
Changes to legislation: There are currently no known outstanding effects for the Railways Act 2005.
Cross Heading: Powers and duties under statutory provisions. (See end of Document for details)

SCHEDULES

SCHEDULE 2

TRANSFER SCHEMES

Powers and duties under statutory provisions

- 6 (1) A scheme may make provision for some or all of the powers and duties to which this paragraph applies—
- (a) to be transferred to a transferee;
 - (b) to become powers and duties that are exercisable, or must be performed, concurrently by two or more transferees; or
 - (c) to become powers and duties that are exercisable, or must be performed, concurrently by a transferor and a transferee.
- (2) The powers and duties to which this paragraph applies are the powers and duties conferred or imposed upon the transferor by or under a relevant enactment so far as they relate to—
- (a) property to be transferred in accordance with the scheme;
 - (b) the carrying out of works designed to be used in connection with such property; or
 - (c) the acquisition of land for the purpose of the carrying out of such works.
- (3) In this paragraph “relevant enactment” means any enactment other than—
- (a) the 1993 Act;
 - (b) Part 4 of the 2000 Act; or
 - (c) this Act.
- (4) This paragraph does not require a restrictive construction to be given to what may be transferred by virtue of paragraph 2(1)(d).

Commencement Information

- I1** Sch. 2 para. 6 in force at 8.6.2005 for specified purposes by S.I. 2005/1444, art. 2(1), Sch. 1
- I2** Sch. 2 para. 6 in force at 24.7.2005 in so far as not already in force by S.I. 2005/1909, art. 2, Sch.

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