



Railways Act 2005

2005 CHAPTER 14

PART 2

PUBLIC SECTOR FUNDING AUTHORITIES FOR RAILWAYS

London

16 Relaxation of contractual restrictions on Transport for London

- (1) Section 201 of the Greater London Authority Act 1999 (c. 29) (restriction on Transport for London entering into agreements that involve the holding of a licence under the 1993 Act) shall cease to have effect.
- (2) Transport for London may not enter into an agreement—
 - (a) with a person who is a franchisee or franchise operator in relation to a franchise agreement, or
 - (b) with a person who is proposing to become such a franchisee or franchise operator,unless the agreement is approved by the Secretary of State.
- (3) An agreement that relates exclusively to the grant of permission by a facility owner for a person to use a railway facility of his does not require the approval of the Secretary of State under subsection (2) in any case in which Transport for London or a subsidiary of its is the facility owner or the person granted permission.
- (4) The Secretary of State may—
 - (a) give a general approval for the purposes of subsection (2) in relation to a description of agreements, as well as specific approvals for particular agreements; and
 - (b) withdraw his approval in relation to any agreement at any time before the agreement is entered into.
- (5) The agreements to which Transport for London may become a party with the approval of the Secretary of State include franchise agreements under which services are

Status: This is the original version (as it was originally enacted).

provided which are or include services for the carriage of passengers by railway between places in Greater London.

- (6) In this section “subsidiary” has the meaning given to it by section 736 of the Companies Act 1985 (c. 6).