

# Bus Services Bill [HL]

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SECOND  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

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*[Amendments marked ★ are new or have been altered]*

**Amendment  
No.**

**Clause 4**

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK  
BARONESS RANDERSON  
LORD BERKELEY

**21** Page 14, leave out lines 36 and 37

LORD BRADLEY  
LORD BERKELEY

**22** Page 15, line 12, at end insert “, or where the franchising authority is an integrated transport authority or a combined authority, by the Executive for the relevant integrated transport area or combined authority area”

BARONESS JONES OF WHITCHURCH  
LORD BERKELEY

**23** Page 15, line 12, at end insert—

“(9) A local service contract must require that new vehicles delivering local services meet the specifications of the low emission bus scheme as set out by the Office for Low Emission Vehicles in its 2015 document “Low Emission Bus Scheme: Guidance for participants”.”

THE EARL OF LISTOWEL

**24** Page 15, line 12, at end insert—

“(9) A local service contract must require local services provided under the contract to include free bus travel for homeless families placed outside of their local authority area.”

**Clause 4 - continued**

## LORD SNAPE

- 25 Page 15, leave out line 22 and insert –  
“(3) In making an assessment of the proposed scheme, a franchising authority or authorities must be satisfied that –”
- 26 Page 15, line 23, leave out “whether”
- 27 Page 15, line 29, leave out “whether”
- 28 Page 15, line 35, at beginning insert “they know”
- 29 Page 15, line 37, leave out “whether”
- 30 Page 15, line 39, leave out “whether”
- 31 Page 15, line 41, leave out “the extent to which”
- 32 Page 15, line 41, leave out “are likely to” and insert “will”

LORD KENNEDY OF SOUTHWARK  
BARONESS JONES OF WHITCHURCH

- 33 Page 15, line 43, at end insert –  
“(g) how the operators of the franchise will seek to increase passenger representation through the life of the plan.”
- 34 Page 15, line 43, at end insert –  
“(g) the extent to which not-for-profit bus operators can be integrated into a proposed scheme in order to contribute to the long term sustainability of the scheme.”

## EARL ATTLEE

- 35 Page 15, line 43, at end insert –  
“(g) whether the proposed scheme would be more efficient, effective and economic than any other option, taking into account any compensation payable to bus operators whose businesses would be wholly or partially expropriated by the scheme.”

## LORD WHITTY

- 36 Page 15, line 43, at end insert –  
“(g) the effect of the proposed scheme on air quality and carbon emissions.”

**Clause 4 - continued**

LORD JUDD  
LORD INGLEWOOD  
BARONESS SCOTT OF NEEDHAM MARKET

- 37 Page 16, line 7, at end insert –  
“(d) a national park authority in England.”

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK

- 38 Page 16, leave out lines 9 to 11

LORD BERKELEY

- 38A Page 16, leave out lines 9 to 18

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK

- 39 Page 16, line 12, leave out from “required” to end of line 16 and insert “for the proposed scheme.”

- 40 Page 16, leave out lines 17 and 18

BARONESS RANDERSON  
BARONESS SCOTT OF NEEDHAM MARKET  
LORD SHIPLEY

- 41 Page 16, line 26, after “an” insert “independent”

LORD BRADLEY  
LORD BERKELEY

- 42 Page 16, line 35, at end insert “and to the matters referred to in section 123B(3)(d) and (e)”

LORD SNAPE

- 43 Page 16, line 35, at end insert –  
“(2A) The auditor required by subsection (1) must be appointed by the Traffic Commissioner.”

LORD WHITTY

- 44 Page 17, line 24, leave out “such” and insert “Transport Focus and such other”

BARONESS RANDERSON  
BARONESS SCOTT OF NEEDHAM MARKET  
LORD SHIPLEY

- 45 Page 17, line 31, at end insert –  
“(g) the Competition and Markets Authority.”

**Clause 4 - continued**

LORD WHITTY

- 46 Page 17, line 31, at end insert –  
 “(g) recognised trade unions or other representatives elected or appointed by employees who would be affected by the proposed scheme.”

LORD JUDD

LORD INGLEWOOD

BARONESS SCOTT OF NEEDHAM MARKET

- 47 Page 17, line 36, at end insert –  
 “(e) a national park authority in England.”

BARONESS JONES OF WHITCHURCH

LORD KENNEDY OF SOUTHWARK

- 48 Page 17, line 36, at end insert –  
 “(5A) The consultation process must –  
 (a) be to a timescale that allows all interested parties and stakeholders to respond to the consultation;  
 (b) be in formats that are accessible to all interested parties and stakeholders in order to enable them to respond to the consultation;  
 (c) include passenger interest groups;  
 (d) include trade unions and employee groups.”

BARONESS RANDESON

BARONESS SCOTT OF NEEDHAM MARKET

LORD SHIPLEY

- 49 Page 17, line 38, at end insert –  
 “(7) If the scheme is modified under subsection (6), it must be submitted to an independent auditor who must conduct an audit of the scheme, as described in section 123D(1) to (4), and the authority must publish a notice of the result of this audit to those persons described in subsection (4).”

LORD AHMAD OF WIMBLEDON

- 50 Page 18, leave out lines 5 and 6

LORD KENNEDY OF SOUTHWARK

BARONESS JONES OF WHITCHURCH

- 51 Page 18, line 15, after “services,” insert “including what the authority or authorities will do to look at how the franchise could be divided into smaller parts to make the franchise bid accessible to small and medium sized enterprises,”

**Clause 4 - continued**

BARONESS RANDERSON  
 BARONESS SCOTT OF NEEDHAM MARKET  
 LORD SHIPLEY

52 Page 18, line 18, leave out “a summary of”

53 Page 18, line 23, at end insert –

“(za) all responses to the consultation that the authority has received;”

LORD AHMAD OF WIMBLEDON

54 Page 19, line 6, after first “the” insert “minimum”

LORD BERKELEY

54A Page 19, line 8, at end insert –

“(e) the minimum standards of service to be provided under the scheme,  
 (f) the minimum frequency allowed in relation to local services under the scheme.”

LORD AHMAD OF WIMBLEDON

55 Page 19, line 15, after “the” insert “minimum”

56 Page 19, line 17, at end insert –

“(3A) A scheme may not specify under subsection (2)(d) or (3)(c) a period of less than six months.”

57 Page 19, leave out lines 22 to 28 and insert –

“(4A) If the franchising scheme relates to an area to which a relevant scheme or plan also relates, the franchising scheme must include –

- (a) in a case where the relevant scheme or plan relates only to the area to which the franchising scheme relates or a part of that area, provision revoking the relevant scheme or plan, or
- (b) in any other case, provision varying the relevant scheme or plan so that it ceases to relate to any part of the area to which the franchising scheme relates.

(4B) A franchising scheme may not otherwise vary a relevant scheme or plan.

(4C) In subsections (4A) and (4B) –

“relevant plan” means an enhanced partnership plan, and  
 “relevant scheme” means an advanced quality partnership scheme or an enhanced partnership scheme.”

**Clause 4 - continued**

58 Page 19, leave out lines 29 to 40 and insert –

“(4D) If provision is made under subsection (4A)(b) to vary an enhanced partnership plan or scheme so that it ceases to relate to an area, the local transport authority or authorities to whose area or combined area the plan or, in the case of a scheme, the related plan continues to relate may vary the plan or, as the case may be, the scheme in such manner as they consider appropriate in consequence of the provision made under subsection (4A)(b).

(4E) Section 138K(3) applies, and section 138K(4), (5) and (8) do not apply, to a variation under subsection (4D).”

EARL ATTLEE

59 Page 19, line 46, after “postponed)” insert “or cancelled”

60 Page 19, line 46, at end insert –

“(1A) If an authority or authorities decide to cancel a proposed franchising scheme under subsection (1) they may not initiate a revised or alternative franchising scheme until the end of the period of five years beginning with the date on which the decision to postpone the original scheme was taken.”

LORD AHMAD OF WIMBLEDON

61 Page 20, line 46, at end insert –

“(7) The effective time, in relation to a local service contract, is the beginning of the day on which a local service may first be provided under the contract (see sections 123K(4) and 123L).”

LORD BRADLEY

61A Page 20, line 46, at end insert –

“(7) If it appears to a franchising authority that a person is operating or has operated a local service in contravention of subsection (3), the franchising authority may apply to the court for an injunction to prevent the person from continuing to operate the service where the franchising authority deems that urgent action needs to be taken.

(8) The franchising authority may apply for an injunction under subsection (7) whether or not they have informed, or are proposing to inform, a traffic commissioner under subsection (6).

(9) On an application for an injunction under subsection (7), a court may grant such an injunction as the court thinks appropriate for the purpose of preventing the person from continuing to operate the service.

(10) Rules of court may provide for an injunction granted in accordance with this section to be issued against a person whose identity is unknown.

(11) For the purposes of this section, the court means the High Court or the County Court.”

**Clause 4 - continued**

LORD AHMAD OF WIMBLEDON

- 62 Page 21, line 16, leave out from “until” to end and insert “ –  
 (a) the expiry of the period that, under the scheme, must expire between the making of the contract and the provision of the local service under the contract (see section 123H(2)(d) and (3)(c)), or  
 (b) such later time as may be specified in the contract.  
 ( ) Subsection (4) is subject to section 123L.”

- 63 Page 21, leave out lines 17 to 22

- 64 Page 21, line 37, leave out from beginning to “if” and insert “A local service contract may specify as the time when a local service may first be provided under the contract a time before the expiry of such period as is described in section 123K(4)(a), and that service may be provided from that time,”

- 65 Page 22, line 21, at end insert –  
 “(6A) The references in subsections (1) to (6) to the franchising authority or authorities in relation to a franchising scheme include a reference to a franchising authority who are not operating the scheme but would do so under a proposed variation.”

LORD BRADLEY  
LORD BERKELEY

- 66 Page 24, line 43, at end insert –  
 “(c) the proposed service will not have an adverse effect on the franchising authority’s ability to afford any franchise scheme provided, or proposed, in the area to which the scheme relates.”

BARONESS RANDESON  
LORD BRADSHAW

- 67 Page 25, line 23, after “persons” insert “, including users of local services,”

- 68 Page 27, leave out lines 17 and 18

LORD BRADLEY  
LORD BERKELEY

- 69 Page 30, line 18, after “time” insert “and within such timescales”

**Clause 5**

LORD BERKELEY

- 69A Page 32, line 1, after “them” insert “, in a timely manner,”

**Clause 5 - continued**

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK

- 70 Page 32, line 31, at end insert –
- “(h) information about the environmental impact of bus services, including air quality data for the relevant authorities and information on the emissions of vehicles used;
  - (i) information about the safety record for the last two years of bus operators that are running local services.”

EARL ATTLEE

- 71 Page 32, line 31, at end insert –
- “(3A) Information provided under subsections (1) to (3) must only be used for the sole purpose of informing an authority’s or group of authorities’ development of a franchising scheme and must not be used for any other purpose or be disclosed to third parties.”

- 72 Page 32, line 34, at end insert –
- “(4A) Information provided in accordance with the provisions of subsection (1) or (2) is to be subject to a fee payable by the franchising authority or franchising authorities to the operator of local services from whom the information is requested.
  - (4B) The fee payable under subsection (4A) must be set at an appropriate level which has been agreed between the operator of local services and the franchising authority or franchising authorities.
  - (4C) The fee payable under subsection (4A) is to be payable at the end of the period of 30 days beginning with the date on which the information under subsection (1) or (2) is provided.
  - (4D) Any dispute about the level of fee to be paid under subsection (4A) will be subject to binding arbitration by an auditor appointed by the traffic commissioner.
  - (4E) In this section “auditor” means a person or body with a recognised professional qualification, as defined in Part 42 of the Companies Act 2006.”

LORD BERKELEY

- 72A Page 32, line 39, after “information” insert “in a timely manner and”
- 72B Page 32, line 40, after “kept,” insert “and the time required to provide the information,”

LORD BRADLEY  
LORD BERKELEY

- 73 Page 32, line 44, after “section” insert “within a period specified by the franchising authority or authorities, not exceeding 30 days beginning with the day on which the requirement was issued by the franchising authority”



**Clause 5 - continued**

LORD BERKELEY

73A Page 32, line 44, after “section” insert “in a timely manner”

BARONESS RANDESON  
LORD BRADSHAW

74 Page 33, line 5, at end insert –

- “(9) Subsection (8) does not prevent the disclosure of information –
- (a) in the case of information relating to the affairs of an individual who is alive or a particular business that is being carried on, with the consent of the individual or the person for the time being carrying on the business;
  - (b) in connection with the investigation of crime or for the purposes of criminal proceedings;
  - (c) for the purposes of civil proceedings brought by virtue of this Act or the Transport Act 1985;
  - (d) in order to comply with the order of a court of tribunal; or
  - (e) in order to comply with a requirement imposed by law.”

**Schedule 2**

LORD AHMAD OF WIMBLEDON

75 Page 79, line 3, leave out “123K(5)” and insert “123J(7)”

76 Page 79, line 27, at end insert –

*“Local Transport Act 2008 (c. 26)*

- 24 The Local Transport Act 2008 is amended as follows.
- 25 Omit sections 22 to 25 (QCS boards in England).
- 26 Omit section 27 (appeals against making of quality contract schemes in England).
- 27 Omit section 33 (continuation of quality contract schemes for areas in England).
- 28 Omit section 36 (appeals where proposed continuation of scheme considered non-exempt).”

**Clause 7**

BARONESS RANDESON  
LORD BRADSHAW

77 Page 33, line 14, leave out “may” and insert “must”

**Clause 7 - continued**

LORD BERKELEY

- 78 Page 33, line 43, at end insert –  
 “(e) tickets entitling the holder to make a journey, or more than one journey, involving the use of demand responsive transport and other flexible bus services operated under either section 19 or 22 of the Transport Act 1985, where such service operators agree to be part of an advanced ticketing scheme.”

LORD AHMAD OF WIMBLEDON

- 79 Page 34, line 38, after “make” insert “or vary”
- 80 Page 35, line 34, after “authorities” insert “to whose area or combined area the scheme relates”
- 81 Page 35, line 34, at end insert –  
 “(6A) If the proposed variation would result in the scheme relating to all or part of the area of another local transport authority, the reference in subsection (6) to the authority or authorities includes that other authority.”

- 82 Page 35, leave out lines 35 to 46 and insert –  
 “(7) The variation or revocation is subject to the same procedure as the making of the scheme and in the application of that procedure –  
 (a) a reference in sections 134C(1) to (9) and 134D and subsections (1) to (5) to making a scheme is to be treated as a reference to varying or revoking a scheme,  
 (b) a reference in those provisions to the proposed scheme is to be treated as a reference to the scheme as proposed to be varied or to the proposed revocation of the scheme, and  
 (c) a reference in those provisions to the date on which a scheme comes into operation is to be treated as a reference to the date on which the scheme as varied comes into operation or the date on which the scheme comes to an end.”

**Clause 9**LORD KENNEDY OF SOUTHWARK  
BARONESS JONES OF WHITCHURCH

- 83 Page 36, line 39, at end insert –  
 “(g) describes how the operators of the enhanced plan will seek to increase passenger representation through the life of the plan.”

**Clause 9 - continued**

BARONESS CAMPBELL OF SURBITON  
BARONESS BRINTON

- 83A★** Page 36, line 39, at end insert –  
“(3A) The policies and objectives referred to in subsection (3)(c) and (d) must include policies and objectives which are aimed at protecting the interests of disabled passengers.”

LORD AHMAD OF WIMBLEDON

- 84** Page 37, line 21, leave out “a related enhanced partnership” and insert “the”

LORD BERKELEY

- 84A** Page 37, line 23, at end insert –  
“(7A) An enhanced partnership scheme must state the minimum standards of service to be provided under the scheme.”

BARONESS CAMPBELL OF SURBITON  
BARONESS BRINTON

- 84AA★** Page 37, line 32, after “persons” insert “, including disabled persons,”

LORD BERKELEY

- 84B** Page 38, line 37, leave out “may” and insert “must”

BARONESS RANDERSON  
LORD BRADSHAW

- 85** Page 39, line 1, leave out “may specify” and insert “must consider”
- 86** Page 39, line 4, after “requirements” insert “, including emission levels and disabled access arrangements,”

EARL ATTLEE

- 87** Page 39, line 31, at end insert –  
“(6A) The requirements that may be specified under subsection (4)(b), (4)(e) and (4)(h) in relation to fares and the prices of multi-operator tickets may only be specified if all operators party to the enhanced partnership scheme are in agreement with the requirements.”

BARONESS JONES OF WHITCHURCH  
LORD BERKELEY

- 88** Page 40, line 19, at end insert –  
“(9A) An enhanced partnership scheme must specify under section 138A (5)(b) that new vehicles delivering local services will meet the specifications of the low emission bus as set out by the Office for Low Emission Vehicles in the 2015 document “Low Emission Bus Scheme: Guidance for participants”.”

**Clause 9 - continued**

## THE EARL OF LISTOWEL

- 89 Page 40, line 19, at end insert –  
 “(9A) An enhanced partnership scheme must specify under section 138A(5)(b) that free bus travel must be provided for homeless families placed outside of their local authority area.”

BARONESS CAMPBELL OF SURBITON  
BARONESS BRINTON

- 89A★ Page 40, line 23, at end insert –  
 “(10A) The requirements that may be specified in an enhanced partnership scheme must include requirements for operators of local services to establish and provide arrangements and assistance to protect the interests of disabled people using its services and to facilitate use of its services by disabled people.”

## LORD AHMAD OF WIMBLEDON

- 90 Page 40, line 39, leave out “enhanced partnership area” and insert “area to which the scheme relates”

BARONESS CAMPBELL OF SURBITON  
BARONESS BRINTON

- 90A★ Page 40, line 42, at end insert –  
 “(1A) In providing facilities under subsection (1) there must be special regard to the needs of disabled people in respect of such facilities.”

- 90B★ Page 41, line 5, at end insert –  
 “(2A) In taking measures under subsection (2) there must be special regard to the use and quality of local services experienced by disabled people.”

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK

- 91 Page 42, line 29, at end insert –  
 “(h) passenger groups and other stakeholder groups representing bus users in the area.”

LORD KENNEDY OF SOUTHWARK  
BARONESS JONES OF WHITCHURCH

- 92 Page 42, line 29, at end insert –  
 “(h) trade union and employee groups representing employees working for bus operators in the area.”

LORD BRADSHAW  
BARONESS RANDERSON

- 93 Page 42, line 29, at end insert –  
 “(6A) Once consulted, the Competition and Markets Authority may not overturn an enhanced partnership plan and scheme.”

*Clause 9 - continued*

LORD JUDD  
LORD INGLEWOOD  
BARONESS SCOTT OF NEEDHAM MARKET

- 94 Page 42, line 35, at end insert –  
“(e) national park authorities in England.”

LORD KENNEDY OF SOUTHWARK  
BARONESS JONES OF WHITCHURCH

- 95 Page 42, line 35, at end insert –  
“(7A) The consultation process must –  
(a) be to a timescale that allows all interested parties and stakeholders to respond to the consultation, and  
(b) be in formats that are accessible to all interested parties and stakeholders in order to enable them to respond to the consultation.”

BARONESS RANDERSON  
LORD BRADSHAW

- 96 Page 43, line 15, at end insert –  
“(c) specify what would constitute unreasonable objections and determine an appeal mechanism to a traffic commissioner for authorities which believe that an objection is unreasonable.”
- 97 Page 43, line 15, at end insert –  
“(11A) Regulations under subsection (9) may not be made unless a draft of the regulations have been laid before and approved by a resolution of each House of Parliament.”

- 98 Page 44, line 37, at end insert –  
“(c) specify what would constitute unreasonable objections and determine an appeal mechanism to a traffic commissioner for authorities which believe that an objection is unreasonable.”

- 99 Page 44, line 37, at end insert –  
“(10A) Regulations under subsection (9) may not be made unless a draft of the regulations have been laid before and approved by a resolution of each House of Parliament.”

BARONESS CAMPBELL OF SURBITON  
BARONESS BRINTON

- 99A★ Page 45, line 26, at end insert –  
**“138HA Policies for the conduct of passengers in relation to disabled passengers**  
In relation to bus services operating under enhanced partnership schemes, a local authority must require an operator to have policies in place to ensure that any passenger using the service –

**Clause 9 - continued**

- (a) does not put at risk or unreasonably impede or cause discomfort to any disabled passenger on the bus, or any driver, inspector, conductor or employee of the operator who is seeking to make a reasonable adjustment to the provision of services on the bus in accordance with the duty on the operator under section 20 of and Schedule 2 to the Equality Act 2010 ('duty to make adjustments'); and
- (b) does not remain on the bus, when directed to leave by the driver, inspector or conductor on the grounds that he or she is preventing or impeding the service on the bus from conforming to the operator's duty to make adjustments."

## LORD AHMAD OF WIMBLEDON

- 100 Page 46, line 8, leave out "made by" and insert "requires"
- 101 Page 46, line 9, leave out "requires them"
- 102 Page 47, line 5, leave out from "authorities" to end of line 6 and insert "to whose area or combined area, or part of it, an enhanced partnership plan relates may vary the plan and any related enhanced partnership scheme."
- 103 Page 47, line 7, after "plan" insert "or scheme"
- 104 Page 47, line 8, after "plan" insert "or scheme"
- 105 Page 47, line 27, leave out "enhanced partnership area" and insert "area to which the scheme relates"
- 106 Page 47, leave out lines 30 to 32 and insert—  
 "(6) The references in subsections (1) and (3) to (5) and sections 138L and 138M to the local transport authority or authorities—  
 (a) in relation to the variation of an enhanced partnership plan, or  
 (b) in relation to the variation of an enhanced partnership scheme, if the scheme is proposed to be varied at the same time as the related enhanced partnership plan is proposed to be varied,  
 include a reference to a local transport authority to no part of whose area the plan relates but to whose area or part of it the plan would relate under a proposed variation."
- 107 Page 48, line 34, leave out "proposed plan and scheme (or proposed scheme)" and insert "proposal"

BARONESS RANDERSON  
LORD BRADSHAW

- 108 Page 49, line 44, after "persons" insert ", including bus users,"

**Clause 9 - continued**

**109** Page 50, line 24, at end insert –  
“(c) specify what would constitute unreasonable objections and determine an appeal mechanism to a traffic commissioner for authorities which believe that an objection is unreasonable.”

**110** Page 50, line 24, at end insert –  
“(10) Regulations under subsection (8) may not be made unless a draft of the regulations have been laid before and approved by a resolution of each House of Parliament.”

**111** Page 51, line 44, after “persons” insert “, including bus users,”

**Clause 11**

LORD BERKELEY

**111A** Page 60, line 10, at end insert –  
“(3A) A traffic commissioner must have regard to relevant information supplied by a local transport authority when exercising functions under this section.”

**Clause 12**

LORD BERKELEY

**111B** Page 61, line 45, at end insert –  
“(8A) A traffic commissioner must have regard to relevant information supplied by a local transport authority when exercising functions under this section.”

**Clause 14**

LORD AHMAD OF WIMBLEDON

**112** Page 63, line 21, leave out from “relates” to end of line 22 and insert “to –  
(i) a particular service that only has stopping places in the area to which the scheme relates,  
(ii) particular services at least one of which is such a service, or  
(iii) a particular description of services which includes or is capable of including such a service.”

LORD BERKELEY

**112A** Page 63, leave out lines 28 and 29

**Clause 14 - continued**

## LORD AHMAD OF WIMBLEDON

- 113** Page 63, line 28, leave out from “relates” to end of line 29 and insert “to a particular service that only has stopping places in the area to which the scheme relates, particular services at least one of which is such a service or a particular description of services which includes or is capable of including such a service—”
- 114** Page 63, line 31, leave out “such services” and insert “services that only have stopping places in that area”
- 115** Page 64, line 3, leave out “relevant”
- 116** Page 64, line 4, leave out “relevant”
- 117** Page 64, line 5, leave out “relevant”
- 118** Page 64, line 10, leave out from “effect” to end of line 12
- 119** Page 64, line 15, at end insert—  
 ““the relevant registration functions”, in relation to an enhanced partnership scheme, means the functions of a traffic commissioner under sections 6, 6D, 6E and 6F of this Act so far as relating to—  
 (a) in the case of functions relating to the variation of registration, services that would be relevant services if varied as proposed, or  
 (b) in the case of any other function, relevant services;  
 “relevant service”, in relation to an enhanced partnership scheme, means a local service that only has stopping places in the area to which the scheme relates;”
- 120** Page 65, line 4, leave out from “service” to end of line 7 and insert “has the same meaning as in section 6G;”

LORD KENNEDY OF SOUTHWARK  
 BARONESS JONES OF WHITCHURCH  
 BARONESS BAKEWELL OF HARDINGTON MANDEVILLE

- 121** Page 66, line 5, at end insert—  
 “(5) After section 6I (inserted by subsection (4)) insert—  
**“6J Community bus routes**  
 (1) Traffic Commissioners must keep a list of bus routes in their area which are of community value.  
 (2) For the purpose of this section, a bus route of community value is one that has been designated by the traffic commissioner as furthering the social well-being or social interests of the local community.



**Clause 14 - continued**

- (3) Bus routes may only be designated by a traffic commissioner as being of community value in response to a community nomination.
- (4) A community nomination must be made by a community group which is based in, or has a strong connection with, an area through which the bus route passes, and on which community the bus route has a direct social impact.
- (5) A community group may be a local or parish council, a voluntary or community body with a local connection, a bus user group, a group formed for the specific purpose of maintaining the bus route, a church or other religious group, or a parent teacher group associated with a particular school or schools.
- (6) The traffic commissioner must consider the community nomination, and if—
  - (a) the nomination is successful, the commissioner must notify the relevant parties of this decision in writing; or
  - (b) the nomination is unsuccessful, the commissioner must notify the relevant parties of this decision in writing and give reasons why the decision was made.
- (7) A six month moratorium must be placed on the closure of any bus route which is designated as being of community value, in order for the community to—
  - (a) work with relevant authorities to find an alternative operator;
  - (b) set up a community transport group in order to run the service; or
  - (c) partner with an existing not-for-profit operator to run the route.
- (8) The community may apply to the Secretary of State for financial assistance, training or advice during the moratorium in order to achieve any of the aims set out in subsection (7).”

**After Clause 15**

BARONESS JONES OF WHITCHURCH  
LORD KENNEDY OF SOUTHWARK  
BARONESS BRINTON

122

Insert the following new Clause—

**“Disability awareness training**

- (1) All drivers of buses and staff at bus terminals must complete disability awareness training by 1 April 2019.
- (2) This training must cover a broad range of mental and physical disabilities, including hidden disabilities.
- (3) After 1 April 2019—
  - (a) all new bus drivers and terminal staff must complete disability awareness training within one month of starting work; and
  - (b) bus drivers and terminal staff must undertake refresher training at least once every five years.

**After Clause 15 - continued**

- (4) Bus operating companies must consult passenger groups, disability stakeholder groups and relevant authorities when developing their disability awareness training for bus drivers and terminal staff.”

**Schedule 4**

LORD AHMAD OF WIMBLEDON

**123** Page 81, line 17, at end insert –

“(4) In subsection (1)(bzb) (inserted by Schedule 2), after “143A” insert “or 143B”.”

**After Clause 16**

LORD BERKELEY

**123A** Insert the following new Clause –

*“Passenger representation*

**Passenger representation**

- (1) A local transport authority in developing any scheme under this Act shall be required to set out mechanisms whereby the users of services specified or affected by the scheme shall be involved in monitoring and evaluating the scheme.
- (2) A local transport authority in developing any scheme under this Act shall be required to specify a body to review complaints from bus users using services specified or affected by the scheme.”

**Clause 17**

BARONESS JONES OF WHITCHURCH

**124** Page 67, line 43, at end insert –

“(d) information about the environmental impact of bus operations and vehicles including information on the emissions of the vehicles in use.”

LORD BERKELEY

**124A** Page 67, line 43, at end insert –

“(d) information about the environmental impacts of bus operations and vehicles.”

**124B** Page 67, line 43, at end insert –

“(d) the number of and nature of complaints made about bus services,  
(e) information on performance statistics for bus routes and bus operators, which may include punctuality, reliability, helpfulness of the bus driver and comfort.”

**Clause 17 - continued**

BARONESS RANDERSON  
LORD BRADSHAW

125 Page 68, line 15, leave out “may” and insert “must”

**After Clause 17**

BARONESS JONES OF WHITCHURCH  
LORD LOW OF DALSTON  
BARONESS RANDERSON

126 Insert the following new Clause –

**“Communication of information**

In Schedule 2 to the Public Service Vehicles Accessibility Regulations 2000, after paragraph 8, insert –

**“Communication of information**

- 9 (1) In respect of a regulated public service vehicle provision must be made for the effective communication to all passengers, including blind and partially-sighted passengers, and passengers suffering from hearing loss, of the information specified in sub-paragraph (2).
- (2) The information referred to in sub-paragraph (1) is –
- (a) the next stop at which the vehicle will be stopping;
  - (b) any delay exceeding ten minutes to the scheduled timing for that journey; and
  - (c) any diversions from the route shown in the published timetable for that journey.”

**Clause 18**

LORD AHMAD OF WIMBLEDON

127 Page 69, line 24, after “commissioner” insert “or a body carrying out a traffic commissioner’s functions in accordance with section 6G”

**Clause 21**

LORD KENNEDY OF SOUTHWARK  
BARONESS RANDERSON

*The above-named Lords give notice of their intention to oppose the Question that Clause 21 stand part of the Bill.*

**After Clause 21**

BARONESS RANDESON

127A Insert the following new Clause –

**“Authorities in England: funding and obligations**

- (1) The Bus Service Operators Grant shall be terminated from the end of the financial year which follows the passing of this Act, and the monies therefrom shall be directed to relevant authorities.
- (2) Where there is established demand for bus services, relevant authorities must consider joint funding of services with specialist and community operators, when otherwise no bus services would be provided.”

**Before Clause 22**

LORD WHITTY

128 Insert the following new Clause –

**“National strategy**

The Secretary of State must, within 12 months of the day on which this Act is passed, issue a national strategy for local bus services setting out the objectives, targets and funding provisions for rural, urban and inter-urban local bus services over the next 10 years.”

LORD BERKELEY

129 Insert the following new Clause –

**“Duty to increase bus ridership**

- (1) Local transport authorities must, in exercising their powers under this Act, set out strategies to increase the use of buses and the share of the journeys in their area undertaken by local bus services.
- (2) In preparing strategies under subsection (1), authorities shall consult such organisations as they see fit, and in particular those who appear to the authorities to be representative of users of local bus services.”

**After Clause 22**

LORD BERKELEY

130 Insert the following new Clause –

**“Bus services investment strategy**

- (1) The Secretary of State may at any time –
  - (a) publish a bus services investment strategy for England;
  - (b) vary a strategy which has already been set.
- (2) A bus services investment strategy may relate to such a period as the Secretary of State considers appropriate; but a strategy for a period of more than five years must be reviewed at least once every five years.
- (3) A bus services investment strategy must specify –
  - (a) objectives to be achieved during the period to which it relates, and

**After Clause 22 - continued**

- (b) the financial resources to be made available by the Secretary of State for the purpose of achieving those objectives.
- (4) The objectives to be achieved may include—
  - (a) activities to be performed;
  - (b) results to be achieved;
  - (c) standards to be met.
- (5) Before setting or varying a bus services investment strategy the Secretary of State must consult such persons as he or she considers appropriate.
- (6) In considering whether to vary a bus services investment strategy the Secretary of State must have regard to the desirability of maintaining certainty and stability in respect of bus services investment strategies.
- (7) A bus services investment strategy must be published in such a manner as the Secretary of State considers appropriate.
- (8) Where a bus services investment strategy has been published the Secretary of State must from time to time lay before Parliament a report on progress towards meeting its objectives.
- (9) If a bus services investment strategy is not in place, the Secretary of State must—
  - (a) lay before Parliament a report explaining why a strategy has not been set, and
  - (b) set a strategy as soon as may be reasonably practicable.”

# Bus Services Bill [HL]

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SECOND  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

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*30 June 2016*

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