

**Explanatory Memorandum to the Bus Service Operators Grant
(Amendment) (Wales) Regulations 2010.**

This Explanatory Memorandum has been prepared by the Department for Economy and Transport and is laid before the National Assembly for Wales in conjunction with the above subordinate legislation and in accordance with Standing Order 24.1.

Minister's Declaration

In my view, this Explanatory Memorandum gives a fair and reasonable view of the expected impact of the Bus Service Operators Grant (Amendment) (Wales) Regulations 2010.

Ieuan Wyn Jones

**Ieuan Wyn Jones, AM
Minister for Economy and Transport**

2 February 2010

1. Description

This instrument amends the Bus Service Operators Grant (Wales) Regulations 2002 so as to refer to sections 3,4 and 6 of the Learner Travel (Wales) Measure instead of section 509 of the Education Act 1996 which has been repealed in Wales.

2. Matters of special interest to the Subordinate Legislation Committee

There is no matter of special interest to in the Instrument.

3. Legislative background

The Regulations are made under section 154(5) of the Transport Act 2000 and are subject to the negative resolution procedure.

4. Purpose & intended effect of the legislation

The Regulations amends the Bus Service Operators Grant (Wales) Regulations 2002 (“the 2002 Regulations”). The 2002 Regulations define “eligible bus services” for the purposes of section 154 of the Transport Act 2000 which makes provision for the payment of grants to operators of eligible bus services. An eligible bus service includes, in specified circumstances, a service provided or secured by a local authority for the purpose of learner travel. Section 509 of the Education Act 1996 placed an obligation on local education authorities in Wales to make arrangements for the provision of transport to facilitate the attendance of persons receiving education at schools and certain other institutions. This was replaced by the Learner Travel (Wales) Measure 2008. These Regulations amend the 2002 Regulations so as to refer to the Measure instead of the Education Act.

5. Consultation

As these changes are administrative no consultation has been undertaken on these amendments.

6. Regulatory Impact Assessment (RIA)

A Regulatory Impact Assessment is not required for the regulations as it does not improve cost or savings on the public, private or charity and voluntary sectors.