STATUTORY INSTRUMENTS

1981 No. 269

ROAD TRAFFIC

The Bus Services in Trial Areas Regulations 1981

Made - - - -	23*rd February* 1981
Laid before Parliament	10*th March* 1981
Coming into Operation	1*st April* 1981

The Minister of Transport (hereinafter referred to as "the Minister") in exercise of the powers conferred by section 160(1) of the Road Traffic Act 1960(**a**), section 5(7) of the Transport Act 1978(**b**) and section 14(2) and (3) of the Transport Act 1980(**c**) and now vested in him (**d**) and of all other enabling powers, and after consultation with representative organisations in accordance with section 260(2) of the said Act of 1960(**e**), hereby makes the following Regulations:-

1. These Regulations may be cited as the Bus Services in Trial Areas Regulations 1981 and shall come into operation on 1st April 1981.

2. The Minister hereby prescribes as the prescribed information for the purposes of section 14(2)(i) of the Transport Act 1980 (which provides for the operator of a bus service to give to the local authority concerned and to certain district councils a notice giving the prescribed information about a new service, or any changes in or discontinuance of a bus service to which that section applies) as regards stage carriage services not being excursions or tours the information specified in Part I of Schedule 1 below, and as regards stage carriage services being excursions or tours the information specified in Part II of that Schedule.

3. The Minister hereby prescribes as the prescribed information for the purposes of section 14(2)(ii) of the Transport Act 1980 (which provides for the operator of a service to publish in a local newspaper circulating in the locality served or to be served by the service a notice giving the prescribed information about a new service or any change in or discontinuance of a service to which the section applies) the information specified in Schedule 2 below.

(a) 1960 c. 16; section 160(1) of that Act has been amended by section 43 of, and paragraph 11 of Part I of Schedule 5 to, the Transport Act 1980 (c.34).
(b) 1978 c.55; for subsections (1) to (9) of section 5 of which Act there have been substituted the subsections numbered (1) to (8) set out in Part II of Schedule 5 to the Transport Act 1980.
(c) 1980 c.34.
(d) As regards section 160(1) of the Road Traffic Act 1960 by virtue of S.I.1970/1681 and 1979/571, as regards section 5(7) of the Transport Act 1978 by virtue of S.I. 1979/571.
(e) 1960 c.16; section 260(2) of that Act has been amended by section 43 of, and paragraph 15 of Schedule 5 to, the Transport Act 1980.

4. The Minister hereby prescribes as the prescribed time for the purposes of section 14(3) of the Transport Act 1980 (which provides that any notice required by section 14(2) of that Act shall be given or published not later than the prescribed time before the operator starts to provide a new service, or makes any change in or discontinuance of a service) —

(*a*) for giving a notice required by section 14(2)(i) of the Transport Act 1980, 42 days; and

(*b*) for publishing a notice required by section 14(2)(ii) of the Transport Act 1980 —

(i) 7 days in the case of a service which consists of an excursion tour, and

(ii) 14 days in any other case.

5.—(1) In relation to a community bus service provided within a trial area the provisions of section 5 of the Transport Act 1978 will apply so that for the words specified in column (1) of Schedule 3 below there are substituted by way of alterations or other modifications the words specified in column (2) of that Schedule in relation to the words in the said column (1).

(2) Where a community bus service is provided partly within a trial area and partly outside that trial area then as regards that part which is provided within the trial area the consent mentioned in section 5(1) of the Transport Act 1978 (subject to the substitutions mentioned in paragraph (1) above) is deemed to be satisfied by the road service licence relating to that part of the service which is provided outside the trial area.

(3) A consent to provide a community bus service in a trial area may be revoked or suspended by the traffic commissioners who granted the consent on the ground that there has been a contravention of any condition attached to it.

Norman Fowler,
Minister of Transport

23rd February 1981.

SCHEDULE 1 (See Regulation 2)

PART I

1. The information to be given to the local authority concerned and to certain district councils as regards a new stage carriage service (not being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the name of the operator who proposes to provide the new service, his address, the reference number of his PSV operator's licence and the name of the traffic area the commissioners for which issued that licence;

(*b*) the date on which the operator proposes to start the new service, the days of the week on which the service will be provided, the times of the days on which the service will be provided, the place from which the service will start, the place at which the service will finish, the routes which the service will follow, any variations from these routes which are likely to occur, and the places at which passengers may be picked up or set down; and

(*c*) the type of vehicle which is likely to be used in providing the service.

