

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

SCHEDULES

SCHEDULE 1 **E+W**

Section 2

FURTHER AMENDMENTS: ADVANCED QUALITY PARTNERSHIP SCHEMES

Transport Act 1985 (c. 67)

1 The Transport Act 1985 is amended as follows.

Commencement Information

11 Sch. 1 para. 1 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 2 (1) Section 6 (registration of local services) is amended as follows.
- (2) In subsection (2A), in paragraph (a)—
- (a) after “section” insert “ 113D(1) or ”;
 - (b) for “(quality” substitute “ (advanced quality partnership schemes and quality ”.

Commencement Information

12 Sch. 1 para. 2 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 3 (1) Section 6A (applications for registration where restrictions are in force) is amended as follows.
- (2) In subsection (1), in paragraph (a)—
- (a) after “section” insert “ 113D(1) or ”;
 - (b) after “case of” insert “ an advanced quality partnership scheme or ”.
- (3) In subsection (8), in paragraph (c), after “section” insert “ 113J(4) or (5) or ”.
- (4) In subsection (12)—
- (a) at the appropriate place insert—
““advanced quality partnership scheme” means a scheme under section 113C of the Transport Act 2000;”;
 - (b) for the definition of “registration criteria” substitute—
““registration criteria”—
 - (a) in relation to an advanced quality partnership scheme, means the criteria specified in the scheme by virtue of section 113D(3) of the Transport Act 2000;
 - (b) in relation to a quality partnership scheme, means the criteria specified in the scheme by virtue of section 114(3C) of the Transport Act 2000;”;

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- (c) in the definition of “relevant operator”, in paragraph (a), after “section” insert “ 113J(4) or (5) or ”.

Commencement Information

I3 Sch. 1 para. 3 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 4 In section 26 (conditions attached to a PSV operator's licence), in subsection (1), in paragraph (b), after “section or section” insert “ 113J(4) or (5), ”.

Commencement Information

I4 Sch. 1 para. 4 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 5 In section 82 (bus stations: restrictions on discriminatory practices, etc), in subsection (4A), in the words before paragraph (a), after “to” insert “ an advanced quality partnership scheme or ”.

Commencement Information

I5 Sch. 1 para. 5 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

Transport Act 2000 (c. 38)

- 6 The Transport Act 2000 (as amended by the Local Transport Act 2008) is amended as follows.

Commencement Information

I6 Sch. 1 para. 6 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 7 (1) Section 114 (quality partnership schemes) is amended as follows.
- (2) In subsection (1), at the end insert “(but this is subject to subsection (1A)).
- (3) After subsection (1) insert—
- “(1A) A local transport authority whose area is in England may exercise the power to make a quality partnership scheme only if—
- (a) they are acting jointly with one or more other local transport authorities, and
- (b) at least one of those other local transport authorities is an authority whose area is in Wales.”

Commencement Information

I7 Sch. 1 para. 7 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 8 (1) Section 153 (competition test: functions and agreements relating to buses) is amended as follows.

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- (2) In subsection (1), in paragraph (a), after “to” insert “ advanced quality partnership schemes, ”.
- (3) In subsection (3), in the definition of “voluntary agreement”, after “under” insert “ sections 113C to 113O (advanced quality partnership schemes), or under ”.

Commencement Information

I8 Sch. 1 para. 8 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 9 In section 155 (sanctions), in subsection (1), in paragraph (b), after “section”, in the second place it occurs, insert “ 113J(4) or (5), ”.

Commencement Information

I9 Sch. 1 para. 9 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 10 In section 162 (interpretation of Part 2), in subsection (1), at the appropriate place insert—
““advanced quality partnership scheme” is to be construed in accordance with section 113C(2),”.

Commencement Information

I10 Sch. 1 para. 10 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 11 (1) Schedule 10 (competition test: functions and agreements relating to buses) is amended as follows.
 - (2) In paragraph 1 (functions to which Part 1 of Schedule 10 applies)—
 - (a) in sub-paragraph (1), before paragraph (a) insert—
“(za) making and varying advanced quality partnership schemes,”;
 - (b) in sub-paragraph (2), before paragraph (a) insert—
“(za) in the case of the function of making or varying an advanced quality partnership scheme, once notice of a proposal to make or vary it has been given under section 113G(1),”.
 - (3) In paragraph 12 (enforcement of decisions of Competition and Markets Authority), in sub-paragraph (2)(b), after “varying” insert “ an advanced quality partnership scheme, ”.
 - (4) In paragraph 17 (interpretation of Part 2 of Schedule 10), in sub-paragraph (5)(c), at the beginning insert “ an advanced quality partnership scheme, ”.

