



Transport Charges &c. (Miscellaneous Provisions) Act 1954

1954 CHAPTER 64 2 and 3 Eliz 2

13 Interpretation. **E+W+S**

(1) In this Act, unless the context otherwise requires, the following expressions have the following meanings respectively—

“charges” includes fares, rates, tolls, fees and dues of every description; . . .

F1

F2

“fares” includes sums payable in respect of a contract ticket or season ticket;

F3

“independent” means not forming part of the undertaking of the Commission;

“inland waterway undertaking” means an undertaking engaged in conserving, maintaining, improving or working a canal or other inland navigation [^{F4}not navigated by sea-going ships] or the navigation of a tidal water [^{F5}not so navigated];

“the Minister” means [^{F6}the Secretary of State];

F7

F3

“statutory provision” means a provision whether of a general or a special nature contained in, or in any document made or issued under, any Act other than this Act, whether of a general or a special nature;

“statutory undertaking” means an undertaking the carrying on of which is authorised by, or by an order made under, an Act of Parliament;

F7

F7 . . .

(2) A provision of this Act which applies to an undertaking carrying on particular activities shall apply in respect of those activities to any undertaking (including an undertaking

Changes to legislation: There are currently no known outstanding effects for the Transport Charges &c. (Miscellaneous Provisions) Act 1954, Section 13. (See end of Document for details)

carried on by a local authority) engaged therein, whether or not that undertaking is also engaged in other activities, but shall not apply in respect of any such other activities: Provided that, for the purposes of section six of this Act—

- (a) where the activities carried on by any undertaking cause that undertaking to fall into two or more classes of undertakings to which that section applies, nothing in this subsection shall cause that section to apply to the undertaking at any time as an undertaking of any one such class only unless the Minister is satisfied that the activities of the undertaking appertaining to that class are carried on separately from the other activities of the undertaking to which that section relates and that the undertaking should properly be treated as if it were a separate undertaking for the purposes of the activities appertaining to that class;
 - (b) where, in the case of an undertaking which falls into any of the classes aforesaid, the Minister is satisfied that particular activities of that undertaking appertaining to any one of the classes aforesaid are carried on separately from other activities of that undertaking appertaining to the same class and that it is proper that this paragraph should have effect in relation to that undertaking, the undertaking shall be treated as if those particular activities and those other activities respectively were carried on by separate undertakings.
- (3) For the avoidance of doubt, it is hereby declared that in this Act, ^{F8} ^{F9} the expression “statutory provision” includes a document made or issued in pursuance of a power conferred by an instrument made under an Act as well as a document made or issued in pursuance of a power conferred by an Act.
- (4) Save in so far as the context otherwise requires, any reference in this Act to any other enactment shall be construed as a reference to that enactment as amended by or under any other enactment, including this Act.

Textual Amendments

- F1** Words repealed by [Transport Act 1962 \(c. 46\)](#), [Sch 12 Pt. I](#)
- F2** Definition repealed by [Transport Act 1962 \(c. 46\)](#), [Sch. 12 Pt. II](#)
- F3** Definitions repealed by [Harbours Act 1964 \(c. 40\)](#), [Sch. 6](#)
- F4** Words inserted by [Harbours Act 1964 \(c. 40\)](#), [s. 39\(1\)](#)
- F5** Words added by [Harbours Act 1964 \(c. 40\)](#), [s. 39\(1\)](#)
- F6** Words substituted by virtue of [S.I. 1959/1768 \(1959 I, p. 1793\)](#), art. 3(2), [1970/1681](#), arts. 2, 6(3), [1976/1775](#), art. 2(1), [1979/571](#), arts. 2(1), 3(5) and [1981/238](#), arts. 2(2), 3(2)-(4)
- F7** Definitions and words in s. 13(1) repealed (26.2.1998) by [Transport and Works Act 1992 \(c. 42\)](#), s. [68\(1\)](#), [Sch. 4, Pt.I](#); [S.I. 1998/274](#), art. 2, [Sch.](#)
- F8** Words in s. 13(3) repealed (5.11.1993) by [1993 c. 50](#), s. 1(1), [Sch. 1 Pt. XV](#).
- F9** Words repealed by [Transport Act 1962 \(c. 46\)](#), [Sch. 12 Pt. II](#)

Modifications etc. (not altering text)

- C1** Definition of “independent” amended by [Transport Act 1962 \(c. 46\)](#), [Sch. 2 Pt. I](#); extended by [Transport Act 1968 \(c. 73\)](#), [Sch. 16 para. 7](#)

Changes to legislation:

There are currently no known outstanding effects for the Transport Charges &c. (Miscellaneous Provisions) Act 1954, Section 13.