



Railways Act 1993

1993 CHAPTER 43

PART I **U.K.**

THE PROVISION OF RAILWAY SERVICES

Franchising of passenger services

29 **Other terms and conditions of franchise agreements.** **E+W+S**

- (1) The [^{F1}appropriate franchising authority] may enter into a franchise agreement on conditions requiring—
 - (a) the rendering to the Franchising Director by the franchisee or the franchise operator of payments of such amounts and at such intervals as may be specified in, or determined by or under, the franchise agreement; ^{F2} . . .
 - ^{F2}(b)
- (2) A franchise agreement may include provision requiring the franchisee—
 - (a) to operate any additional railway asset; or
 - (b) to secure the operation of any additional railway asset by the franchise operator or any other wholly owned subsidiary of the franchisee.
- (3) A franchise agreement shall include provision specifying the franchise term and may include provision enabling that term to be extended by such further term as may be specified in the franchise agreement.
- (4) Without prejudice to the generality of the provisions relating to property, rights and liabilities that may be included in a franchise agreement, a franchise agreement may include provision requiring the franchise operator—
 - (a) to acquire from such person as may be specified in the franchise agreement, and to use, such property or rights as may be so specified; or
 - (b) to undertake such liabilities as may be so specified.
- (5) Subject to any requirements imposed by or under this Act, a franchise agreement may contain any such provisions as the [^{F1}appropriate franchising authority] may think fit.

Changes to legislation: Railways Act 1993, Section 29 is up to date with all changes known to be in force on or before 25 July 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) View outstanding changes

F3(6)

F3(7)

- (8) In this Part, “additional railway asset” means any network, station or light maintenance depot, and any reference to an additional railway asset includes a reference to any part of an additional railway asset.

Textual Amendments

- F1** Words in s. 29 substituted (24.7.2005 for certain purposes and 16.10.2005 in so far as not already in force) by Railways Act 2005 (c. 14), ss. 1, 60, **Sch. 1 para. 19**; S.I. 2005/1909, **art. 2**, Sch.; S.I. 2005/2812, **art. 2(1)**, Sch. 1
- F2** S. 29(1)(b) and word “or” immediately preceding it repealed (1.2.2001) by 2000 c. 38, s. 274, **Sch. 31 Pt. IV**; S.I. 2001/57, **art. 3(1)**, **Sch. 2 Pt. I** (subject to savings and transitional provisions in Sch. 2 Pt. II)
- F3** S. 29(6)(7) repealed (1.2.2001) by 2000 c. 38, s. 274 **Sch. 31 Pt. IV**; S.I. 2001/57, **art. 3(1)**, **Sch. 2 Pt. I** (subject to savings and transitional provisions in Sch. 2 Pt. II)

Commencement Information

- I1** S. 29 wholly in force at 1.4.1994; s. 29 not in force at Royal Assent see s. 154(2); s. 29(8) in force at 6.1.1994 by S.I. 1993/3237, **art. 2(2)**; s. 29 in force at 1.4.1994 insofar as not already in force by S.I. 1994/571, **art. 5**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13B(7) inserted by [2024 c. 13 Sch. 30 para. 18\(5\)](#)
- s. 15C(5) inserted by [2024 c. 13 Sch. 30 para. 19\(5\)](#)
- s. 16(2)(aa) inserted by S.I. 2019/93, Sch. 1 para. 6(4)(b) (as substituted) by [S.I. 2019/1245 reg. 23](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 67(11) inserted by [2024 c. 13 Sch. 29 para. 10](#)
- s. 145(3)(w) inserted by [2024 c. 13 Sch. 30 para. 20\(b\)](#)
- s. 145(3)(qu) omitted by [2024 c. 13 Sch. 30 para. 20\(a\)](#)
- Sch. 4A para. 10A(7) inserted by [2024 c. 13 Sch. 30 para. 22\(5\)](#)
- Sch. 4A para. 15(5) inserted by [2024 c. 13 Sch. 30 para. 23\(5\)](#)