



# Transport Act 1985

## 1985 CHAPTER 67

### PART VI

#### MISCELLANEOUS AND GENERAL

##### *General supplementary provisions*

#### **135 Procedure for making regulations, rules and orders.**

- (1) Section 61 of the 1981 Act (procedure for making regulations under that Act) shall have effect as if Parts I and II of this Act were contained in that Act; <sup>F1</sup> . . .
- (2) Any power of the Secretary of State—
  - (a) to make regulations or rules under any provision of this Act (other than one contained in Part I or II); or
  - (b) to make an order under any provision of this Act (including one so contained);shall be exercisable by statutory instrument.
- (3) Subject to subsection (4) below, any statutory instrument containing any such regulations, rules or orders shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) Subsection (3) above does not apply to a statutory instrument containing an order under section 46, 52(5), 53(1), 85 [<sup>F2</sup>, 125A, 125B, 125C] or 140(2) of this Act.

#### **Textual Amendments**

- F1** Words in s. 135(1) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), s. 1(1), [Sch. 1 Pt. 14](#)
- F2** Words in s. 135(4) inserted (E.W.) (26.11.2008 for specified purposes) by [Local Transport Act 2008 \(c. 26\)](#), [ss. 73\(2\)](#), [134\(1\)\(c\)\(4\)](#)

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*Status: Point in time view as at 06/04/2009. This version of this provision has been superseded.*

**Changes to legislation:** Transport Act 1985, Section 135 is up to date with all changes known to be in force on or before 29 September 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)

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**Modifications etc. (not altering text)**

- C1** S. 135 modified (26.11.2008 for specified purposes, 6.4.2009 in so far as not already in force) by [Local Transport Act 2008 \(c. 26\)](#), **ss. 60(5)**, 134(1)(c)(4); S.I. 2009/107, art. 4(1), Sch. 4 Pt. 1

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