SCOTTISH STATUTORY INSTRUMENTS

2026 No. 326 (C. 38)

TRANSPORT

The Transport (Scotland) Act 2019 (Commencement No. 9) Regulations 2026

Made - - - -	*3rd November 2026*
Laid before the Scottish Parliament	*5th November 2026*
Coming into force - -	*27th November 2026*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 130(2) of the Transport (Scotland) Act 2019(**a**).

Citation and commencement

1. These Regulations may be cited as the Transport (Scotland) Act 2019 (Commencement No. 9) Regulations 2026 and come into force on 27 November 2026.

Appointed Day

2. The day appointed for the coming into force of section 40(**b**) of the Transport (Scotland) Act 2019 is 27 November 2026.

STEPHEN FLYNN
A member of the Scottish Government

St Andrew's House,
Edinburgh
3rd November 2026

(**a**) 2019 asp 17.
(**b**) Section 40 has been relevantly amended by S.S.I. 2023/347.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations appoint 27 November 2026 as the date for the coming into force of section 40 of the Transport (Scotland) Act 2019.

Section 40 (provision of information about bus services) makes various amendments to the Transport (Scotland) Act 2001 ("the 2001 Act").

Section 40(2) adds a new section 35A (power to require information about local services) to the 2001 Act. Subsection 35A(1) confers a power on the Scottish Minsters to make regulations requiring applicants for registration of a local service, operators of a registered local service, local transport authorities and the Scottish traffic commissioner to provide specified information in relation to local services. Subsections 35A(2) and (3) make related provision about the purpose for which the information can be required and the types of information that can be required. Subsections 35A(4)-(7) deal with the provision that may be made in the regulations about: the persons to whom the information is to be provided; the time by which the information is to be provided; the manner and form in which information is to be provided; and use and disclosure of the information.

Section 40(3) amends section 39(1) (penalties) of the 2001 Act, adding a new paragraph (ca) which provides that if the traffic commissioner is satisfied that the operator of a local service has failed without reasonable excuse to comply with a requirement imposed by regulations made under section 35A(1)(a) or (b) of the 2001 Act, the commissioner may impose a penalty on the operator.

Section 40(4) of the Act was repealed by the Transport (Scotland) Act 2019 Amendment Regulations (S.S.I. 2023/347) prior to the commencement of section 40.

The Bill for the Act received Royal Assent on 15 November 2019. Sections 128 to 132 came into force the following day.

NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

(This note is not part of the Regulations)

The following provisions of the Transport (Scotland) Act 2019 have been brought into force by commencement regulations made before the date of these Regulations.

Provision	*Date of Commencement*	*S.S.I. No.*
Part 1	15 January 2020	S.S.I. 2019/428
Section 25	15 January 2020	S.S.I. 2019/428
Part 2 (so far as that Part is not already in force)	14 January 2021	S.S.I. 2020/429
Section 34	24 June 2022	S.S.I. 2022/204
Section 35	4 December 2023	S.S.I. 2023/250
Section 36	4 December 2023	S.S.I. 2023/250
Section 37 (for limited purposes)	4 December 2023	S.S.I. 2023/250
Section 37 (so far as not already in force)	26 December 2024	S.S.I. 2024/375
Section 38	4 December 2023	S.S.I. 2023/250
Section 39	28 November 2022	S.S.I. 2022/332
Section 43	10 January 2022	S.S.I. 2021/428
Section 49	14 January 2021	S.S.I. 2020/429
Section 50	11 December 2023	S.S.I. 2023/250
Section 51	10 January 2022	S.S.I. 2021/428
Section 52	14 January 2021	S.S.I. 2020/429
Section 53	10 January 2022	S.S.I. 2021/428
Section 54	11 December 2023	S.S.I. 2023/250

Section 55	11 December 2023	S.S.I. 2023/250
Section 56	11 December 2023	S.S.I. 2023/250
Section 57	11 December 2023	S.S.I. 2023/250
Section 58 (for limited purposes)	22 September 2023	S.S.I. 2023/250
Section 58 (for all other purposes)	11 December 2023	S.S.I 2023/250
Section 59	22 September 2023	S.S.I. 2023/250
Section 60	11 December 2023	S.S.I. 2023/250
Section 61	11 December 2023	S.S.I. 2023/250
Section 62	11 December 2023	S.S.I. 2023/250
Section 63	11 December 2023	S.S.I. 2023/250
Section 64	11 December 2023	S.S.I. 2023/250
Section 65	11 December 2023	S.S.I. 2023/250
Section 66	22 September 2023	S.S.I. 2023/250
Section 67	14 January 2021	S.S.I. 2020/429
Section 68	14 January 2021	S.S.I. 2020/429
Section 69	11 December 2023	S.S.I. 2023/250 (as amended by S.S.I. 2023/342)
Part 7	10 January 2022	S.S.I. 2021/428
Section 109	14 January 2021	S.S.I. 2020/429
Section 110	1 April 2024	S.S.I. 2023/250
Section 111	1 April 2024	S.S.I. 2023/250
Section 113	10 January 2022	S.S.I. 2021/428
Section 114	10 January 2022	S.S.I. 2021/428
Section 115	10 January 2022	S.S.I. 2021/428
Section 116	25 January 2023	S.S.I. 2022/332
Section 117	25 January 2023	S.S.I. 2022/332
Section 118 (for limited purposes)	25 January 2023	S.S.I. 2022/332
Section 118 (for all other purposes)	1 April 2023	S.S.I. 2022/332
Section 119	1 April 2024	S.S.I. 2023/250
Section 120	1 October 2023	S.S.I. 2023/250
Section 121	1 October 2023	S.S.I. 2023/250
Section 122(1)(a), (2) and (3)	19 March 2020	S.S.I. 2020/68
Section 122(1)(b)	1 April 2020	S.S.I. 2020/68
Section 123	10 January 2022	S.S.I. 2021/428
Section 125	22 September 2023	S.S.I. 2023/250
Section 126	22 September 2023	S.S.I. 2023/250
Section 127	10 January 2022	S.S.I. 2021/428
Schedule, paragraphs 1, 2(2), 3(3), (4), (5), (7), (8) and (9) and 4(2)(b) and (c)	4 December 2023	S.S.I. 2023/250
Schedule, paragraph 2(1) and (3)	28 November 2022	S.S.I. 2022/332
Schedule, paragraphs 3(1) and (6)(a)(v)(A) and 4(1) and (2)(a)	24 June 2022	S.S.I. 2022/204
Schedule, paragraph 3(6) (for all remaining purposes)	4 December 2023	S.S.I. 2023/250
Schedule, paragraphs 5, 6(1), (2), (6), (7) and (8) and 7(1) and (3)	10 January 2022	S.S.I. 2021/428
Schedule, paragraph 6(3)	25 January 2023	S.S.I. 2022/332
Schedule, paragraphs 6(4), (5), (9) and (10) and 7(4)	1 April 2024	S.S.I. 2023/250
Schedule, paragraph 7(2)	22 September 2023	S.S.I. 2023/250

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