

STATUTORY INSTRUMENTS

2011 No. 3066

The Railways (Interoperability) Regulations 2011

PART 4

[^{F1}Approved and Designated Bodies]

[^{F1}Approved bodies] and designated bodies: certificates etc.

32.—(1) Where [^{F2}an approved body] or designated body proposes to decline to draw up a [^{F3}UK] certificate of verification or an ISV in relation to a project subsystem, or proposes to decline to confirm that [^{F4}a UK declaration] of conformity or suitability for use can be drawn up in respect of an interoperability constituent, it must—

- (a) give notice in writing to the relevant person of the reasons why it proposes to do so;
- (b) give the relevant person the opportunity to make representations in writing within a period of 28 days beginning with the day on which such notice is given; and
- (c) consider any representations made within that period by the relevant person before making its decision.

(2) [^{F2}An approved body] or designated body must not draw up a [^{F5}UK] certificate of verification unless it is drawn up in accordance with the applicable part of [^{F6}Schedule 4].

(3) [^{F2}An approved body] must not confirm that [^{F7}a UK declaration] of conformity or suitability for use can be drawn up in respect of an interoperability constituent unless satisfied that that constituent conforms to such of the [^{F8}NTSs] as are required by regulation 25.

[^{F9}(3A) A designated body must not confirm that a UK declaration of conformity or suitability for use can be drawn up in respect of an interoperability constituent unless satisfied that the constituent conforms to such of the UK specific cases as are required by regulation 25.]

^{F10}(4)

(5) The “relevant person” means the person who engaged the [^{F11}approved body] or designated body for the relevant matter.

Textual Amendments

- F1** Words in **reg. 32** heading substituted (31.12.2020) by [The Railways \(Interoperability\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/345\)](#), regs. 1(2), **2(39)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in **reg. 32** substituted (31.12.2020) by [The Railways \(Interoperability\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/345\)](#), regs. 1(2), **2(39)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Word in **reg. 32(1)** inserted (31.12.2020) by [The Railways \(Interoperability\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/345\)](#), regs. 1(2), **2(39)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in **reg. 32(1)** substituted (31.12.2020) by [The Railways \(Interoperability\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/345\)](#), regs. 1(2), **2(39)(d)**; 2020 c. 1, Sch. 5 para. 1(1)

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the The Railways (Interoperability) Regulations 2011, Section 32. (See end of Document for details)

- F5** Word in reg. 32(2) inserted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in reg. 32(2) substituted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(e)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in reg. 32(3) substituted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(d)**; 2020 c. 1, Sch. 5 para. 1(1)
- F8** Word in reg. 32(3) substituted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(f)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Reg. 32(3A) inserted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(g)**; 2020 c. 1, Sch. 5 para. 1(1)
- F10** Reg. 32(4) omitted (31.12.2020) by virtue of S.I. 2019/345, reg. 2(39)(ga) (as inserted by The Railways (Interoperability) (Miscellaneous Amendments and Revocations) (EU Exit) Regulations 2020 (S.I. 2020/318), regs. 1(2)(b), **5(8)**)
- F11** Words in reg. 32(5) substituted (31.12.2020) by The Railways (Interoperability) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/345), regs. 1(2), **2(39)(h)**; 2020 c. 1, Sch. 5 para. 1(1)

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Railways (Interoperability) Regulations 2011, Section 32.