Commencement Information

I11 Sch. 1 para. 11 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

SCHEDULE 2 E+W

Section 6

FURTHER AMENDMENTS: FRANCHISING SCHEMES

Transport Act 1985 (c. 67)

1 The Transport Act 1985 is amended as follows.

Commencement Information

I12 [Sch. 2 para. 1](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 2 In section 6 (registration of local services)—
- (a) in subsection (2B) (registration in quality contract scheme cases), in paragraph (a), after “force” insert “ in relation to an area in Wales ”;
 - (b) in subsection (7A) (variation of registration in quality contract scheme cases), in paragraph (a), after “force” insert “ in relation to an area in Wales ”.

Commencement Information

I13 [Sch. 2 para. 2](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 3 (1) Section 26 (conditions attached to a PSV operator's licence) is amended as follows.
- (2) In subsection (1) (circumstances in which conditions may be imposed), in paragraph (b), after “118(4)” insert “, 123J(3) ”.
- (3) In subsection (1)(bza), after “section” insert “ 123X(7)(c), ”.
- (4) In subsection (1), after paragraph (ba) (and the “or” following it) insert—
- “(baa) the operator has failed to take all reasonable steps to comply with a requirement imposed under section 143A of the Transport Act 2000; or”.

Commencement Information

I14 [Sch. 2 para. 3](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 4 In section 66 (powers of councils to run bus undertakings), in subsection (1), for “and to section” substitute “ and to sections 123O and ”.

Commencement Information

I15 [Sch. 2 para. 4](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

Transport Act 2000 (c. 38)

- 5 The Transport Act 2000 (as amended by the Local Transport Act 2008) is amended as follows.

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

Commencement Information

I16 Sch. 2 para. 5 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

6 In the heading preceding section 124, after “schemes” insert “ in Wales ”.

Commencement Information

I17 Sch. 2 para. 6 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 7 (1) Section 124 (quality contracts schemes) is amended as follows.
- (2) In subsection (1), after “authority”, in the first place it occurs, insert “ for an area in Wales ”.
- (3) Omit subsections (1A) and (1B).
- (4) In subsection (2)—
- (a) at the end of paragraph (a), insert “ and ”;
 - (b) in paragraph (b), omit “in the case of a scheme for an area in Wales,”;
 - (c) omit paragraph (c) and the “and” preceding it.
- (5) Omit subsection (2A).
- (6) In subsection (9)—
- (a) after “authority”, in the first place it occurs, insert “ for an area in Wales ”;
 - (b) after “another” insert “ such ”.
- (7) Omit subsection (9A).
- (8) Omit subsections (11) to (13).

Commencement Information

I18 Sch. 2 para. 7 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 8 In section 125 (notice and consultation requirements)—
- (a) in subsection (1)—
 - (i) at the end of paragraph (b), insert “ and ”;
 - (ii) omit paragraph (d) and the “and” preceding it;
 - (b) in subsection (1A)(b), omit “or, as the case may be, (1A)”;
 - (c) in subsection (3)(e), omit “if the proposed scheme relates to an area in Wales,”.

Commencement Information

I19 Sch. 2 para. 8 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

9 In section 126 (approval of proposed schemes for areas in Wales), omit subsection (A1).

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

Commencement Information

I20 [Sch. 2 para. 9](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

10 Omit sections 126A to 126E (QCS boards for schemes for areas in England).

Commencement Information

I21 [Sch. 2 para. 10](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

11 In section 127 (making of scheme)—

- (a) in subsection (1), omit paragraph (a);
- (b) in subsection (1)(b), omit “in the case of a scheme for an area in Wales,”;
- (c) omit subsection (1A);
- (d) in subsection (1B), omit paragraph (a) and the “and” following it;
- (e) in subsection (10), omit “(1A),”.

Commencement Information

I22 [Sch. 2 para. 11](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

12 Omit sections 127A and 127B (appeals: schemes for areas in England).

Commencement Information

I23 [Sch. 2 para. 12](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

13 In section 131A (continuation of schemes for further periods)—

- (a) in subsection (2)—
 - (i) in paragraph (a), omit “, if the scheme is for an area in Wales, or”;
 - (ii) omit paragraph (b);
- (b) omit subsection (4);
- (c) in subsection (5)—
 - (i) in paragraph (b), omit “or, as the case may be, paragraphs (b) to (d) of section 124(1A)”;
 - (ii) in paragraph (c), omit “or, as the case may be, (1A)”.

