

## **BUS SERVICES BILL**

### **Keeling Schedule for amendments to the Road Traffic Regulation Act 1984**

## **ROAD TRAFFIC REGULATION ACT 1984**

### **Part I**

### **General Provisions for Traffic Regulation**

#### ***Outside Greater London***

#### **1 Traffic regulation orders outside Greater London**

(1) The traffic authority for a road outside Greater London may make an order under this section (referred to in this Act as a "traffic regulation order") in respect of the road where it appears to the authority making the order that it is expedient to make it—

- (a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or
- (b) for preventing damage to the road or to any building on or near the road, or
- (c) for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or
- (d) for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property, or
- (e) (without prejudice to the generality of paragraph (d) above) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or
- (f) for preserving or improving the amenities of the area through which the road runs or
- (g) for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of section 87 of the Environment Act 1995 (air quality).

(2) . . .

(3) A traffic regulation order made by a local traffic authority may, with the consent of the Secretary of State, a strategic highways company or, as the case may be, the Scottish Ministers, extend to a road in relation to which he is, it is or they are the traffic authority if the order forms part of a scheme of general traffic control relating to roads of which at least one has a junction with the length of road in question.

(3A) A local traffic authority may make a traffic regulation order in respect of a road in relation to which the Secretary of State, a strategic highways company or the National Assembly for Wales is the traffic authority if—

- (a) the order is required for the provision of relevant bus scheme facilities **or for the taking of relevant bus scheme measures**, and
- (b) the Secretary of State, the strategic highways company or the National Assembly for Wales, consents.

(3B) In subsection (3A) "relevant bus scheme facilities" means—

- (za) **facilities provided pursuant to an advanced quality partnership scheme under Part 2 of the Transport Act 2000;**

- (a) facilities provided pursuant to a quality partnership scheme under ~~Part 2 of the Transport Act 2000~~ that Part;
  - (aa) facilities provided in connection with a franchising scheme under that Part (see section 123A(3)(d) of that Act);
  - (b) facilities provided pursuant to a quality contract within the meaning of that Part (see section 124(4) and (5) of that Act) or otherwise in connection with a quality contracts scheme under that Part.
  - (c) facilities provided pursuant to an enhanced partnership scheme under that Part.
- (3C) In subsection (3A) “relevant bus scheme measures” means—
- (a) measures taken pursuant to an advanced quality partnership scheme under Part 2 of the Transport Act 2000;
  - (b) measures taken pursuant to an enhanced partnership scheme under that Part.
- (4) , (5) . . .

## SCHEDULE 9

### Part IV

#### Variation or Revocation of Certain Orders

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(1) Subject to sub-paragraphs (2) ~~and (3)~~, (2A), (3) and (4) below, any power to make an order as respects any road or parking place conferred by or by virtue of any of the following provisions of this Act, namely, sections 1, 6, 9, 14 16A 19, 29, . . . , 32, 35, 37, 38, 45, 46, 49(2) and (4), 50, 53, 83 and 84 and paragraph 7 of this Schedule, shall include power for the authority for the time being having power to make such an order as respects that road or parking place to make an order varying or revoking any previous order as respects that road or parking place made, or having effect as if made, under or by virtue of the provision in question, whether the previous order was made by that or some other authority, and notwithstanding that the previous order was, and the order varying or revoking it is not, made in pursuance of a power exercisable by statutory instrument.

(2) Sub-paragraph (1) above shall have effect—

- (a) subject to sections 39(6), . . . and 59(6) of this Act, and
- (b) without prejudice to section 50(6) of this Act.

(2A) Where an order is required for the provision of facilities or the taking of measures pursuant to an advanced quality partnership scheme made under Part 2 of the Transport Act 2000 by more than one authority—

- (a) it may not be varied or revoked by virtue of this paragraph by the Secretary of State unless the Secretary of State has consulted the other authority or authorities who made the scheme, and
- (b) it may not be varied or revoked by virtue of this paragraph by any other authority without the consent of that other authority or those other authorities.

(3) Where an order is required for the provision of facilities pursuant to a quality partnership scheme made under Part II of the Transport Act 2000 by more than one authority—

- (a) it may not be varied or revoked by virtue of this paragraph by the Secretary of State or the National Assembly for Wales unless he or it has consulted the other authority or authorities who made the scheme, and
- (b) it may not be varied or revoked by virtue of this paragraph by any other authority without the consent of that other authority or those other authorities.

(4) Where an order is required for the provision of facilities or the taking of measures pursuant to an enhanced partnership scheme made under Part 2 of the Transport Act 2000 by more than one authority—

- (a) it may not be varied or revoked by virtue of this paragraph by the Secretary of State unless the Secretary of State has consulted the other authority or authorities who made the scheme, and
- (b) it may not be varied or revoked by virtue of this paragraph by any other authority without the consent of that other authority or those other authorities.

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For the avoidance of doubt it is hereby declared that, subject to Part II of this Schedule, the power to vary or revoke an order made under or by virtue of any of the provisions referred to in paragraph 27(1) above extends to the variation or revocation of any such order in connection with the provision in question as is mentioned below, notwithstanding that it was made by, or by direction of, the Secretary of State, that is to say—

- (a) an order made in pursuance of a direction under paragraph 2 of this Schedule;
- (b) except where the provision in question is section 45, 46, 49, 50 or 53 of this Act, an order made by virtue of paragraph 3 of this Schedule;
- (c) where the provision in question is section 45, 46, 49 . . . or 53 of this Act an order which is made by virtue of paragraph 3 of this Schedule and relates to a parking place for the time being controlled by the local authority within the meaning of section 45 of this Act;
- (d) an order under paragraph 7 of this Schedule; or
- (e) an order under section 34 of the Deregulation and Contracting Out Act 1994.

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Nothing in paragraph 8 of this Schedule shall prevent the exercise by the Secretary of State of the power to revoke any order made by him under paragraph 7 of this Schedule.