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SCOTTISH STATUTORY INSTRUMENTS

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**2001 No. 132**

**The Transport (Scotland) Act 2001 (Commencement  
No. 1, Transitional Provisions and Savings) Order 2001**

**Citation and interpretation**

1.—(1) This Order may be cited as the Transport (Scotland) Act 2001 (Commencement No. 1, Transitional Provisions and Savings) Order 2001.

(2) In this Order—

“the Act” means the Transport (Scotland) Act 2001; and

“the 1985 Act” means the Transport Act 1985(1).

**Commencement of Provisions**

2.—(1) This article has effect subject to the provisions of articles 3 and 4 below.

(2) The provisions of the Act which are specified in column 1 of Part I of the Schedule to this Order shall come into force on 1st April 2001 but, where a particular purpose in relation to any such provision is specified in column 2 of that Part of that Schedule, that provision shall come into force on that day only for that purpose.

(3) The provisions of the Act specified in Part II of the Schedule to this Order shall come into force on 1st July 2001 but, where a particular purpose in relation to any such provision is specified in column 2 of that Part of that Schedule, that provision shall come into force on that day only for that purpose.

(4) The provisions of the Act specified in Part III of the Schedule to this Order shall come into force on 1st April 2002.

**Transitional Provisions and Savings**

3. Section 36 of the Act shall not apply in relation to invitations to tender under section 89 of the 1985 Act issued before 1st April 2001.

4. Section 40(1), (3) and (4) of the Act shall not apply in relation to a determination made to the effect that an operator has:—

(a) failed as mentioned in section 111(1)(a) of the 1985 Act; or

(b) operated as mentioned in paragraph (b) of that subsection,

where the relevant failure or, as the case may be, operation, occurred before 1st April 2001.

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**Status:** *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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St Andrew's House,  
Edinburgh  
30th March 2001

*SARAH BOYACK*  
A member of the Scottish Executive