Commencement Information

I24 [Sch. 2 para. 13](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

14 Omit section 131C (continuation of schemes for areas in England: procedure).

Commencement Information

I25 [Sch. 2 para. 14](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- 15 In section 131E (appeals where proposed continuation considered exempt), in subsection (13), omit the words from “If” to “Wales,”.

Commencement Information

I26 Sch. 2 para. 15 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 16 Omit section 131F (appeals where proposed continuation considered non-exempt).

Commencement Information

I27 Sch. 2 para. 16 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 17 In section 132 (variation or revocation of scheme)—
- (a) in subsection (2), omit “or those set out in subsection (1A)(a) to (d) of that section”;
 - (b) in subsection (4A), omit paragraph (b);
 - (c) in subsection (5), omit paragraphs (a) to (c) and the “or” following paragraph (c);
 - (d) omit subsections (6) to (8).

Commencement Information

I28 Sch. 2 para. 17 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 18 In section 132A (appeals where proposed variation considered exempt), in subsection (12), omit the words from “If” to “Wales,”.

Commencement Information

I29 Sch. 2 para. 18 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 19 In section 132B (exemption from section 132 for specific variations directed by Tribunal), omit subsection (1)(a).

Commencement Information

I30 Sch. 2 para. 19 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 20 In section 133 (regulations about schemes)—
- (a) in subsection (1)(b), omit “for areas in Wales”;
 - (b) omit subsection (1)(bb) and (bc);
 - (c) in subsection (2)(e), omit “for areas in Wales”;
 - (d) omit subsection (2)(ef) to (ei);
 - (e) omit subsection (3)(a);
 - (f) omit subsection (4)(b).

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

Commencement Information

I31 Sch. 2 para. 20 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 21 (1) Section 155 (sanctions imposed by traffic commissioners) is amended as follows.
- (2) In subsection (1) (when sanctions may be imposed), in paragraph (ba), after “section” insert “ 123X(7)(c), ”.
- (3) After subsection (1) insert—
- “(1ZA) Where a traffic commissioner is satisfied that—
- (a) a person has operated a local service in contravention of section 123J(3) of this Act, and
- (b) in operating the local service, the person has failed to take all reasonable precautions and to exercise all due diligence to avoid contravening section 123J(3) of this Act,
- the traffic commissioner may make one or more orders under subsection (1A)(a) or (d).”
- (4) After subsection (1ZB) (inserted by Schedule 4) insert—
- “(1ZC) Where a traffic commissioner is satisfied that the operator of a local service has failed to take all reasonable steps to comply with a requirement imposed under section 143A of this Act, the traffic commissioner may make one or more orders under subsection (1A)(a) or (d).”

Commencement Information

I32 Sch. 2 para. 21 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 22 (1) Section 160 (regulations and orders under Part 2) is amended as follows.
- (2) In subsection (2), after “than” insert “ regulations under section 123A(4) ”.
- (3) After subsection (2) insert—
- “(2A) A statutory instrument containing regulations under section 123A(4) shall not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.”

Commencement Information

I33 Sch. 2 para. 22 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 23 (1) Section 162 (interpretation of Part 2) is amended as follows.
- (2) In subsection (1) (specific terms), at the appropriate place insert—
- ““effective time”, in relation to a local service contract, has the meaning given by section 123J(7),”;
 ““franchising authority” has the meaning given by section 123A(4),”;

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

““franchising scheme” is to be construed in accordance with section 123A(3),”;

““interim service” has the meaning given by section 123O,”;

““local service contract” has the meaning given by section 123A(5),”;

““mayoral combined authority” has the meaning given by section 107A of the Local Democracy, Economic Development and Construction Act 2009,”;

““scheme sub-area” has the meaning given by section 123H,”;

““service permit” has the meaning given by section 123P,”.

(3) In subsection (1), in the definition of “appropriate national authority”, omit paragraph (a) (meaning for schemes relating to areas in England).

(4) In subsection (1), omit the definition of “QCS board”.

(5) In subsection (4) (interpretation of references to Integrated Transport Authorities), omit the following entries— “ section 124(4)(a), (5) and (7), ”; “ section 127(3A), ”; “ section 127A(7), ”; “ section 130, ”; “ section 131, ”; “ section 132C, ”; “ section 132D, ”.

