards expenditure appearing to the Minister to be of a capital nature incurred or to be incurred by that person for the purpose of the provision, improvement or development of facilities for public passenger transport in Great Britain.
- (2) Subject to subsections (3) and (4) of this section, any local authority, or any two or more local authorities acting jointly, may make payments, upon such terms and conditions as they think fit, to any other person towards expenditure appearing to the authority or authorities in question to be of a capital nature incurred or to be incurred by that other person for the purpose of the provision, improvement or development of any facilities for public passenger transport if it appears to the authority or each of the authorities in question that those facilities are or will be of benefit to the area of that authority.
- [^{F12}(2A) Where a relevant local authority proposes to make payments under subsection (2) of this section in respect of any facilities, that authority may enter into an agreement with [^{F13}the [^{F14}Strategic Rail Authority under which the Authority undertakes to exercise any of its franchising functions]] [^{F13}a national authority under which the national authority undertakes to exercise any of its functions in relation to railways or railway services], to refrain from exercising such functions, or to exercise such functions in a particular manner, in relation to the use of the facilities in question.

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(2B) In subsection (2A) of this section, the following expressions have the following meanings respectively, that is to say—

^{F15}

[^{F16}“franchising functions”, in relation to the [^{F17}Strategic Rail Authority], has the same meaning as it has in relation to [^{F17}it] in section 54 of the Railways Act 1993;]

[^{F18}“national authority” means the Secretary of State, the Scottish Ministers or the National Assembly for Wales;]

“relevant local authority” means—

- (a) a non-metropolitan county or district council in England or in Wales;
- (b) a London borough council or the Common Council of the City of London; or
- (c) a [^{F19}council constituted under section 2 of the Local Government etc. (Scotland) Act 1994] in Scotland;

and any reference to a relevant local authority shall be taken to include a reference to any two or more such authorities acting jointly.]

(3) No grant under subsection (1) of this section and no payment under subsection (2) thereof shall be made for the purposes of the provision, improvement or development of an airfield, a harbour, or (except when used or to be used for the purposes of a ferry service) a dock, pier or jetty.

[^{F20}(3A) Nothing in subsection (3) of this section precludes the making of grants under subsection (1) or payments under subsection (2) thereof for the purposes of the provision, improvement or development of facilities for or in connection with public passenger transport by land to or from an airfield, harbour, dock, pier or jetty.]

[^{F21}(4) No grant under subsection (1) of this section shall be made for any purpose unless the Secretary of State is satisfied that the provision, improvement or development of the facilities in question is appropriate in the light of—

- (a) any general policies formulated by [^{F22}an Integrated Transport Authority or] a Passenger Transport Authority under section 9A(1) or (5) of this Act;
- (b) any general policies formulated by a non-metropolitan county council under section 63(1) or by a [^{F23}regional or islands] council under section 63(2) of the Transport Act 1985 (policies with respect to services to be secured to meet public transport requirements within the county); and
- (c) any measures adopted by such a council under subsection (6) of that section (measures for promoting co-ordination of services and convenience of the public in using services for their area);

which are relevant to the need for facilities of the description in question in the locality in which they are, or are to be, provided; and no payment under subsection (2) of this section shall be made for any purpose unless the local authority or local authorities in question are so satisfied.]

(5) Where a person has used or proposes to use an asset of his for the purpose of the provision, improvement or development of facilities for public passenger transport, the Minister or, as the case may be, the local authority or local authorities in question may for the purposes of this section treat as expenditure of a capital nature incurred or to be incurred by that person for that purpose such amount not exceeding the capital value of that asset as the Minister or, as the case may be, the local authority or authorities in question may determine to be appropriate.

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- (6) In this section the expression “local authority” means—
- (a) the council of any county, . . . ^{F24} or [^{F25}district] in England or Wales;
 - (b) ^{F26}
 - (bb) [^{F27}an Integrated Transport Authority for an integrated transport area in England;]
 - [^{F28}(bc) a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009;]
 - (c) the Council of the Isles of Scilly; [^{F29}or]
 - (d) any [^{F30}council constituted under section 2 of the Local Government etc. (Scotland) Act 1994] in Scotland; [^{F31}or
 - (e) Strathclyde Passenger Transport Authority;]
- and in the application of this section to Scotland or Wales any reference to the Minister shall be construed as a reference to the Secretary of State.

