



Transport Act 1985

1985 CHAPTER 67

[^{F1}PART 5A

PASSENGERS' COUNCIL: ROAD PASSENGER TRANSPORT FUNCTIONS IN ENGLAND

[^{F1}112E Investigations: power to obtain information

- (1) This section applies if the Passengers' Council is carrying out an investigation under section 112C in relation to road passenger transport services or facilities.
- (2) If the Council requests an operator of services, or a provider of facilities, to provide any information which the Council considers necessary for the purpose of carrying out the investigation, subsection (3) applies.
- (3) A person who receives such a request must provide the information unless—
 - (a) the person does not have, and cannot reasonably obtain, it; or
 - (b) the provision of the information would impose an unreasonable burden on the person.
- (4) A person who relies on paragraph (a) or (b) of subsection (3) must notify the Council in writing of that fact, stating the reason why the paragraph in question applies.
- (5) If the Council—
 - (a) has requested information from an operator of local services or domestic coach services, and
 - (b) considers that it has not received a satisfactory response to that request,the Council may refer the matter to a traffic commissioner.
- (6) If the Council—
 - (a) has requested information from an operator of tramway passenger services, and
 - (b) considers that it has not received a satisfactory response to that request,the Council may refer the matter to the promoter.

Status: Point in time view as at 24/06/2022.

Changes to legislation: Transport Act 1985, Section 112E is up to date with all changes known to be in force on or before 25 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (7) If a matter is referred by virtue of subsection (5) or (6), the traffic commissioner or, as the case may be, the promoter may require the recipient of the request mentioned in subsection (2) to provide such of the information as the traffic commissioner or promoter considers appropriate.]

Textual Amendments

- F1** Pt. 5A inserted (25.2.2010) by [The Passengers’ Council \(Non-Railway Functions\) Order 2010 \(S.I. 2010/439\)](#), arts. 1, 3

Status:

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