

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS

PART I

PUBLIC GENERAL ACTS

The Explosives Act 1875

- 1 (1) Section 35 of the Explosives Act 1875 (byelaws for regulating the conveyance, loading and unloading of explosives by railway and canal companies) shall not apply to any subsidiary of London Regional Transport which is a railway company within the meaning of that Act; but the duty to make byelaws under that section shall apply in relation to London Regional Transport as if any railway of any such subsidiary were a railway of theirs.
- (2) Without prejudice to their application by virtue of that section apart from this paragraph, byelaws made under that section by London Regional Transport shall also apply to any railway, and to the agents and servants, of any such subsidiary of London Regional Transport, and to the persons using any such railway or the premises connected with any such railway and occupied by or under the control of any such subsidiary.
- (3) Any byelaws made under that section which are in force and apply to the railways of the Executive immediately before the appointed day shall also apply as mentioned in sub-paragraph (2) above, and in those byelaws-
- (a) for references to the Executive there shall be substituted references to London Regional Transport or any such subsidiary (as the context may require) ; and
 - (b) references to London Transport railways shall be read as references to the railways of London Regional Transport and of any such subsidiary.
- (4) If London Regional Transport cease to be a railway company within the meaning of that Act, section 35 shall nevertheless continue to apply to them as if they were such a railway company, so far as relates to the making of byelaws to apply as mentioned in sub-paragraph (2) above in relation to any subsidiary of theirs which is such a railway company.

The Regulation of Railways Act 1889

- 2 Section 6 of the Regulation of Railways Act 1889 (chargeable fare to be printed or written on the face of passenger tickets issued by railway companies) shall not apply to passenger tickets issued by London Regional Transport or by any

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subsidiary of London Regional Transport in respect of any railways of London Regional Transport or (as the case may be) of that subsidiary.

The Finance Act 1965

3 In section 92 of the Finance Act 1965 (grants to operators of bus services towards duty charged on bus fuel), for subsection (8) there shall be substituted the following subsection—

“(8) In this section—

' bus service' means a stage carriage service within the meaning of the Public Passenger Vehicles Act 1981 which is available to the general public and is neither an excursion or tour within the meaning of that Act nor a service as regards which the condition specified in section 2(3)(a) of that Act (long journeys only) is satisfied;

' operator', in relation to a bus service, means—

(a) the holder of the road service licence under which the service is provided ; or

(b) if the service is provided otherwise than under a road service licence by, or by a subsidiary of—

(i) London Regional Transport; or

(ii) the Executive for a designated area within the meaning of section 9(1) of the Transport Act 1968 ;

London Regional Transport or (as the case may be) that Executive or that subsidiary;

(c) if the service is provided otherwise than under a road service licence by a person—

(i) in pursuance of an agreement under section 3(2) of the London Regional Transport Act 1984 ; or

(ii) in pursuance of an agreement under section 19(2) of the Transport Act 1968 or under a consent granted under Schedule 6 to that Act;

that person;

(d) if and to the extent that the service operates within a trial area (within the meaning of the Public Passenger Vehicles Act 1981), the person by whom the service is provided;

' subsidiary' has the same meaning as for the purposes of the Transport Act 1968.”.

The Capital Allowances Act 1968

4 In section 83(4) of the Capital Allowances Act 1968 (grants relevant for the purpose of the withholding or withdrawal of investment and initial allowances), for the words inserted at the end of paragraph (c) by section 3(2) of the 1969 Act there shall be substituted the words “or

(d) a grant made under section 12 of the London Regional Transport Act 1984 ”.

The Transport Act 1968

5 In section 138 of the 1968 Act (travel concessions)—

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- (a) at the beginning of subsection (3) there shall be inserted the words " Subject to subsection (3A) below "; and
- (b) after that subsection there shall be inserted the following subsection—
 - “(3A) Arrangements may not be made by a local authority under subsection (3) of this section with London Regional Transport or any subsidiary of theirs, or with any person in respect of journeys on services provided by that person in pursuance of any agreement entered into by London Regional Transport by virtue of section 3(2) of the London Regional Transport Act 1984.”.

The Post Office Act 1969

- 6 In section 7(1A) of the Post Office Act 1969 (powers of the Post Office to perform services for other bodies)—
- (a) in paragraph (b) the words " the London Transport Executive and " shall be omitted ; and
 - (b) at the end of paragraph (f) (wholly owned subsidiaries of bodies within paragraphs (a) to (e)) there shall be inserted the words " or any subsidiary (whether wholly owned or not) of London Regional Transport (within the meaning of the London Regional Transport Act 1984) ".

