

Changes to legislation: Transport Act 2000, Cross Heading: Modification is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 17

TRANSFERS TO SRA FROM ^{F1}THE OFFICE OF RAIL AND ROAD

Textual Amendments

- F1** Words in Sch. 17 heading substituted (E.W.S.) (16.10.2015) by [The Office of Rail Regulation \(Change of Name\) Regulations 2015 \(S.I. 2015/1682\)](#), reg. 1(2), **Sch. para. 4(p)(v)**

PART I

FUNCTIONS RELATING TO LICENCES

Modification

- 6 (1) Section 12 (modification by agreement) is amended as follows.
- ^{F1}(2)
- (3) In subsection (2) (notice by Regulator)—
- ^{F2}(a)
- (b) after “and shall” insert “, before making the modifications, ”.
- ^{F3}(4)
- ^{F3}(5)

Textual Amendments

- F1** Sch. 17 para. 6(2) repealed (24.7.2005) by [Railways Act 2005 \(c. 14\)](#), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), [Sch. 11 para. 11\(2\)](#)); [S.I. 2005/1909](#), art. 2, [Sch.](#)
- F2** Sch. 17 para. 6(3)(a) repealed (24.7.2005) by [Railways Act 2005 \(c. 14\)](#), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), [Sch. 11 para. 11\(2\)](#)); [S.I. 2005/1909](#), art. 2, [Sch.](#)
- F3** Sch. 17 para. 6(4)(5) repealed (24.7.2005) by [Railways Act 2005 \(c. 14\)](#), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), [Sch. 11 para. 11\(2\)](#)); [S.I. 2005/1909](#), art. 2, [Sch.](#)

Commencement Information

- II** Sch. 17 Pt. I wholly in force at 1.2.2001, see s. 275(1) and [S.I. 2001/57](#), art. 3(1), **Sch. 2 Pt. I** (subject to the transitional provision and saving in [Sch. 2 Pt. II](#))

- 7 (1) Section 13 (modification references to Competition Commission) is amended as follows.
- ^{F4}(2)

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^{F4}(3)

^{F4}(4)

(5) In subsection (3) (matters which may be specified in reference or variation)—

^{F5}(a)

(b) for “his” (in both places) substitute “ its ”.

(6) In subsection (4) (notice of reference or variation)—

^{F6}(a)

(b) for “he” substitute “ it ”.

^{F7}(7)

(8) In subsection (6) (assistance to Commission)—

^{F8}(a)

(b) for “his possession” substitute “ the possession of the appropriate authority ”,

(c) for “his opinion” substitute “ the opinion of the appropriate authority ”, and

(d) for “his power” substitute “ the power of the appropriate authority ”.

Textual Amendments

F4 Sch. 17 para. 7(2)-(4) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, **Sch.**

F5 Sch. 17 para. 7(5)(a) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, **Sch.**

F6 Sch. 17 para. 7(6)(a) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, **Sch.**

F7 Sch. 17 para. 7(7) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, **Sch.**

F8 Sch. 17 para. 7(8)(a) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, **Sch.**

Commencement Information

I2 Sch. 17 Pt. I wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to the transitional provision and saving in **Sch. 2 Pt. II**)

8 (1) Section 14 (reports on modification references) is amended as follows.

^{F9}(2)

(3) In subsection (5) (publication by Regulator)—

^{F10}(a)

(b) for “he” substitute “ it ”.

^{F11}(4)

^{F11}(5)

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Textual Amendments

- F9** Sch. 17 para. 8(2) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, Sch.
- F10** Sch. 17 para. 8(3)(a) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, Sch.
- F11** Sch. 17 para. 8(4)(5) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, Sch.

Commencement Information

- I3** Sch. 17 Pt. I wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to the transitional provision and saving in **Sch. 2 Pt. II**)

- 9 (1) Section 15 (modification following report) is amended as follows.
- (2) In subsection (1) (duty of Regulator to modify)—
- (a) for “Where” substitute “ This section applies where ”, and
- (b) omit the words following paragraph (d).
- (3) After that subsection insert—
- “(1A) Where the report is made to the Regulator he shall, subject to the following provisions of this section and to section 15A below, make such modifications of the conditions of the licence as appear to him requisite for the purpose of remedying or preventing the adverse effects specified in the report.
- (1B) Where the report is made to the Authority it shall, subject to the following provisions of this section and to section 15A below, require the Regulator to make such modifications of the conditions of the licence as appear to it requisite for the purpose of remedying or preventing the adverse effects specified in the report.”
- (4) In subsection (2) (Regulator to have regard to modifications specified in report)—
- (a) after “making” insert “ , or requiring the making of, ”, and
- ^{F12}(b)
- (5) In subsection (3) (notice by Regulator), for “this section” substitute “ subsection (1A) above ”.
- ^{F13}(6)
- ^{F13}(7)
- ^{F13}(8)

Textual Amendments

- F12** Sch. 17 para. 9(4)(b) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, Sch.
- F13** Sch. 17 para. 9(6)-(8) repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), **Sch. 11 para. 11(2)**); S.I. 2005/1909, art. 2, Sch.

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I4 Sch. 17 Pt. I wholly in force at 1.2.2001, see s. 275(1) and S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to the transitional provision and saving in **Sch. 2 Pt. II**)

F1410

Textual Amendments

F14 Sch. 17 para. 10 repealed (24.7.2005) by Railways Act 2005 (c. 14), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), Sch. 11 para. 11(2)); S.I. 2005/1909, art. 2, Sch.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 146(1)(defn.)(a)(b) by [2000 c. 38 s. 274 Sch. 31 Pt. 2](#)
- s. 19(2)(aa) inserted by [S.I. 2019/93, Sch. 1 para. 9\(1C\)\(b\)](#) (as inserted) by [S.I. 2019/1245 reg. 25](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 131A(2)(a) words omitted by [2017 c. 21 Sch. 2 para. 13\(a\)\(i\)](#)
- s. 131A(2)(b) omitted by [2017 c. 21 Sch. 2 para. 13\(a\)\(ii\)](#)
- s. 131A(4) omitted by [2017 c. 21 Sch. 2 para. 13\(b\)](#)
- s. 131A(5)(b) words omitted by [2017 c. 21 Sch. 2 para. 13\(c\)\(i\)](#)
- s. 131A(5)(c) words omitted by [2017 c. 21 Sch. 2 para. 13\(c\)\(ii\)](#)
- s. 132B(1)(a) omitted by [2017 c. 21 Sch. 2 para. 19](#)
- [Sch. 16 para. 34\(4\)\(a\)](#)[para. 34\(4\)\(b\)\(c\)](#) repealed by [2005 c. 14 Sch. 13 Pt. 1](#)