Textual Amendments

- F12** S. 56(2A)(2B) inserted (1.4.1994) by 1993 c. 43, s. 138(2); S.I. 1994/571, art. 5
- F13** Words in s. 56(2A) substituted (E.W.S.) (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), Sch. 12 para. 2(3); S.I. 2005/1909, art. 2, Sch.
- F14** Words in s. 56(2A) substituted (1.2.2001) by 2000 c. 38, s. 215, Sch. 16 para. 1(2); S.I. 2001/57, art. 3, Sch. 2 Pt. I (subject to transitional provision and saving in Sch. 2 Pt. II)
- F15** S. 56(2B): Definition of “the Franchising Director” omitted (1.2.2001) by virtue of 2000 c. 38, s. 215, Sch. 16 para. 1(3); S.I. 2001/57, art. 3, Sch. 2 Pt. I (subject to transitional provision and saving in Sch. 2 Pt. II); and repealed (*prosp.*) by 2000 c. 38, s. 274, Sch. 31 Pt. IV
- F16** Words in s. 56(2B) repealed (E.W.S.) (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), Sch. 12 para. 2(4)(a), Sch. 13 Pt. 1 (with s. 14(4)(5), Sch. 11 para. 11(2)); S.I. 2005/1909, art. 2, Sch.
- F17** S. 56(2B): Words in definition of “franchising functions” substituted (1.2.2001) by 2000 c. 38, s. 215, Sch. 16 para. 1(3); S.I. 2001/57, art. 3, Sch. 2 Pt. I (subject to transitional provisions in Sch. 2 Pt. II)
- F18** Words in s. 56(2B) inserted (24.7.2005 for specified purposes; 16.10.2005 in force so far as not already in force) by Railways Act 2005 (c. 14), s. 60(2), Sch. 12 para. 2(4)(b); S.I. 2005/1909, art. 2, Sch.; S.I. 2005/2812, art. 2(1), Sch. 1
- F19** S. 56(2B): words in para. (c) in the definition of “relevant local authority” substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 80(7)(a); S.I. 1996/323, art. 4(1)(b)(c)
- F20** S. 56(3A) inserted (*retrospectively*) by 1993 c. 43, s. 138(3); S.I. 1994/571, art. 5
- F21** S. 56(4) substituted by Transport Act 1985 (c. 67, SIF 126), s. 139(2), Sch. 7 para. 12
- F22** Words in s. 56(4)(a) inserted (E.W.) (9.2.2009) by Local Transport Act 2008 (c. 26), s. 134(4), Sch. 4 para. 12(2); S.I. 2009/107, art. 2(1), Sch. 1 Pt. 1
- F23** Words in s. 56(4)(b) repealed (S.) (1.4.1996) by 1994 c. 39, s. 180(1)(2), Sch. 13 para. 80(7)(b), Sch. 14; S.I. 1996/323, art. 4(1)(b)(c)(d), Sch. 2
- F24** Words repealed by Local Government Act 1972 (c. 70, SIF 81:1), Sch. 30
- F25** Word substituted by virtue of Local Government Act 1972 (c. 70, SIF 81:1), s. 179(3)
- F26** Words repealed by London Regional Transport Act 1984 (c. 32, SIF 126), s. 71(3)(b), Sch. 7
- F27** S. 56(6)(bb) substituted (E.W.) (9.2.2009) by Local Transport Act 2008 (c. 26), s. 134(4), Sch. 4 para. 12(3); S.I. 2009/107, art. 2(1), Sch. 1 Pt. 1
- F28** S. 56(6)(bc) inserted (17.12.2009) by Local Democracy, Economic Development and Construction Act 2009 (c. 20), s. 148(6), Sch. 6 para. 6; S.I. 2009/3318, art. 2(c)
- F29** Word in s. 56(6)(c) ceased to have effect (S.) (20.3.1997) by virtue of S.I. 1997/318, art. 2(a)

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F30 Words in s. 56(6)(d) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 80(7)(c)**; S.I. 1996/323, **art. 4(1)(b)(c)**

F31 S. 56(6)(e) and preceding word inserted (S.) (20.3.1997) by S.I. 1997/318, **art. 2(b)**

Modifications etc. (not altering text)

C1 S. 56 amended by **Local Government Act 1974** (c. 7, SIF 81:1), Sch. 1 paras. 6, 8, **9** and **Local Government (Scotland) Act 1975** (c. 30, SIF 81:2), **s. 14(1)(3)**

C2 S. 56(1) excluded by **Channel Tunnel Act 1987** (c. 53, SIF 102), ss. 2(3), 45, **Sch. 7 Pt. VI para. 2**

C3 S. 56(1) restricted by **Channel Tunnel Act 1987** (c. 53, SIF 102), ss. 42(3), 45, **Sch. 7 Pt. VI para. 2**

C4 S. 56(2) restricted by **London Regional Transport Act 1984** (c. 32, SIF 126), **Sch. 5 para. 16**

57 Grants for research or development in connection with transport services, etc.

The Minister shall have power with the approval of the Treasury to make grants upon such terms and conditions as he thinks fit to any person towards expenditure incurred or to be incurred by that person—

- (a) in carrying out research in connection with the provision or improvement of transport services by land or inland waterway or of harbour facilities; or
- (b) in developing for the purposes of the provision or improvement of such services or facilities the results of any research carried out by, or any invention or idea of, that or any other person.

[^{F32}**57A Grants for research or development in connection with transport services by inland waterways in Scotland**

Without prejudice to the Minister's power to make grants for research or development in connection with transport services by inland waterways in Scotland under section 57, the Scottish Ministers may make grants upon such terms and conditions as they think fit to any person towards expenditure incurred or to be incurred by that person—

- (a) in carrying out research in connection with the provision or improvement of transport services by inland waterway in Scotland; or
- (b) in developing for the purposes of the provision or improvement of such services or facilities the results of any research carried out by, or any invention or idea of, that or any other person.]

Textual Amendments

F32 S. 57A inserted (1.4.2001) by S.I. 2000/3251, arts. 1(2)(b), 2, **Sch. 2 Pt. II para. 3(16)** (with art. 4)

58

F33

Textual Amendments

F33 S. 58 repealed by **Local Government (Scotland) Act 1973** (c. 65, SIF 81:2), **Sch. 29**

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Transport Act 1968, Cross Heading: Miscellaneous further provisions with respect to transport services.