



The Scottish Parliament  
Pàrlamaid na h-Alba

## INFRASTRUCTURE AND CAPITAL INVESTMENT COMMITTEE

### AGENDA

**1st Meeting, 2012 (Session 4)**

**Wednesday 18 January 2012**

The Committee will meet at 10.00 am in Committee Room 4.

1. **Declaration of interests:** Margaret McCulloch will be invited to declare any relevant interests.
2. **Infrastructure Investment Plan:** The Committee will take evidence from—

Alex Neil, Cabinet Secretary for Infrastructure and Capital Investment, Janet Egdell, Head of Infrastructure Investment Policy, David Anderson, Head of Planning and Design, Transport Scotland, and Bruce Teubes, Economist, Communities Analytical Services Division, Scottish Government.

3. **Subordinate legislation:** The Committee will consider the following negative instruments—

the Bus Lane Contraventions (Charges, Adjudication and Enforcement) (Scotland) Regulations 2011 (SSI 2011/442)

the Bus Lane Contraventions (Approved Local Authorities) (Scotland) Order 2011 (SSI 2011/443)

the Bus Lanes (Approved Devices) (Scotland) Order 2011 (SSI 2011/444)

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The papers for this meeting are as follows—

**Agenda item 2**

PRIVATE PAPER

ICI/S4/12/1/1 (P)

[Infrastructure Investment Plan 2011](#)

[Financial Scrutiny Unit Briefing on the IIP](#)

**Agenda item 3**

Cover note

ICI/S4/12/1/2

[The Bus Lane Contraventions \(Charges, Adjudication and Enforcement\) \(Scotland\) Regulations 2011 \(SSI 2011/442\)](#)

[The Bus Lane Contraventions \(Approved Local Authorities\) \(Scotland\) Order 2011 \(SSI 2011/443\)](#)

[The Bus Lanes \(Approved Devices\) \(Scotland\) Order 2011 \(SSI 2011/444\)](#)

**Infrastructure and Capital Investment Committee**

**1<sup>st</sup> Meeting, 2012 (Session 4), Wednesday, 18 January 2012**

**Subordinate Legislation Cover Note**

<b>Title of Instruments</b>	The Bus Lane Contraventions (Charges, Adjudication and Enforcement) (Scotland) Regulations 2011 (SSI 2011/442)  The Bus Lane Contraventions (Approved Local Authorities) (Scotland) Order 2011 (SSI 2011/443)  The Bus Lanes (Approved Devices) (Scotland) Order 2011 (SSI 2011/444)
<b>Type of Instruments</b>	Negative
<b>Laid Date</b>	19 December 2011
<b>Circulated to Members</b>	13 January 2012
<b>Meeting Date</b>	18 January 2012
<b>Minister to attend the meeting</b>	No
<b>SSIs drawn to the Parliament's attention by Subordinate Legislation Committee</b>	No
<b>Reporting Deadline</b>	6 February 2012

**Purpose**

*The Bus Lane Contraventions (Charges, Adjudication and Enforcement) (Scotland) Regulations 2011 (SSI 2011/442)*

1. These Regulations make provision for the enforcement of bus lane contraventions, by local authorities which are approved local authorities for the purposes of section 44 of the Transport (Scotland) Act 2001.

*The Bus Lane Contraventions (Approved Local Authorities) (Scotland) Order 2011 (SSI 2011/443)*

2. The Bus Lane Contraventions (Charges, Adjudication and Enforcement) (Scotland) Regulations 2011 provide for the enforcement of bus lane restrictions through the imposition, by approved local authorities, of penalty charges in respect of contraventions of such restrictions.

*The Bus Lanes (Approved Devices) (Scotland) Order 2011 (SSI 2011/444)*

3. The Bus Lane Contraventions (Charges, Adjudication and enforcement) (Scotland) Regulations 2011 provide for the imposition of charges in respect of contraventions of bus lane restrictions. Those Regulations permit the imposition of charges only on the basis of a record produced by an "approved device". This Order specifies a description of a device which is an approved device.

### **Additional information**

4. The purpose of these three Scottish Statutory Instruments is to introduce civil enforcement of bus lane contraventions in three Council areas (Aberdeen City Council, Glasgow City Council, and City of Edinburgh Council). It is anticipated that the introduction of these powers will lead to an increase in enforcement of bus lane contraventions with fewer motorists being inclined to use them as a means of avoiding congestion. This in turn should lead to improved journey times and reliability of public transport, making the bus a more attractive option, encouraging modal shift and subsequently leading to a reduction in emissions in the Council area where these measures are introduced.

5. Enactment of these powers would be supplementary to existing police enforcement powers in respect of bus lane contraventions.

6. Any sums paid by way of charges will accrue to the local authority and will be used for the purpose of directly or indirectly facilitating the achievement of policies in the authority's local transport strategy.

### **Subordinate Legislation Committee Report**

7. The Subordinate Legislation Committee had no comments to make on these instruments.

8. A copy of the SSIs and the Executive Notes are included with the papers.

### **Recommendation**

9. **The Committee is invited to consider whether there are any issues which it wishes to raise in reporting to the Parliament on these instruments.**

Steve Farrell  
Clerk to the Committee  
January 2011