Commencement Information

I34 [Sch. 2 para. 23](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

Local Transport Act 2008 (c. 26)

24 The Local Transport Act 2008 is amended as follows.

Commencement Information

I35 [Sch. 2 para. 24](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

25 Omit sections 22 to 25 (QCS boards in England).

Commencement Information

I36 [Sch. 2 para. 25](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

26 Omit section 27 (appeals against making of quality contract schemes in England).

Commencement Information

I37 [Sch. 2 para. 26](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

27 Omit section 33 (continuation of quality contract schemes for areas in England).

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

Commencement Information

I38 [Sch. 2 para. 27](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 28 Omit section 36 (appeals where proposed continuation of scheme considered non-exempt).

Commencement Information

I39 [Sch. 2 para. 28](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

SCHEDULE 3 **E+W**

Section 8

FURTHER AMENDMENTS: ADVANCED TICKETING SCHEMES

Transport Act 1985 (c. 67)

- 1 The Transport Act 1985 is amended as follows.

Commencement Information

I40 [Sch. 3 para. 1](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 2 In section 26 (conditions attached to a PSV operator's licence), in subsection (1) (ba), after “section” insert “ 134F, ”.

Commencement Information

I41 [Sch. 3 para. 2](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

Transport Act 2000 (c. 38)

- 3 The Transport Act 2000 (as amended by the Local Transport Act 2008) is amended as follows.

Commencement Information

I42 [Sch. 3 para. 3](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 4 (1) Section 135 (joint and through ticketing schemes) is amended as follows.
- (2) In subsection (1), at the end insert—
- “(but this is subject to subsection (1A)).”
- (3) After subsection (1) insert—
- “(1A) A local transport authority whose area is in England may exercise the power to make a ticketing scheme only if—

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- (a) they are acting jointly with one or more other local transport authorities, and
- (b) at least one of those other local transport authorities is an authority whose area is in Wales.”

Commencement Information

I43 Sch. 3 para. 4 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 5 In section 153 (competition test: functions and agreements relating to buses), in subsection (1)(a), after “partnership schemes,” insert “ advanced ticketing schemes, ”.

Commencement Information

I44 Sch. 3 para. 5 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 6 In section 155 (sanctions), in subsection (1)(c), after “section” insert “ 134F, ”.

Commencement Information

I45 Sch. 3 para. 6 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 7 (1) Section 162 (interpretation of Part 2) is amended as follows.
- (2) In subsection (1), in the definition of “connecting rail or tram service” for “service” substitute
- ““service”—
 - (a) in relation to an advanced ticketing scheme, has the meaning given by section 134C(3), and
 - (b) in relation to a ticketing scheme,”.
- (3) In subsection (1), at the appropriate place insert—
- ““advanced ticketing scheme” is to be construed in accordance with section 134C(3),”.

Commencement Information

I46 Sch. 3 para. 7 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 8 (1) Schedule 10 (competition test: functions and agreements relating to buses) is amended as follows.
- (2) In paragraph 1 (functions to which Part 1 of Schedule 10 applies)—
- (a) in sub-paragraph (1), after paragraph (a) insert—
 - “(aa) making and varying advanced ticketing schemes,”;
 - (b) in sub-paragraph (2), after paragraph (a) insert—
 - “(aa) in the case of the function of making or varying an advanced ticketing scheme, once notice of a proposal to make or vary it has been given under section 134D(1),”.

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- (3) In paragraph 12 (enforcement of decisions of Competition and Markets Authority), in sub-paragraph (2)(b), after “partnership scheme” insert “, an advanced ticketing scheme”.

Commencement Information

I47 [Sch. 3 para. 8](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

SCHEDULE 4 **E+W**

Section 15

FURTHER AMENDMENTS: ENHANCED PARTNERSHIP PLANS AND SCHEMES

Transport Act 1985 (c. 67)

- 1 The Transport Act 1985 is amended as follows.

Commencement Information

I48 [Sch. 4 para. 1](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 2 (1) Section 7 (application of traffic regulation conditions to services registered under section 6) is amended as follows.
- (2) After subsection (3) insert—
- “(3A) Traffic regulation conditions may not be expressed to apply to an area to which an enhanced partnership scheme under section 138A of the Transport Act 2000 relates.”
- (3) After subsection (14) insert—
- “(14A) Where an enhanced partnership scheme under section 138A of the Transport Act 2000 comes into operation as regards an area, any traffic regulation condition expressed to apply in an area that consists of or includes the area to which the scheme relates ceases at that time to apply in the area to which the scheme relates.
- (14B) A traffic commissioner may accordingly vary or revoke a traffic regulation condition (without a request being made).”

