

Status: Point in time view as at 31/01/2017.

Changes to legislation: There are currently no known outstanding effects for the Road Traffic Regulation Act 1984, PART V. (See end of Document for details)

SCHEDULES

SCHEDULE 9

SPECIAL PROVISIONS AS TO CERTAIN ORDERS

Modifications etc. (not altering text)

- C1** Sch. 9: transfer of functions (23.3.2005) by [The Scotland Act 1998 \(Transfer of Functions to the Scottish Ministers etc.\) Order 2005 \(S.I. 2005/849\)](#), art. 2, **Sch.** (with art. 6)

PART V

CONSULTATION WITH TRAFFIC COMMISSIONERS

- 30 This Part of this Schedule applies to any order made under section 19 or 38(1)(a) of this Act, otherwise than in pursuance of a direction under paragraph 2 of this Schedule.
- 31 Before making an order to which this Part of this Schedule applies, the local authority—
- (a)
 - (a) [^{F1}shall consult the senior traffic commissioner appointed under section 4A of the Public Passenger Vehicles Act 1981, and]
 - (b) if the local authority's area is situated wholly or partly within an area [^{F3}which is [^{F4}an integrated transport area or] a passenger transport area for the purposes of Part II of the Transport Act 1968, shall consult with the Passenger Transport Executive for [^{F5}that area].]

Textual Amendments

- F1** Sch. 9 para. 31(a) substituted (E.W.) (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 3** (with art. 7)
- F2** Word substituted by [Transport Act 1985 \(c. 67, SIF 126\)](#), s. 3(5), **Sch. 2 Pt. II para. 6**
- F3** Words substituted by [Transport Act 1985 \(c. 67, SIF 126\)](#), s. 57(6), **Sch. 3 para. 33**
- F4** Words in Sch. 9 para. 31(b) inserted (E.W.) (9.2.2009) by [Local Transport Act 2008 \(c. 26\)](#), ss. 77(5), 134, **Sch. 4 para. 51(2)(a)**; [S.I. 2009/107](#), **art. 2(1)**, Sch. 1 Pt. 1 (subject to Sch. 1 Pt. 2)
- F5** Words in Sch. 9 para. 31(b) substituted (E.W.) (9.2.2009) by [Local Transport Act 2008 \(c. 26\)](#), ss. 77(5), 134, **Sch. 4 para. 51(2)(b)**; [S.I. 2009/107](#), **art. 2(1)**, Sch. 1 Pt. 1 (subject to Sch. 1 Pt. 2)

- 32 If the order is required to be submitted [^{F6}for] consent under Part II of this Schedule, the local authority shall consult as mentioned in paragraph 31 above before submitting it ^{F7}....

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Textual Amendments

- F6** Word in [Sch. 9 para. 32](#) substituted (23.5.2016) by [Scotland Act 2016 \(c. 11\), s. 72\(7\)](#), [Sch. 2 para. 18\(a\)](#)
- F7** Words in [Sch. 9 para. 32](#) omitted (23.5.2016) by virtue of [Scotland Act 2016 \(c. 11\), s. 72\(7\)](#), [Sch. 2 para. 18\(b\)](#)

- 33 Paragraphs 31 and 32 above shall have effect without prejudice to paragraph 20 or to any regulations made under paragraph 21 or (in relation to an order under section 38(1)(a) of this Act) any regulations made under paragraph 23 of this Schedule.

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