2. The information to be given to the local authority concerned and to certain district councils as regards making, otherwise than temporarily, any changes in a stage carriage service (not being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) any changes of the operator who provides the service and any changes of the PSV operator's licence held by the operator who provides the service;

(*b*) any changes of the days of the service and of the times of the service amounting to more than 10 minutes;

(*c*) any changes in the routes which the service will follow and in the variations of which information is required to be given in accordance with paragraph 1(*b*) above;

(*d*) any changes in the information which is required to be given in accordance with paragraph 1(*c*) above; and

(*e*) the date on which any such change as is mentioned in sub-paragraphs (*a*) to (*d*) above will occur.

3. The information to be given to the local authority concerned and to certain district councils as regards the discontinuance of a stage carriage service (not being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the name of the operator who proposes to discontinue the service, his address, the reference number of his PSV operator's licence and the name of the traffic area the commissioners for which issued that licence;

(*b*) such particulars of the service which is to be discontinued as will enable it to be identified by the local authority concerned; and

(*c*) the date on which the service is to be discontinued.

PART II

1. The information to be given to the local authority concerned and to certain district councils as regards a new stage carriage service (being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the information specified, in relation to stage carriage services not being excursions or tours, in paragraph 1(*a*) of Part I of this Schedule;

(*b*) the places from which the service may from time to time start and to which the service may from time to time be bound; and

(*c*) the places at which passengers may be picked up or set down.

2. The information to be given to the local authority concerned and to certain district councils as regards making, otherwise than temporarily, any changes in a stage carriage service (being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the information specified, in relation to stage carriage services not being excursions or tours, in paragraph 2(*a*) of Part I of this Schedule;

(*b*) any changes in the places at which passengers may be picked up or set down; and

(*c*) any changes in the routes which the service will follow.

3. The information to be given to the local authority concerned and to certain district councils as regards the discontinuance of a stage carriage service (being an excursion or tour) to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the information specified, in relation to stage carriage services not being excursions or tours, in paragraph 3(*a*) of Part I of this Schedule; and

(*b*) the places from which the service will no longer start and to which the service will no longer be bound.

SCHEDULE 2 (see Regulation 3)

1. The information to be published in a local newspaper as regards a new stage carriage service to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the name and address of the operator who proposes to provide the service; and

(*b*) save in the case of a service consisting of an excursion or tour, the days of the week on which, and the frequency at which, the said operator proposes to provide the service.

2. The information to be published in a local newspaper as regards making, otherwise than temporarily, any changes in a bus service to which section 14 of the Transport Act 1980 applies is any change in any of the matters mentioned in paragraph 1 above.

3. The information to be published in a local newspaper as regards discontinuing a bus service to which section 14 of the Transport Act 1980 applies is as follows:—

(*a*) the name and address of the operator who provides the service to be discontinued; and

(*b*) such particulars of the service which is to be discontinued as will enable it to be identified by a person reading the newspaper in which the notice is published.

SCHEDULE 3 (see Regulation 5)

(1)	(2)
Words in section 5 of the Transport Act 1978	Alterations or other modifications prescribed as to the words in column (1)
Subsection (1) "a road service licence under Part I of the Transport Act 1980 in respect"	"consent to the operation"
Subsection (1), (*a*), (*b*) and (*c*) "the licence" in each place where they occur	"the consent"
Subsection (2) "road service licence"	"consent"
Subsection (3) "road service licence" "the licence" "a licence"	"consent" "the consent" "a consent"

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

1. By virtue of section 12 of the Transport Act 1980 certain areas in Great Britain (outside Greater London) may be designated as an area (a trial area) in which road service licences are not required for stage carriage services.

2. Under section 14 of that Act, before—

(a) starting to provide a new bus service; or

(b) making otherwise than temporarily, any changes in a bus service; or

(c) discontinuing a bus service

the operator shall not later than the prescribed time—

(i) give to the local authority concerned and certain district councils a notice giving the prescribed information, and

(ii) publish in a local newspaper a notice giving the prescribed information

about the new service, the changes or the discontinuance, as the case may be.

3. Under these Regulations there is prescribed —

(a) the information to be given in the notice to the local authority concerned and certain district councils;

(b) the information to be contained in the notice to be published in a local newspaper; and

(c) the time not later than which the said notices shall be given or, as the case may be, published.

4. By virtue of section 5(7) of the Transport Act 1978 regulations may provide that, in relation to any community bus service within a trial area, certain provisions of section 5 of that Act shall have effect with such additions, omissions, alterations or other modifications as may be prescribed. Regulation 5 of, and Schedule 3 to, these Regulations prescribe alterations or other modifications the broad effect of which is to substitute the requirement for a consent by traffic commissioners for the requirement for a road service licence.

SI 1981/269
ISBN 0-11-016269-2

