

*These notes refer to the Local Transport Act 2008 (c.26)  
which received Royal Assent on 26 November 2008*

# LOCAL TRANSPORT ACT 2008

---

## EXPLANATORY NOTES

### COMMENTARY

#### **Part 5: Integrated Transport Authorities etc.**

##### ***Section 100: Limits on power to promote well-being***

252. *Subsection (1)* limits the power established in section 99 by preventing an ITA from taking any action that is prevented by a statutory prohibition, restriction or limitation. *Subsection (2)* prevents ITAs from using the well-being power in section 99 to raise money. *Subsection (3)* allows the Secretary of State to prevent one or more ITAs from using the power to do anything which the Secretary of State specifies by order that they should not do, subject to the consultation requirements in *subsection (5)*.
253. *Subsection (7)* permits the Secretary of State to issue guidance to ITAs on the exercise of the power, subject to the consultation requirements in *subsection (8)*. *Subsection (10)* provides that any order made under the preceding subsections will be a statutory instrument subject to the affirmative resolution procedure.