



# Transport Act 1962

## 1962 CHAPTER 46

### PART IV

#### MISCELLANEOUS AND GENERAL

##### *Provisions relating to the Boards*

#### **58 Restrictions on carriage by road in London**

- (1) On and after the vesting date, in section sixteen and subsection (2) of section seventeen of the London Passenger Transport Act, 1933 (under which those carrying passengers by road in the London area must obtain the consent of the Commission in certain circumstances), for references to the Commission there shall be substituted references to the London Board.
- (2) If the London Board, on an application for their consent under either of the said sections made at any time after the vesting date, refuse to give the consent in the terms of the application, the applicant may within one month from receipt of notice of their refusal apply to the metropolitan traffic commissioner, and if the metropolitan traffic commissioner is of the opinion that the refusal is unreasonable, he may give the consent either in the terms of the application or in such other terms as appear to him to be appropriate, and that consent shall have effect as if given by the London Board.
- (3) If within a period of one month beginning with the date of the application, or within such extended period as may at any time be agreed in writing between the applicant and the London Board, the London Board do not notify the applicant of their decision on the application, subsection (2) of this section shall apply in relation to the application as if the London Board had refused to give consent in the terms of the application and had notified the applicant of their decision at the end of the said period.
- (4) The applicant or the London Board may appeal to the Minister against the decision of the metropolitan traffic commissioner on an application under subsection (2) of this section, and on such an appeal the Minister may confirm, vary or annul the decision.

---

*Status: This is the original version (as it was originally enacted).*

---

- (5) The right of appeal to the Minister conferred by the last foregoing subsection shall be conditional on the appeal being made within the time, and in the manner, prescribed by regulations made under the following provisions of this section.
- (6) The Minister may by statutory instrument make regulations as to the procedure on any application under this section, and on any appeal to the Minister from such an application, and the regulations may make provision as to—
- (a) the particulars to be furnished and the persons to whom notices are to be given, and the manner in which notices are to be published or served;
  - (b) the manner in which objections or other representations with respect to applications are to be made;
  - (c) the time within which and the manner in which any appeal to the Minister is to be made.
- (7) In this section " the metropolitan traffic commissioner " means the traffic commissioner for the Metropolitan Traffic Area.