Commencement Information

I49 [Sch. 4 para. 2](#) in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see [s. 26\(3\)](#)

- 3 (1) Section 26 (conditions attached to a PSV operator's licence) is amended as follows.
- (2) In subsection (1) (when conditions may be attached), in paragraph (b), for “or 129(1)(b)” substitute “, 129(1)(b) or 138J(9)”.
- (3) In subsection (1)(bza), after “134B(7)(c)” insert “ or 138S(7)(c) ”.

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

(4) In subsection (1)(baa) (inserted by Schedule 2), after “143A” insert “ or 143B ”.

Commencement Information

I50 Sch. 4 para. 3 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

Transport Act 2000 (c. 38)

4 The Transport Act 2000 (as amended by the Local Transport Act 2008) is amended as follows.

Commencement Information

I51 Sch. 4 para. 4 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

5 In section 153 (competition test: functions and agreements relating to buses), in subsection (1)(a) (applying tests in relation to the exercise of functions relating to quality partnership schemes, etc), after “ticketing schemes” insert “ , enhanced partnership schemes ”.

Commencement Information

I52 Sch. 4 para. 5 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 6 (1) Section 155 (sanctions relating to Part 2 of the Act) is amended as follows.
- (2) In subsection (1)(b), for “or 129(1)(b)” substitute “ , 129(1)(b) or 138J(9) ”.
- (3) In subsection (1)(ba), after “134B(7)(c)” insert “ or 138S(7)(c) ”.
- (4) After subsection (1ZA) (inserted by Schedule 2) insert—
- “(1ZB) Where a traffic commissioner is satisfied that—
- (a) a person has operated a local service in contravention of section 138J(9) of this Act, and
- (b) in operating the local service, the person has failed to take all reasonable precautions and to exercise all due diligence to avoid contravening section 138J(9) of this Act,
- the traffic commissioner may make one or more orders under subsection (1A)(a) or (d).”
- (5) After subsection (1ZC) (inserted by Schedule 2) insert—
- “(1ZD) Where a traffic commissioner is satisfied that the operator of a local service has failed to take all reasonable steps to comply with a requirement imposed under section 143B the traffic commissioner may make one or more orders under subsection (1A)(a) or (d).”

Commencement Information

I53 Sch. 4 para. 6 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

Changes to legislation: There are currently no known outstanding effects for the Bus Services Act 2017. (See end of Document for details)

- 7 (1) Section 160 (regulations and orders under Part 2) is amended as follows.
- (2) In subsection (2), after “regulations under section 123A(4)” (inserted by Schedule 2 to this Act) insert “, 138F(10), 138G(9)”.
- (3) In subsection (2A) (inserted by Schedule 2 to this Act), after “regulations under section 123A(4)” insert “, 138F(10), 138G(9)”.

Commencement Information

I54 Sch. 4 para. 7 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 8 In section 162 (interpretation of Part 2 of the Act), in subsection (1), at the appropriate place insert—
- ““enhanced partnership plan” and “enhanced partnership scheme” have the meaning given by section 138A,”.

Commencement Information

I55 Sch. 4 para. 8 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

- 9 (1) Schedule 10 (competition test: functions and agreements relating to buses) is amended as follows.
- (2) In paragraph 1 (functions to which Part 1 of Schedule 10 applies)—
- (a) after sub-paragraph (1)(b) (and before the “and”) insert—
- “(ba) making and varying enhanced partnership schemes,”;
- (b) after sub-paragraph (2)(b) (and before the “and”) insert—
- “(ba) in the case of the function of making or varying an enhanced partnership scheme, once notice of a proposal to make or vary it has been given under section 138F(1) or 138L(1),”.
- (3) In paragraph 12 (enforcement of decisions of Competition and Markets Authority), in sub-paragraph (2)(b), for “or a ticketing scheme” substitute “, a ticketing scheme or an enhanced partnership scheme”.
- (4) In paragraph 17 (interpretation of Part 2 of Schedule 10), in sub-paragraph (5)(c), after “scheme” insert “, an enhanced partnership scheme”.

Commencement Information

I56 Sch. 4 para. 9 in force for certain purposes at Royal Assent and 27.6.2017 otherwise, see s. 26(3)

Changes to legislation:

There are currently no known outstanding effects for the Bus Services Act 2017.