The Income and Corporation Taxes Act 1970

- 7 In section 272(6) of the Income and Corporation Taxes Act 1970, (Passenger Transport Executives treated as companies for the purposes of provisions of Chapter II of Part XI of that Act about groups of companies)—
- (a) the words " the London Transport Executive and " shall be omitted; and
 - (b) for the words " each of those Executives " there shall be substituted the words " that Executive ".

The Finance Act 1970

- 8 In Schedule 3 to the Finance Act 1970 (application of Corporation Tax Acts in relation to Public Transport Authorities in London)—
- (a) in paragraph 1, in the definition of "the transferee", for the words " the Executive " there shall be substituted the words " London Regional Transport "; and
 - (b) paragraph 8(2) (which amends section 272(6) of the Income and Corporation Taxes Act 1970 and is superseded by paragraph 7 above) shall be omitted.

The Town and Country Planning Act 1971

- 9 In section 223(2)(b) of the Town and Country Planning Act 1971, (exception from rule that certain land is not to be treated as operational land), after the words " the Transport Act 1968 " there shall be inserted the words " or the Transport (London) Act 1969 ".

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The Road Traffic Act 1972

- 10 In section 144(2) of the Road Traffic Act 1972 (exceptions from requirement of third-party insurance or security) paragraph (e) (exception for the Executive) shall be omitted.

The Local Government Act 1974

- 11 In Schedule 1 to the Local Government Act 1974 (existing grants for highways and public transport)—
- (a) in paragraph 8(1)(a), for the words " the London Transport Executive" there shall be substituted the words " London Regional Transport ";
 - (b) in paragraph 9(1)(a), the words " or the London Transport Executive " shall be omitted ; and
 - (c) in paragraph 9(3), the words from " and " to the end of the paragraph shall be omitted.

The Land Drainage Act 1976

- 12 In section 112(3) of the Land Drainage Act 1976 (railway bridges, etc., not to be interfered with without consent), for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport ".

The Agricultural Holdings (Notices to Quit) Act 1977

- 13 (1) In section 1(3) of the Agricultural Holdings (Notices to Quit) Act 1977 (tenancies excepted from requirements about length of notice to quit), for the words " the London Transport Executive " (in each place where they occur) there shall be substituted the words " London Regional Transport ".
- (2) After that subsection there shall be inserted the following subsection—
- “(3A) Subsection (3) above shall have effect in relation to a subsidiary of London Regional Transport (within the meaning of the London Regional Transport Act 1984) as it has effect in relation to London Regional Transport, so far as relates to land transferred to London Regional Transport as there mentioned and subsequently transferred to that subsidiary by a scheme made under section 4 or 5 of that Act.”.

The Transport Act 1978

- 14 In section 21 of the Transport Act 1978 (travel concessions for transferred employees), for the words "the London Transport Executive " there shall be substituted the words " London Regional Transport ".

The Competition Act 1980

- 15 (1) In section 11(3) of the Competition Act 1980 (persons who may be the subject of a reference to the Monopolies and Mergers Commission)—
- (a) in paragraph (b), for the words " the Transport (London) Act 1969 " there shall be substituted the words " the London Regional Transport Act 1984 " ; and
 - (b) after that paragraph there shall be inserted the following paragraph—

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“(bb) any person who provides a railway passenger service in pursuance of an agreement entered into by London Regional Transport by virtue of section 3(2) of the last-mentioned Act; or”.

- (2) In subsection 4 of that section, after the words " subsection (3)(b) there shall be inserted the words " or (bb) " .
- (3) In subsection (5) of that section—
- (a) after the words " subsection (3)(b)" there shall be inserted the words " or (bb) "; and
 - (b) for the words " that subsection " there shall be substituted the words " either of those paragraphs " .

The Highways Act 1980

- 16 In section 115H(4) of the Highways Act 1980 (council not to exercise certain powers in relation to certain highways maintained by other authorities without obtaining the consent of those authorities)—
- (a) for the words " the London Transport Executive" there shall be substituted the words " London Regional Transport or any subsidiary of London Regional Transport (within the meaning of the London Regional Transport Act 1984) "; and
 - (b) for the words "the Executive" there shall be substituted the words " London Regional Transport or that subsidiary of London Regional Transport " .
- 17 In section 115J(8) of that Act (payment of arbitrator's expenses and remuneration), for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport or any subsidiary of London Regional Transport (within the meaning of the London Regional Transport Act 1984) " .
- 18 In section 157(5) of that Act (schemes for repair and improvement works in Greater London), for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport " .
- 19 In section 169(6) of that Act (exceptions to provisions controlling scaffolding on highways), for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport or any subsidiary of theirs (within the meaning of the London Regional Transport Act 1984) " .
- 20 In section 219(4)(i) of that Act (exceptions to requirements that owners of new buildings pay for street works) in sub-paragraph (i)—
- (a) for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport " ;
 - (b) the word " or " (in the first place where it occurs) shall be omitted; and
 - (c) at the end there shall be added the words " other than London Regional Transport, or any subsidiary (whether wholly-owned or not) of London Regional Transport (within the meaning of the London Regional Transport Act 1984) " .
- 21 In section 329(4) of that Act (construction of references to property of certain undertakers), in the second paragraph—
- (a) for the words " the London Transport Executive" there shall be substituted the words " London Regional Transport " ;

