



Transport Act 2000

2000 CHAPTER 38

PART III

ROAD USER CHARGING AND WORKPLACE PARKING LEVY

CHAPTER I

ROAD USER CHARGING

Making of charging schemes

170 Charging schemes: consultation and inquiries.

[^{F1}(1A) Where the charging authority or any of the charging authorities are—

- (a) a local traffic authority for an area in England, or
- (b) an Integrated Transport Authority [^{F2}, a combined authority or a combined county authority],

that authority or those authorities (acting alone or jointly) must consult such local persons, and such representatives of local persons, as they consider appropriate about the charging scheme.

(1B) In subsection (1A)—

“local persons” means any persons who are likely to be affected by, or interested in, the making of the scheme;

“representatives” means any persons who appear to the charging authority or charging authorities to be representative of local persons.

(1C) In any other case, the charging authority or the charging authorities (acting jointly) may, at any time before an order making, varying or revoking a charging scheme under this Part is made, consult such persons as they consider appropriate about the charging scheme, variation or revocation.]

(2) The charging authority or the charging authorities (acting jointly)—

Changes to legislation: Transport Act 2000, Section 170 is up to date with all changes known to be in force on or before 14 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

- (a) may cause an inquiry to be held in relation to a charging scheme under this Part, or the variation or revocation of such a scheme, and
 - (b) may appoint the person or persons by whom such an inquiry is to be held.
- (3) [^{F3}The Welsh Ministers] may at any time—
- (a) before an order making or varying a charging scheme under this Part [^{F4}which relates wholly or partly to Wales] (other than a trunk road charging scheme) is made, or
 - (b) (where such an order has to be confirmed) before it is confirmed, consult other persons, or require the charging authority or authorities to consult other persons, about the charging scheme or variation.
- (4) [^{F5}The Welsh Ministers] —
- (a) may cause an inquiry to be held in relation to a charging scheme under this Part [^{F6}which relates wholly or partly to Wales] (other than a trunk road charging scheme) or the variation of such a scheme, and
 - (b) may appoint the person or persons by whom such an inquiry is to be held.
- (5) In the case of a joint local-London charging scheme [^{F7}or joint ITA-London charging scheme] —
- (a) the Greater London Authority may, at any time before an order making, varying or revoking the charging scheme is confirmed by that Authority, consult other persons, or require the charging authorities to consult other persons, about the charging scheme, variation or revocation, ^{F8} ...
 - ^{F8}(b)
- (6) Subsections (2) and (3) of section 250 of the ^{M1}Local Government Act 1972 (witnesses at local inquiries) apply in relation to any inquiry held by virtue of this section.
- (7) Where an inquiry is held by virtue of this section in relation to a charging scheme, or the variation or revocation of such a scheme, the costs of the inquiry shall be paid—
- (a) in the case of a trunk road charging scheme made by virtue of section 167(2)
 - (b) [^{F9}or (3)(c)], by the local traffic authority [^{F10}, Integrated Transport Authority [^{F11}, combined authority or combined county authority]] which requested the making of the scheme (or Transport for London, if it did), and
 - (b) in any other case, by the charging authority or authorities;
- and the parties at the inquiry shall bear their own costs.

Textual Amendments

- F1** S. 170(1A)-(1C) substituted for s. 170(1) (9.2.2009 for E., 1.4.2009 for W.) by [Local Transport Act 2008 \(c. 26\)](#), **ss. 111(2)**, 134(4); S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(1)
- F2** Words in s. 170(1A)(b) substituted (26.12.2023) by [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), s. 255(2)(c), **Sch. 4 para. 143(2)** (with s. 247)
- F3** Words in s. 170(3) substituted (9.2.2009 for E., 1.4.2009 for W.) by [Local Transport Act 2008 \(c. 26\)](#), **ss. 111(3)(a)**, 134(4); S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(1)
- F4** Words in s. 170(3)(a) inserted (9.2.2009 for E., 1.4.2009 for W.) by [Local Transport Act 2008 \(c. 26\)](#), **ss. 111(3)(b)**, 134(4); S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(1)
- F5** Words in s. 170(4) substituted (9.2.2009 for E., 1.4.2009 for W.) by [Local Transport Act 2008 \(c. 26\)](#), **ss. 111(4)(a)**, 134(4); S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(1)

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- F6** Words in s. 170(4)(a) inserted (9.2.2009 for E., 1.4.2009 for W.) by Local Transport Act 2008 (c. 26), **ss. 111(4)(b)**, 134(4); S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(l)
- F7** Words in s. 170(5) inserted (9.2.2009 for E., 1.4.2009 for W.) by Local Transport Act 2008 (c. 26), s. 134(4), **Sch. 5 para. 6(2)**; S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1; S.I. 2009/579, art. 2(k)
- F8** S. 170(5)(b) repealed (9.2.2009 for E., 1.4.2009 for W.) by Local Transport Act 2008 (c. 26), ss. 111(5)(b), 134(4), **Sch. 7 Pt. 5**; S.I. 2009/107, art. 2(2), Sch. 2 Pt. 1 (with Sch. 2 para. 6); S.I. 2009/579, art. 2(l)
- F9** Words in s. 170(7)(a) inserted (W.) (14.4.2024) by Environment (Air Quality and Soundscapes) (Wales) Act 2024 (asc 2), **ss. 22(3)**, 30(2)(f)
- F10** Words in s. 170(7)(a) substituted (17.12.2009) by Local Democracy, Economic Development and Construction Act 2009 (c. 20), s. 148(6), **Sch. 6 para. 110(3)**; S.I. 2009/3318, art. 2(c)
- F11** Words in s. 170(7)(a) substituted (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), s. 255(2)(c), **Sch. 4 para. 143(3)** (with s. 247)

Commencement Information

- II** S. 170 partly in force; s. 170 not in force at Royal Assent see s. 275(1)(2); s. 170 in force (E.) at 1.2.2001 by S.I. 2001/57, art. 3(2), **Sch. 3 Pt. I** (subject to the savings in Sch. 3 Pt. II); s. 170 in force for specified purposes (W.) at 1.8.2001 by S.I. 2001/2788, art. 2, **Sch. 1 para. 14**

Marginal Citations

- M1** 1972 c. 70.

Changes to legislation:

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

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

- s. 146(1)(defn.)(a)(b) by [2000 c. 38 s. 274 Sch. 31 Pt. 2](#)
- s. 19(2)(aa) inserted by [S.I. 2019/93, Sch. 1 para. 9\(1C\)\(b\)](#) (as inserted) by [S.I. 2019/1245 reg. 25](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 131A(2)(a) words omitted by [2017 c. 21 Sch. 2 para. 13\(a\)\(i\)](#)
- s. 131A(2)(b) omitted by [2017 c. 21 Sch. 2 para. 13\(a\)\(ii\)](#)
- s. 131A(4) omitted by [2017 c. 21 Sch. 2 para. 13\(b\)](#)
- s. 131A(5)(b) words omitted by [2017 c. 21 Sch. 2 para. 13\(c\)\(i\)](#)
- s. 131A(5)(c) words omitted by [2017 c. 21 Sch. 2 para. 13\(c\)\(ii\)](#)
- s. 132B(1)(a) omitted by [2017 c. 21 Sch. 2 para. 19](#)
- [Sch. 16 para. 34\(4\)\(a\)](#)[para. 34\(4\)\(b\)\(c\)](#) repealed by [2005 c. 14 Sch. 13 Pt. 1](#)