



Railways Act 2005

2005 CHAPTER 14

PART 6

GENERAL AND SUPPLEMENTAL

Supplemental

59 Consequential amendments, transitional provisions and repeals

- (1) Schedule 12 (which contains consequential and minor amendments) has effect.
- (2) The Secretary of State may make a scheme making such modifications of the provisions of any licence or licence exemption granted under section 7(3) of the 1993 Act as appear to him to be necessary or expedient in consequence of any provision falling within subsection (3) by virtue of which—
 - (a) functions are transferred (with or without modifications) from one person to another; or
 - (b) functions corresponding (with or without modifications) to functions previously conferred on one person become functions of another.
- (3) Those provisions are—
 - (a) section 1 and Schedule 1;
 - (b) section 2 and Schedule 3;
 - (c) section 21 and Schedule 6; and
 - (d) section 48.
- (4) A scheme under subsection (2) may include provision for things done by or in relation to a person who previously had a function to be treated as done by or in relation to the person on whom that function, or the corresponding function, is conferred by virtue of this Act.
- (5) Where a scheme under subsection (2) makes a modification of the provisions of a licence or licence exemption, the Secretary of State must—

*Changes to legislation: There are currently no known outstanding effects
for the Railways Act 2005, Section 59. (See end of Document for details)*

- (a) in the case of a modification of the provisions of a licence, notify the licence holder; and
- (b) in the case of a modification of the provisions of a licence exemption granted under section 7(3) of the 1993 Act, give such notice as he considers appropriate for bringing the modification to the attention of persons likely to be affected by it.

[^{F1}(5A) Subsections (2) to (5) have effect in relation to a [^{F2}railway undertaking] licence and a holder of a [^{F2}railway undertaking] licence as they have effect in relation to a licence and a licence holder respectively.]

- (6) The provisions in Part 1 of Schedule 13 (which include some that are spent) are repealed to the extent shown in the second column of that Part.
- (7) Those repeals have effect subject to the savings in Part 2 of that Schedule.

Textual Amendments

- F1** S. 59(5A) added (28.11.2005) by [The Railway \(Licensing of Railway Undertakings\) Regulations 2005 \(S.I. 2005/3050\)](#), **Sch. 1 para. 6**
- F2** Words in s. 59(5A) substituted (31.12.2020) by [The Railway \(Licensing of Railway Undertakings\) \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/700\)](#), regs. 1(2), **25(3)**; 2020 c. 1, Sch. 5 para. 1(1)

Modifications etc. (not altering text)

- C1** S. 59(2)-(5) applied (with modifications) (28.11.2005) by [The Railway \(Licensing of Railway Undertakings\) Regulations 2005 \(S.I. 2005/3050\)](#), **Sch. 3 para. 1(g)**

Commencement Information

- I1** S. 59(1) in force at 8.6.2005 for specified purposes by [S.I. 2005/1444](#), art. 2(1), **Sch. 1**
- I2** S. 59(1) in force at 24.7.2005 for specified purposes by [S.I. 2005/1909](#), art. 2, **Sch.**
- I3** S. 59(1) in force at 16.10.2005 for specified purposes by [S.I. 2005/2812](#), art. 2(1), **Sch. 1**
- I4** S. 59(1) in force at 21.11.2005 for specified purposes by [S.I. 2005/2812](#), art. 2(2), **Sch. 2**
- I5** S. 59(1) in force at 1.4.2006 for specified purposes by [S.I. 2006/266](#), art. 2(2), **Sch.**
- I6** S. 59(1) in force at 1.8.2006 for specified purposes by [S.I. 2006/1951](#), **art. 2(2)(f)**
- I7** S. 59(1) in force at 1.12.2006 for specified purposes by [S.I. 2006/2911](#), art. 2, **Sch.**
- I8** S. 59(2)-(5) in force at 8.6.2005 by [S.I. 2005/1444](#), art. 2(1), **Sch. 1**
- I9** S. 59(6) in force at 8.6.2005 for specified purposes by [S.I. 2005/1444](#), art. 2(1), **Sch. 1**
- I10** S. 59(6) in force at 26.6.2005 for specified purposes by [S.I. 2005/1444](#), art. 2(2), **Sch. 2**
- I11** S. 59(6) in force at 24.7.2005 for specified purposes by [S.I. 2005/1909](#), art. 2, **Sch.**
- I12** S. 59(6) in force at 16.10.2005 for specified purposes by [S.I. 2005/2812](#), art. 2(1), **Sch. 1**
- I13** S. 59(6) in force at 21.11.2005 for specified purposes by [S.I. 2005/2812](#), art. 2(2), **Sch. 2**
- I14** S. 59(6) in force at 1.4.2006 for specified purposes by [S.I. 2006/266](#), art. 2(2), **Sch.**
- I15** S. 59(6) in force at 1.8.2006 for specified purposes by [S.I. 2006/1951](#), **art. 2(2)(f)**
- I16** S. 59(6) in force at 1.12.2006 for specified purposes by [S.I. 2006/2911](#), art. 2, **Sch.**
- I17** S. 59(6) in force at 29.1.2007 for specified purposes by [S.I. 2007/62](#), **art. 2(2)(c)**
- I18** S. 59(7) in force at 16.10.2005 for specified purposes by [S.I. 2005/2812](#), art. 2(1), **Sch. 1**
- I19** S. 59(7) in force at 1.12.2006 for specified purposes by [S.I. 2006/2911](#), art. 2, **Sch.**

Changes to legislation:

There are currently no known outstanding effects for the Railways Act 2005, Section 59.