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- (b) the word " or " (in the first place where it occurs) shall be omitted ; and
- (c) at the end there shall be added the words " other than London Regional Transport, or any subsidiary (whether wholly-owned or not) of London Regional Transport (within the meaning of the London Regional Transport Act 1984) ".

The Public Passenger Vehicles Act 1981

- 22 In section 27(3) of the Public Passenger Vehicles Act 1981 (duty to make certain returns not to apply to the Railways Board or the Executive), for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport or to any subsidiary of London Regional Transport (within the meaning of the London Regional Transport Act 1984) ".

The Animal Health Act 1981

- 23 In section 38(2) of the Animal Health Act 1981 (food and water for animals to be provided at railway stations)—
- (a) in paragraph (b), for the words "the London Transport Executive " there shall be substituted the words " London Regional Transport "; and
 - (b) in paragraph (i), after the word " include " there shall be inserted the words " in the case of those mentioned in paragraph (a) " and at the end there shall be added the words " and in the case of London Regional Transport, any subsidiary (whether wholly-owned or not) of London Regional Transport (within the meaning of the London Regional Transport Act 1984) ".

The Transport Act 1981

- 24 In paragraph 31(4) of Schedule 3 to the Transport Act 1981 (public transport authorities with whom Associated British Ports may co-operate) for the words " the London Transport Executive " there shall be substituted the words " London Regional Transport ".

The Local Government (Miscellaneous Provisions) Act 1982

- 25 In section 41(12)(c) of the Local Government (Miscellaneous Provisions) Act 1982 (exceptions to provisions about lost property), for the words from " the London Transport Executive " to the end of the paragraph there shall be substituted the words " or under the control of London Regional Transport or of any subsidiary of London Regional Transport (within the meaning of the London Regional Transport Act 1984) ".

The Local Government Finance Act 1982

- 26 In section 31 of the Local Government Finance Act 1982 (passenger transport executives and their subsidiaries)—
- (a) in subsection (1) the words " and the London Transport Executive " shall be omitted ;
 - (b) subsection (2)(b) and the word " and " immediately preceding it shall be omitted; and
 - (c) in subsection (3) the words from first " and " to " 1969 " shall be omitted.

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The Criminal Justice Act 1982

- 27 In section 39(1)(b)(ii) of the Criminal Justice Act 1982 (certain special cases excepted from the general increase of fines under section 38 of that Act), the reference to section 12(1) of the London Transport Act 1977 shall be read as including section 12(1) as extended by Part II of this Schedule.

The Transport Act 1983

- 28 In section 1 of the Transport Act 1983 (interpretation of Part I)—
- (a) the following provisions shall be omitted, that is to say—
 - (i) the definition of " the Act of 1969 " ;
 - (ii) in the definitions of " Executive " and " Authority ", paragraph (b) and the word " and " immediately preceding it; and
 - (iii) in the definition of " revenue grants ", the words from " or section " to " 1969 " ; and
 - (b) for the words (in the last-mentioned definition) " those provisions" there shall be substituted the words " that section ".
- 29 In section 2 of that Act (financial duty of Executive)—
- (a) in subsection (4), for the words from " under Part II" to " 1969 " there shall be substituted the words " or under Part II of the Act of 1968 "; and
 - (b) in subsection (5), the words from " and the " to the end shall be omitted.

The Food Act 1984

- 30 (1) In section 11(4)(a) of the Food Act 1984 (vehicles whose detention by an officer of a council is not authorised under that section), for the words from " Boards " to " subsidiaries " there shall be substituted the words " transport authorities mentioned in subsection (4A) ".
- (2) The following subsection shall be inserted after section 11(4)—
- “(4A) The transport authorities referred to in subsection (4)(a) are—
- (a) the Boards established by the Transport Act 1962 and any wholly owned subsidiary of any of those Boards ; and
 - (b) London Regional Transport and any subsidiary (whether wholly owned or not) of London Regional Transport (within the meaning of the London Regional Transport Act 1984).”.

31 In Schedule 11 to that Act (repeals and revocations), after the entry relating to the Health Services and Public Health Act 1968 there shall be inserted the following words—

“1968 c. 73.

Transport Act 1968.

In Schedule 16, paragraph 7(2)(d).”