

Changes to legislation: Transport (Scotland) Act 2001, PART 3 is up to date with all changes known to be in force on or before 09 May 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

1^{F1}SCHEDULE A1

BUS SERVICES IMPROVEMENT PARTNERSHIP PLANS AND SCHEMES: PROCEDURES

Textual Amendments

- F1** Sch. A1 inserted (4.12.2023) by Transport (Scotland) Act 2019 (asp 17), ss. 36(2), 130(2) (with s. 126); S.S.I. 2023/250, sch.

PART 3

REVOCATION

Notice of proposal to revoke

- 21 Where a local transport authority propose to revoke a partnership plan or a partnership scheme under section 3I, they must give notice of the proposal in such manner as they consider appropriate to bring the proposal to the attention of persons in their area.

Consultation on proposal

- 22 After giving notice under paragraph 21, the local transport authority must consult—
- all operators of local services who, in the opinion of the authority, are likely to be affected by the proposed revocation,
 - such organisations appearing to the authority to be representative of users of local services as they think fit,
 - any other local transport authority or Transport Partnership that the authority consider may be affected by the proposed revocation,
 - the traffic commissioner,
 - the chief constable of the Police Service of Scotland,
 - the Competition and Markets Authority, and
 - such other persons as the authority think fit.

Notice of intention to revoke and period for objections

- 23 (1) If, following consultation under paragraph 22, the local transport authority consider it appropriate to revoke the partnership plan or scheme, they must give notice of their intention to any persons who are (or were) operators of qualifying local services at the qualifying time.
- (2) The notice under sub-paragraph (1) must—
- state the date on which the partnership plan or scheme is to be revoked,
 - state the local transport authority's reasons for revoking the plan or scheme,
 - contain a statement advising of the effect of paragraph 24,
 - state the period within which objections may be made (which may not be less than 28 days).

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Effect of objections

- 24 The local transport authority may not revoke the partnership plan or scheme if a sufficient number of the persons who are (or were) operators of qualifying local services at the qualifying time object to the revocation of the plan or, as the case may be, the scheme.

Revoking the plan or scheme and giving notice to that effect

- 25 (1) This paragraph applies where a local transport authority—
- (a) have given notice of their intention to revoke a partnership plan or scheme under paragraph 23,
 - (b) are not prevented from revoking the scheme under paragraph 24, and
 - (c) decide to proceed with the revocation.
- (2) The local transport authority may proceed to revoke the partnership plan or scheme (or schemes).
- (3) But the revocation does not have effect unless, within the period of 14 days beginning with the day after the day on which the partnership plan or scheme is revoked, the local transport authority give notice of the revocation to—
- (a) all operators of local services who, in the opinion of the authority, are likely to be affected by the plan or scheme having been revoked,
 - (b) such organisations appearing to the authority to be representative of users of local services as they think fit,
 - (c) any other local transport authority or Transport Partnership that the authority consider may be affected by the plan or scheme having been revoked,
 - (d) the traffic commissioner,
 - (e) the chief constable of the Police Service of Scotland,
 - (f) the Competition and Markets Authority, and
 - (g) such other persons as the authority think fit.]

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

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

- Pt. 2 Ch. 3 applied in part by [2019 asp 17 s. 47\(1\)\(2\)](#)
- Pt. 2 Ch. 3 inserted by [2019 asp 17 s. 41\(2\)](#)
- Pt. 2 Ch. 4 heading inserted by [2019 asp 17 sch. para. 3\(2\)](#)
- s. 27B and cross-heading inserted by [2019 asp 17 s. 42\(2\)](#)
- s. 29(3A)-(3C) inserted by [2019 asp 17 s. 44\(2\)\(a\)](#)
- s. 29(7)(8) inserted by [2019 asp 17 s. 44\(2\)\(c\)](#)
- s. 30(3)(ca)-(cc) inserted by [2019 asp 17 s. 44\(3\)\(b\)](#)
- s. 31(1A) inserted by [2019 asp 17 s. 44\(4\)\(a\)](#)
- s. 31(3)(ca) inserted by [2019 asp 17 s. 44\(4\)\(b\)\(iii\)](#)
- s. 31(5)-(7) inserted by [2019 asp 17 s. 44\(4\)\(d\)](#)
- s. 32A inserted by [2019 asp 17 s. 45\(2\)](#)
- s. 32B and cross-heading inserted by [2019 asp 17 s. 46\(2\)](#)
- s. 35A inserted by [2019 asp 17 s. 40\(2\)](#)
- s. 39(1)(ca) inserted by [2019 asp 17 s. 40\(3\)](#)
- s. 79(1)(ca) inserted by [2019 asp 17 s. 48\(2\)\(b\)](#)