Draft Order laid before Parliament under section 49(5) of the Tribunals, Courts and Enforcement Act 2007, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2014 No.

TRIBUNALS AND INQUIRIES, ENGLAND AND WALES

The Transfer of Tribunal Functions (Transport Tribunal) Order 2014

Made - - - - ***

Coming into force in accordance with article 1

The Lord Chancellor makes the following Order in exercise of the powers conferred by sections 30(1)(b) and (4) and 38 of the Tribunals, Courts and Enforcement Act 2007(**1**).

A draft of this Order was laid before Parliament and approved by resolution of each House of Parliament in accordance with section 49(5) of that Act.

Citation and commencement

1. This Order may be cited as the Transfer of Tribunal Functions (Transport Tribunal) Order 2014 and comes into force on the day after the date on which it is made.

Transfer of functions of Transport Tribunal

2.—(1) The functions conferred on the Transport Tribunal by the provisions of the Transport Act 2000(**2**) specified in paragraph (2) are transferred to the Upper Tribunal.

(2) The provisions are—

(a) section 127A (appeals against the making of schemes for areas in England)(**3**);

(b) section 127B (powers of the Transport Tribunal on an appeal under section 127A)(**4**);

(c) section 131E (appeals where proposed continuation considered exempt)(**5**);

(**1**) 2007 c.15

(**2**) 2000 c. 38. Sections 127A, 127B, 131E, 131F, 132A and 132B were inserted by sections 27(1), 35, 36, 38 and 39 of the Local Transport Act 2008 (c.26) respectively. Section 132 of the Transport Act 2000 was amended by section 37(1), (3) and (5) of the Local Transport Act 2008.

(**3**) Section 127A came into force in relation to England on 11 January 2010.

(**4**) Section 127B came into force in relation to England on 11 January 2010.

(**5**) Section 131E came into force in relation to England on 11 January 2010. It is not in force in relation to Wales.

(d) section 131F (appeals where proposed continuation considered non-exempt)(**6**);

(e) section 132 (variation or revocation of scheme)(**7**);

(f) section 132A (appeals where proposed variation considered exempt)(**8**);

(g) section 132B (exemption from section 132 for specific variations directed by Tribunal)(**9**).

Consequential and transitional provisions

3.—(1) Schedule 1 (consequential amendments of primary legislation) has effect.

(2) Schedule 2 (transitional and saving provisions) has effect.

Signed by the authority of the Lord Chancellor

Name
Parliamentary Under-Secretary of State
Ministry of Justice

Date

(**6**) Section 131F came into force in relation to England on 11 January 2010.
(**7**) Section 132 as amended by section 37 of the Local Transport Act 2008 (c.26) came into force in relation to England on 11 January 2010. It is partially in force in relation to Wales.
(**8**) Section 132A came into force in relation to England on 11 January 2010. It is not in force in relation to Wales.
(**9**) Section 132B came into force in relation to England on 11 January 2010. It is not in force in relation to Wales.