
STATUTORY INSTRUMENTS

20 No.

HIGHWAYS, ENGLAND

The Bournemouth-Swanage Motor Road and Ferry (Revision of Tolls) Order 2024

Made 20

Coming into force 20

The Secretary of State for Transport, in the exercise of the powers conferred by section 6 of the Transport Charges & c. (Miscellaneous Provisions) Act 1954 (a)¹, as modified by section 26 of the Bournemouth-Swanage Motor Road and Ferry Act 1956 (b)² and section 23 of the Bournemouth-Swanage Motor Road and Ferry Act 1986 (c)³, makes the following Order.

1. This Order may be cited as the Bournemouth-Swanage Motor Road and Ferry (Revision of Tolls) Order 2024 and shall come into force on [date] 2024.
2. (1) In this Order:-
 - (a) “the Company”, “the motor road” and “the ferry” have the meanings given to those expressions by section 2 of the Bournemouth-Swanage Motor Road and Ferry Act 1986;
 - (b) “goods vehicle” and “trailer” have the meanings given to those expressions by section 138 (3) of the Road Traffic Regulation Act 1984 (d)⁴; and
 - (c) “passenger vehicle” means a vehicle constructed or adapted solely for the carriage of passengers and their effects.
 - (d) “distribution” shall have the meaning given to that expression by section 825 of the Companies Act 2006.
- (2) for the purposes of this Order the operating weight of a goods vehicle shall be determined as provided in section 138 (2) of the road Traffic Regulation Act 1984.
3. The maximum tolls which the Company may demand and take for the use of the ferry are hereby revised in accordance with Table 1 in the Schedule to Part 1 of this Order.
4. The maximum toll which the Company may demand and take for the use of the motor road is to be hereby implemented in accordance with Table 2 in the Schedule to Part 1 of this Order, save that where the relevant toll has been paid or debited for the use of the ferry on one calendar day, the Company may not also demand and take a toll for the use of the road in respect of that same vehicle on that same calendar day.
5. The Bournemouth-Swanage Motor Road and Ferry (Revision of Tolls) (Amendment) Order 2021 (SI 2021 No. 854) is hereby revoked.

¹ 1954 c. 64.

² 1956 c. lxiii.

³ 1986 c. xvii.

⁴ 1984 c. 27.

Signed by the authority of the Secretary of State.

SCHEDULE 1

PART 1

Table 1 - Tolls for the use of the ferry

1.

- (1) The tolls for the use of the ferry and for the use of the motor road set out in this part should take effect from [date] 2024

Class of Traffic	Previous Toll £	Toll £ From the date of this order
Pedestrian (one way toll from Sandbanks)	1.00	1.75
Pedestrian (one way from Shell Bay)	0.00	0.00
Pedal or motor cycle	1.00	1.75
Car/light van up to 3500kg gross vehicle weight	5.00	6.26
Passenger vehicle > 16 persons (coaches)	10.00	12.52
Goods vehicle or similar over 3500kg gross vehicle weight	10.00	12.52

The levels of discount for bulk purchases of tickets or passes for use of the ferry set out in this part should take effect from 1 April 2024

VEHICLE / CLASS	Quantity	Until 31/03/25	01/04/25 to 31/03/26	01/04/26 to 31/03/27	01/04/27 to 31/03/28	01/04/28 onwards
Pedestrian	50	15%	15%	15%	15%	15%
Pedestrian	100	20%	20%	20%	20%	20%
Pedal or motor cycle	50	15%	15%	15%	15%	15%
Pedal or motor cycle	100	20%	20%	20%	20%	20%
Car/light van up to 3500kg gross vehicle weight	10	28%	25%	22%	19%	15%
Car/light van up to 3500kg gross vehicle weight	50	32%	29%	26%	23%	20%
Goods vehicle or similar over 3500kg gross vehicle weight	10	28%	25%	22%	19%	15%
Goods vehicle or similar over 3500kg gross vehicle weight	50	32%	29%	26%	23%	20%
Passenger vehicle > 16 persons (coaches)	10	28%	25%	22%	19%	15%
Passenger vehicle > 16 persons (coaches)	50	32%	29%	26%	23%	20%

Table 2 - Tolls for the use of the motor road

For access to the motor road Class of Traffic	Previous Toll £	Toll £ From the date of this order
Motor cycle	0.00	1.75
Car/light van up to 3500kg gross vehicle weight	0.00	6.26
Passenger vehicle > 16 persons (coaches)	0.00	12.52
Goods vehicle or similar over 3500kg gross vehicle weight	0.00	12.52

- (2) The Company may make an adjustment as at the date of this order and in April of any year after 2025 in the amount of tolls specified in sub-paragraph (1), and any such adjustment will be no more than the percentage difference between the consumer price index for January of that year and the consumer price index for the month of January immediately preceding the making of the Order.
- (3) References in sub-paragraph (2) to the consumer price index are to the United Kingdom Index of Consumer Prices (for all items) published by the Office for National Statistics (or such other index or substitute for that index which replaces it).

2.

- (1) Subject to sub-paragraphs (2) and (3) the Company at any time by resolution may determine the amount of any tolls under paragraph 1, provided it does not exceed the maximum amount set out in that paragraph.
- (2) Whenever the Company proposes to exercise its power pursuant to sub-paragraph (1) the Company give notice to the Secretary of State for Transport and not less than 7 days thereafter must publish in at least one local newspaper circulating in the area in which the ferry and motor road are situated, and on the Company's website, a notice substantially in the form set out in Part 2 of this Schedule.
- (3) The Company may charge the tolls set out in a notice given under sub-paragraph (2) from the day 28 days after that on which the notice referred to in sub-paragraph (2) is published but not before the first day of the following April.
- (4) The toll in respect of any vehicle or class of traffic may not be varied pursuant to this paragraph if less than 11 months have passed following the previous exercise by the Company of its powers under this paragraph.
- (5) The Company will make available for inspection at its principal office and publish on the Company's website its annual accounts for the previous accounting period not less than

28 days prior to any notice under sub-paragraph (2) until after the date any revision of tolls comes into effect.

3. In any 12-month period the Company may not make any distribution to shareholders which exceeds 6% of the Company's net asset value or if the Motor Ferry Replacement Reserve is in deficit as shown in its annual accounts for the previous accounting period.

Where a vehicle is drawing one or more trailers, in addition to the toll chargeable under this Order for the use by that vehicle of the ferry or motor road, a toll of the same amount as that chargeable for the drawing vehicle shall be chargeable for each trailer.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, made in consequence of an application by the Bournemouth-Swanage Motor Road and Ferry Company, revises the maximum tolls which the Company may charge for the use of the motor road and ferry and supersedes the toll levels set out in Statutory Instrument 2021 No.854, The Bournemouth-Swanage Motor Road and Ferry (Revision of Tolls) (Amendment) Order 2021.

PART 2
FORM OF NOTICE
THE BOURNEMOUTH AND SWANAGE MOTOR ROAD AND FERRY COMPANY INC.
NOTICE OF REVISION OF TOLLS

The tolls applicable to the Bournemouth and Swanage Ferry shall be:

[state revised tolls].

The revisions set out above shall take effect on: [a date not less than 28 days after the date of this notice but not before the first day of this coming April].

Signed:

Name:

By a Director for and on behalf of The Bournemouth-Swanage Motor Road & Ferry Company Inc.

Date: