

SCHEDULE 3

APPLICATION AND MODIFICATION OF STATUTORY PROVISIONS IN RELATION TO SNRPS AND SNRP HOLDERS

PART 1

APPLICATION AND MODIFICATION OF STATUTORY PROVISIONS

Application and modification of statutory provisions to SNRPs and SNRP holders

1. Subject to the following paragraphs of this Schedule, the following provisions have effect in relation to SNRPs and SNRP holders as they have effect in relation to licences and holders of licences and as if any reference to a licence or a holder of a licence included a reference to a SNRP or a SNRP holder respectively—

- (a) section 27 of the Insolvency Act 1986^{M1} (protection of interests of creditors and members), as that section is applied by paragraph 10 of Part 1 of Schedule 6 to the 1993 Act;
- (b) sections 13 to 16 of the 1993 Act^{M2} (modification references to the Competition Commission and modifications by order);
- (c) sections 55 to 58 of the 1993 Act^{M3} (orders for securing compliance);
- (d) section 68 of the 1993 Act^{M4} (investigatory functions);
- (e) subsections (1), (2)(a) (other than sub-paragraphs (ii), (iv) and (viii)), (3), (4), (7), (8) and (11) of section 72 of the 1993 Act^{M5} (keeping of register by the ORR);
- (f) section 168 of the Enterprise Act 2002^{M6} (adverse effects on competition);
- (g) subsections (2) to (5) of section 59 of the Railways Act 2005^{M7} (consequential amendments, transitional provisions and repeals); and
- (h) paragraph 24(2) of Schedule 1 to that Act (non publication of statement of policy under section 57B of the 1993 Act).

Marginal Citations

M1 1986 c. 45.

M2 1993 c. 43; sections 13 to 16 were amended by: S.I. 1999/506; the Transport Act 2000 (c. 38), section 242, Schedule 17, Part 1, paragraphs 1 and 7 to 9, and Schedule 31, Part 4; the Enterprise Act 2002 (c. 40), sections 86(5) and 164(2), Schedule 9, Part 1, paragraph 10, Schedule 25, paragraph 30, and Schedule 26; the Communications Act 2003 (c. 21), Schedule 16, paragraph 4; the Competition Act 1998 (c. 41), Schedule 10, paragraph 15(3), and Schedule 14, Part 1; the Railways and Transport Safety Act 2003 (c. 20), Schedule 2, Part 1, paragraphs 1 and 3, and Schedule 8; and the Railways Act 2005 (c. 14), Schedule 1, paragraphs 6 to 10 and Schedule 13, Part 1.

M3 Sections 55 to 58 were amended by the Transport Act 2000 (c. 38), sections 225 and 226, Schedule 16, paragraphs 8, 35, 36 and 38, Schedule 17, Part 1, paragraphs 1, 11 and 12, and Part 2, paragraphs 17 and 26, Schedule 27, paragraphs 17, 30 to 33, and Schedule 31, Part 4; the Competition Act 1998 (c. 41), Schedule 10, paragraph 15(6); the Railways and Transport Safety Act 2003 (c. 20), Schedule 2, Part 1, paragraphs 1, 3 and 12; and the Railways Act 2005 (c. 14) Schedule 1, paragraphs 21 to 26. Sections 57A to 57F were inserted by the Transport Act 2000 (c. 38), section 225(1).

M4 Section 68 was amended by the Railways and Transport Safety Act 2003 (c. 20), Schedule 2, Part 1, paragraphs 1 and 3; the Transport Act 2000, section 234, Schedule 22, Part 1, paragraphs 1 and 7, and Schedule 31, Part 4; and the Railways Act 2005, Schedule 13.

Changes to legislation: There are currently no known outstanding effects for the The Railway
(Licensing of Railway Undertakings) Regulations 2005, Paragraph 1. (See end of Document for details)

- M5** Section 72(2) was amended by the Railways and Transport Safety Act 2003 (c. 20), **Schedule 2**, Part 1, paragraphs 1 and 3; and the Transport Act 2000 (c. 38), **Schedule 17**, Part 1, paragraphs 1 and 15, and Schedule 27, paragraphs 17 and 36.
- M6** 2002 c. 40; section 168 was amended by the Railways Act 2005 (c. 14), **Schedule 13**.
- M7** 2005 c. 14.

Changes to legislation:

There are currently no known outstanding effects for the The Railway (Licensing of Railway Undertakings) Regulations 2005, Paragraph 1.