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STATUTORY INSTRUMENTS

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**1997 No. 553**

**The Railway Safety (Miscellaneous Provisions) Regulations 1997**

**Amendments to the Health and Safety (Enforcing Authority) Regulations 1989**

- 11.** The Health and Safety (Enforcing Authority) Regulations 1989<sup>(1)</sup> shall be amended by—
- (a) in regulation 2—
    - (i) the substitution of the following for the definition of “railway”—

““railway” means a railway or tramway with (in either case) a gauge of 350 millimetres or more or a prescribed system of guided transport;”;
    - (ii) the addition of the following after the definition of “preparation dangerous for supply”—

““prescribed system of guided transport” means a system using a mode of guided transport prescribed by regulation 3 of the Railways and Other Transport Systems (Approval of Works, Plant and Equipment) Regulations 1994;”;
  - (b) in regulation 3—
    - (i) the substitution of the following paragraph for paragraph (5)—

“(5) Notwithstanding paragraph (3), the Executive shall be the enforcing authority for the common parts in a railway station or terminal or in a goods yard which is served by a railway.”;
    - (ii) the deletion of paragraph (6).

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<sup>(1)</sup> S.I. 1989/1903 amended by S.I. 1994/669.