

Changes to legislation: There are currently no known outstanding effects for the Transport Act 1968, Cross Heading: Consultation. (See end of Document for details)

SCHEDULES

SCHEDULE 13

ORDER RELATING TO INLAND WATERWAYS

Consultation

- 2 (1) In the case of a proposed order under section 104(3) adding to or reducing the waterways in Part I of Schedule 12 to this Act, the Minister shall consult [^{F1}with Canal & River Trust, where the waterway in respect of which the order is to be made is in England or Wales, and] with any organisation appearing to him to represent persons operating, or (in relation to a waterway which is to be added) desiring to operate, commercial freight-carrying vessels on the waterway in respect of which the order is to be made.
- [^{F2}(2) In the case of a proposed order under section 104(3) adding to or reducing the waterways in England or Wales in Part 2 of that Schedule, the Minister shall consult with Canal & River Trust.]

Textual Amendments

- F1** Words in Sch. 13 para. 2(1) inserted (2.7.2012) by The British Waterways Board (Transfer of Functions) Order 2012 (S.I. 2012/1659), art. 1(2), **Sch. 2 para. 53(3)(a)** (with arts. 4-6)
- F2** Sch. 13 para. 2(2) substituted (2.7.2012) by The British Waterways Board (Transfer of Functions) Order 2012 (S.I. 2012/1659), art. 1(2), **Sch. 2 para. 53(3)(b)** (with arts. 4-6)

Modifications etc. (not altering text)

- C1** Sch. 13 para. 2(1) modified (1.6.1993) by S.I. 1993/1119, **reg. 4** (1)(a), Sch. 1 para. 3(3)
- C2** Sch. 13 para. 2(2) modified (1.6.1993) by S.I. 1993/1119, **reg. 4**(1)(a), **Sch. 1 para. 3(4)** (as amended (2.7.2012) by The Inland Waterways Advisory Council (Abolition) Order 2012 (S.I. 2012/1658), arts. 1(b), 5, **Sch.**

- 3 In the case of a proposed order under section 105(3)—
- (a) in respect of a commercial waterway or any part thereof, the Minister shall consult—
- (i) with any organisation appearing to him to represent persons operating commercial freight-carrying vessels on that waterway or part; ^{F3} ...
- ^{F3}(ii)
- ^{F4}(b)

Textual Amendments

- F3** Sch. 13 para. 3(a)(ii) and preceding word repealed (2.7.2012) by The Inland Waterways Advisory Council (Abolition) Order 2012 (S.I. 2012/1658), arts. 1(b), 5, **Sch.**

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F4 Sch. 13 para. 3(b) repealed (2.7.2012) by [The Inland Waterways Advisory Council \(Abolition\) Order 2012 \(S.I. 2012/1658\)](#), arts. 1(b), 5, [Sch.](#)

Modifications etc. (not altering text)

C3 Sch. 13 para. 3 modified (1.6.1993) by [S.I. 1993/1119](#), reg. 4(1)(a), [Sch. 1 para. 3\(5\)](#) (as amended (2.7.2012) by [The Inland Waterways Advisory Council \(Abolition\) Order 2012 \(S.I. 2012/1658\)](#), arts. 1(b), 5, [Sch.](#))

[^{F5}3A. In the case of a proposed order under section 105(3A) in respect of a commercial waterway or any part of such a waterway the Scottish Ministers shall consult with any organisation appearing to them to represent persons operating commercial freight-carrying vessels on that waterway or part.]

Textual Amendments

F5 Sch. 13 para. 3A inserted (2.7.2012) by [The British Waterways Board \(Transfer of Functions\) Order 2012 \(S.I. 2012/1659\)](#), art. 1(2), [Sch. 2 para. 53\(4\)](#) (with arts. 4-6)

4 In the case of a proposed order under section 112 in respect of a canal or part of a canal (within the meaning of that section) which appears to the Minister to be used to a significant extent for the purpose of navigation, the Minister shall consult with any organisation appearing to him to represent persons using it as aforesaid.

Modifications etc. (not altering text)

C4 Sch. 13 para. 4 modified (1.6.1993) by [S.I. 1993/1119](#), reg. 4(1)(a), [Sch. 1 para. 3\(6\)](#)

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