



Local Transport Act 2008

2008 CHAPTER 26

PART 5

INTEGRATED TRANSPORT AUTHORITIES ETC

CHAPTER 2

ARRANGEMENTS RELATING TO INTEGRATED TRANSPORT AUTHORITIES

Establishment of new ITA by order

78 Power to establish a new ITA

- (1) The Secretary of State may by order—
 - (a) designate any area in England outside Greater London as an integrated transport area, and
 - (b) establish an ITA for the integrated transport area.
- (2) An order may be made only if the Secretary of State, having had regard to a scheme prepared and published under section 80 or 81, considers that the establishment of the ITA is likely to improve—
 - (a) the exercise of statutory functions relating to transport in the area to be designated, and
 - (b) the effectiveness and efficiency of transport within that area.
- (3) The requirement in subsection (2) to have regard to a scheme does not apply in relation to any area if a direction has been given under section 81 in relation to the area and any period specified in the direction for the preparation and publication of a scheme has expired.
- (4) An integrated transport area may be designated by an order only if it consists of the whole of two or more counties or districts.

Changes to legislation: *Local Transport Act 2008, Section 78 is up to date with all changes known to be in force on or before 28 April 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*

- (5) A local government area may be included in an integrated transport area designated by an order only if—
- (a) it was included in the scheme prepared and published under section 80 or 81 (as the case may be), or
 - (b) in the circumstances described in subsection (3), it is the area of an authority to whom the direction under section 81 was given.
- (6) No part of an integrated transport area established under this section may be separated from the rest of it by a territory which is part of another local government area but which is not included in the integrated transport area.
- (7) Before making an order the Secretary of State must consult—
- (a) such representatives of the appropriate authorities, and
 - (b) such other persons (if any),
- as the Secretary of State considers appropriate.
- (8) In subsection (7) the appropriate authorities are—
- (a) if the area to be designated as an integrated transport area includes a county, the county council;
 - (b) if that area includes a district, the district council and the council of the county (if any) in which the district lies.
- (9) In making an order the Secretary of State must have regard to the need—
- (a) to reflect the identities and interests of local communities, and
 - (b) to secure effective and convenient local government.

Commencement Information

- I1** S. 78 partly in force; s. 78 in force at Royal Assent for certain purposes see s. 134
- I2** S. 78 in force at 9.2.2009 in so far as not already in force by [S.I. 2009/107](#), art. 2(1), [Sch. 1 Pt. 1](#)

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Commencement Orders yet to be applied to the Local Transport Act 2008

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/579 art. 2](#) commences (2008 c. 26)
- [S.I. 2009/3294 art. 2](#) commences (2008 c. 26)