



# Railways Act 2005

## 2005 CHAPTER 14

### PART 5

#### FURTHER MISCELLANEOUS PROVISIONS

##### *Duties of co-operation*

#### **51 ORR to assist and advise national authorities**

- (1) It shall be the duty of the [<sup>F1</sup>Office of Rail and Road] to comply with every reasonable requirement of the Secretary of State—
- (a) to provide him with information or advice about a matter connected with a function or other activity of his in relation to railways or railway services;
  - (b) to provide him with information or advice about a matter relevant to the railway safety purposes; or
  - (c) otherwise to provide him with assistance in relation to a matter that is connected with such a function or activity or is relevant to those purposes.
- (2) It shall be the duty of the [<sup>F1</sup>Office of Rail and Road] to comply with every reasonable requirement of the Scottish Ministers—
- (a) to provide them with information or advice about a matter connected with a function or other activity of theirs in relation to railways or railway services; or
  - (b) otherwise to provide them with assistance in relation to a matter that is connected with such a function or activity.
- [<sup>F2</sup>(3) It shall be the duty of the Office of Rail and Road to comply with every reasonable requirement of the Welsh Ministers—
- (a) to provide them with information or advice about a matter connected with a function or other activity of theirs in relation to railways or railway services; or
  - (b) otherwise to provide them with assistance in relation to a matter that is connected with such a function or activity.]

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*Changes to legislation: There are currently no known outstanding effects for the Railways Act 2005, Cross Heading: Duties of co-operation. (See end of Document for details)*

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- (4) References in this section to the functions of a person in relation to railways or railway services include references, in particular, to all that person's functions under Part 1 of the 1993 Act, Part 4 of the 2000 Act or this Act.
- (5) In this section “railway safety purposes” has the same meaning as in Schedule 3.

#### **Textual Amendments**

- F1** Words in s. 51 substituted (16.10.2015) by [The Office of Rail Regulation \(Change of Name\) Regulations 2015 \(S.I. 2015/1682\)](#), reg. 1(2), **Sch. para. 3(q)**
- F2** S. 51(3) substituted (13.6.2018) by [The Welsh Ministers \(Transfer of Functions\) \(Railways\) Order 2018 \(S.I. 2018/631\)](#), art. 1(2)(b)(xvi), **Sch. para. 61**

#### **Commencement Information**

- I1** S. 51(1)(a)(c)(3)(4) in force at 8.6.2005 by [S.I. 2005/1444](#), art. 2(1), **Sch. 1**
- I2** S. 51(1)(b)(5) in force at 1.4.2006 by [S.I. 2006/266](#), art. 2(2), **Sch.**
- I3** S. 51(2) in force at 16.10.2005 by [S.I. 2005/2812](#), art. 2(1), **Sch. 1**

## **52 Duty of Passenger Transport Executives to advise Secretary of State**

- (1) It shall be the duty of a Passenger Transport Executive to comply with every requirement of the Secretary of State to provide him with advice about a matter connected with a function or other activity of his in relation to railways or railway services.
- (2) A Passenger Transport Executive are not required to do anything under this section to the extent that it would involve an unreasonable administrative burden for the Executive.
- (3) In determining the extent to which anything would involve an unreasonable administrative burden regard must be had (where relevant) to so much of whatever else the Passenger Transport Executive are required to do under this section as they have accepted does not involve such a burden.
- (4) References in this section to the functions of the Secretary of State in relation to railways or railway services—
- (a) include references, in particular, to all his functions under Part 1 of the 1993 Act, Part 4 of the 2000 Act or this Act; but
  - (b) do not include references to any functions of his so far as they are exercisable, or fall to be performed, for or in connection with the railway safety purposes (within the meaning of Schedule 3).

#### **Commencement Information**

- I4** S. 52 in force at 24.7.2005 by [S.I. 2005/1909](#), art. 2, **Sch.**

**Changes to legislation:**

There are currently no known outstanding effects for the Railways Act 2005, Cross Heading:  
Duties of co-operation.