

NATIONAL ASSEMBLY FOR WALES

S T A T U T O R Y I N S T R U M E N T S

2006 No. (W.)**TRANSPORT, WALES****The Regional Transport Planning
(Wales) Order 2006****EXPLANATORY NOTE***(This note is not part of the Order)*

Sections 108 to 111 of the Transport Act 2000 require local transport authorities to develop policies for the promotion of safe, integrated, efficient and economic transport facilities within their area. These policies are known collectively as a local transport plan. Local transport authorities are required to publish their local transport plan, make a copy available for public inspection and keep the plan under regular review, replacing it with a new plan no later than five years after the date on which the original was made. Where however such a plan was published prior to 1st August 2001, the National Assembly is required to specify, by Order, the date by which the plan must be replaced.

Section 3 of and the Schedule to The Transport (Wales) Act 2006 modifies sections 108 to 111 of the Transport Act 2000, introducing new sections that apply only to Wales.

Section 108 is amended to require local transport authorities to develop local transport plans which implement the Wales Transport Strategy (“the Strategy”). The National Assembly for Wales is required to prepare and publish the Strategy by section 2 of the Transport (Wales) Act 2006. The Strategy must set out the policies developed by the National Assembly for Wales to promote safe, integrated, sustainable, efficient and economic transport facilities. It must also set out how the National Assembly for Wales proposes to carry out those policies.

New sections 109A, 109B and 109C have been incorporated, replacing section 109 in relation to Wales. The new sections require local transport authorities to submit their local transport plans to the National Assembly for Wales for approval and to

review their plans as soon as practicable after the publication of the Wales Transport Strategy.

Section 109C makes transitional provisions in respect of local transport plans produced prior to 1st August 2001. Where such a plan contains policies for the promotion and encouragement of safe, integrated, efficient and economic transport facilities and services and was produced in accordance with National Assembly for Wales guidance, the National Assembly for Wales must specify by Order the date by which such plans must be replaced.

The Transport (Wales) Act 2006 also incorporates new sections 113A and 113B into the Transport Act 2000. Section 113A enables the National Assembly for Wales to make an Order requiring local transport authorities to produce a local transport plan in respect of part only of their area. It also permits a local transport plan to be prepared by two or more authorities jointly in respect of an area comprising of all or any part of their collective area. Section 113B enables the National Assembly for Wales to issue written directions to local transport authorities in relation to the manner in which they carry out their functions under sections 108 to 111 of the Transport Act 2000.

The effect of this Order is to exercise the power of the National Assembly for Wales under section 113A of the Transport Act 2000 to modify sections 108 to 111 of that Act. Specifically, it allows the National Assembly for Wales to permit local transport plans to be made on a regional rather than individual authority basis and specifies the date by which local transport plans which fulfil the requisite criteria, must be replaced.

The Order does not make provision for the way in which the local transport authorities will work together. This will be dealt with via agreements drawn up as between the relevant authorities. Neither does the Order make provision for the preparation and implementation of the new regional transport plans as this is dealt with separately in Guidance published by the National Assembly for Wales in accordance with section 112 of the Transport Act 2000.

Article 3 of this Order makes provision for the 22 Welsh local authorities to be assembled into 4 groups for the purpose of preparing a single transport plan for that group. The groups are based upon 4 regional areas: South East Wales, South West Wales, Mid Wales and North Wales.

Article 4 exercises the power of the National Assembly for Wales under section 113A(1)(a) of the Transport Act 2000 to permit a local transport plan to be prepared in respect of part only of a local transport

authority's area. In this article, the local transport authority of Gwynedd is required to produce separate local transport plans covering or including the district of Meirionydd and the remainder of the county of Gwynedd respectively.

Article 5 requires the replacement of local transport plans, which fulfil the requisite criteria, by no later than 30th June 2008.

The Schedule to the Order lists the 4 groups and their constituent local authorities.

2006 No. (W.)

TRANSPORT, WALES

**The Regional Transport Planning
(Wales) Order 2006**

Made 2006

Coming into force 2006

The National Assembly for Wales, in exercise of the powers conferred by section 108, 109C and 113A of the Transport Act 2000⁽¹⁾ hereby make the following Order⁽²⁾:

Title, commencement and application

1.—(1) This Order is called the Regional Transport Planning (Wales) Order 2006.

(2) This Order shall come into force on

(3) This Order applies to Wales.

Interpretation

2.—(1) In this Order

“the 2000 Act” (“Deddf 2000”) means the Transport Act 2000.

“the 2006 Act” (“Deddf 2006”) means the Transport (Wales) Act 2006⁽³⁾

“Local transport authority” means a county council or borough council in Wales.

“qualifying local transport plan” means a local transport plan which fulfils the criteria set out in section 109C (1) of the Transport Act 2000.

⁽¹⁾ 2000 c.38.

⁽²⁾ As incorporated into the Transport Act 2000 by section 3 of and the Schedule to the Transport (Wales) Act 2006.

⁽³⁾ 2006 c.5

Obligation to produce local transport plans under section 108 of the 2000 Act

3.—(1) The application of section 108 of the 2000 Act is modified in relation to local transport authorities whose areas are in Wales.

(2) The obligation to produce a local transport plan must be undertaken jointly by those local transport authorities, listed within the following Groups in the Schedule to this Order:

- (a) Group 1 (South East Wales),
- (b) Group 2 (South West Wales)
- (c) Group 3 (Mid Wales)
- (d) Group 4 (North Wales)

Gwynedd local transport authority

4.—(1) In accordance with section 113A(1)(b) of the 2000 Act, the local transport authority of Gwynedd, acting jointly with those local transport authorities in Group 3 in the Schedule to this Order, must prepare a local transport plan for their collective area to include only that area of Gwynedd known as the district of Meirionydd.

(2) In accordance with section 113A(1)(b) of the 2000 Act, the local transport authority of Gwynedd, acting jointly with those local transport authorities in Group 4 in the Schedule to this Order must prepare a local transport plan for their collective area to include the county of Gwynedd, but excluding the district of Meirionydd.

Date by which qualifying local transport plans must be replaced,

5.- (1) In accordance with section 109C of the 2000 Act, the National Assembly for Wales requires all qualifying local transport plans to be replaced no later than 30th June 2008.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(2)

Date

The Presiding Officer of the National Assembly

(1) 1998 c.38

SCHEDULE

COMPOSITION OF LOCAL TRANSPORT AUTHORITY GROUPS

Group Number	Constituent Authority	Local
Group 1	Blaenau Gwent	
South East Wales	Bridgend	
	Caerphilly	
	Cardiff	
	Merthyr Tydfil	
	Monmouthshire	
	Newport	
	Rhondda Cynon Taf	
	Torfaen	
	Vale of Glamorgan	
Group 2	Swansea	
South West Wales	Neath Port Talbot	
	Carmarthenshire	
	Pembrokeshire	
Group 3	Ceredigion	
Mid Wales	The Meirionnydd district of Gwynedd	
	Powys	
Group 4	Isle of Anglesey	
North Wales	Gwynedd (excluding the district of Meirionnydd)	
	Conwy	
	Denbighshire	
	Flintshire	
	Wrexham	