

## SCHEDULE 3

### Consequential amendments and revocations

## PART 1

### Consequential amendments

#### CHAPTER 2

#### Secondary legislation

#### **Amendment of the Cleaner Road Transport Vehicles (Scotland) Regulations 2010**

4.—(1) The Cleaner Road Transport Vehicles (Scotland) Regulations 2010(1) are amended as follows.

(2) In regulation 2, in the definition of “operator” for “Article 2 of Regulation (EC) No 1370/2007 of the European Parliament and of the Council on public passenger transport services by rail and by road, as amended from time to time” substitute “regulation 2 of the Public Service Obligations in Transport Regulations 2023”.

#### **Amendment of the Cleaner Road Transport Vehicles Regulations 2011**

5.—(1) The Cleaner Road Transport Vehicles Regulations 2011(2) are amended as follows.

(2) In regulation 2, in the definition of ““public service contract” and “public service obligation”” for “Regulation (EC) No 1370” to the end of the definition substitute “the Public Service Obligations in Transport Regulations 2023”.

#### **Amendment of the Concession Contracts (Scotland) Regulations 2016**

6.—(1) The Concession Contracts (Scotland) Regulations 2016(3) are amended as follows.

(2) In regulation 12(1)(1) (exclusions: specific service contracts) for “Regulation (EC) No 1370/2007 of the European Parliament and of the Council on public passenger transport services by rail and by road” substitute “the Public Service Obligations in Transport Regulations 2023, except where such services are provided by means of a motor vehicle, other than a tram, which is adapted to carry not more than sixteen passengers”.

#### **Amendment of the Railways (Access, Management and Licensing of Railway Undertakings) Regulations 2016**

7.—(1) The Railways (Access, Management and Licensing of Railway Undertakings) Regulations 2016(4) are amended as follows.

(2) In regulation 3 (interpretation)—

- (a) in the definition of “applicant” for “Regulation (EC) No 1370/2007” substitute “the Public Service Obligations in Transport Regulations 2023”;
- (b) in the definition of “competent authority” for “Article 2 of Regulation (EC) No 1370/2007” substitute “regulation 2 of the Public Service Obligations in Transport Regulations 2023”;

---

(1) S.S.I. 2010/390.

(2) S.I. 2011/1631.

(3) S.S.I. 2016/65.

(4) S.I. 2016/645.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (c) in the definition of ““public passenger transport”, “public service contract” and “public service operator””, for “public passenger transport” substitute “public passenger transport services” and for “Article 2 of Regulation (EC) No 1370/2007” substitute “regulation 2 of the Public Service Obligations in Transport Regulations 2023”;
  - (d) omit the definition of “Regulation (EC) No 1370/2007”;
  - (e) in the definition of “relevant public service contract” after “transport” insert “services”;
  - (f) in the definition of “relevant public service operator” after “transport” insert “services”.
- (3) In regulation 9 (separation of accounts), in paragraph (2)(b) omit “in accordance with article 7 of Regulation (EC) No 1370/2007”.