

This Statutory Instrument has been made in consequence of a defect in SI 2005/1992 and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

2005 No. 3261

TRANSPORT

HEALTH AND SAFETY

**The Railways (Accident Investigation and Reporting)
(Amendment) Regulations 2005**

Made - - - - 23rd November 2005

Laid before Parliament 29th November 2005

Coming into force - - 11th January 2006

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 11(1) and (2) and 13(1) of the Railways and Transport Safety Act 2003(a)

Citation and commencement

1. These Regulations may be cited as the Railways (Accident Investigation and Reporting) (Amendment) Regulations 2005 and shall come into force on 11th January 2006.

Amendment of the Railways (Accident Investigation and Reporting) Regulations 2005

2.—(1) The Railways (Accident Investigation and Reporting) Regulations 2005 (b) shall be amended as follows.

(2) In regulation 2(1), after the definition of “Safety Directive” insert—

““working days” shall be taken to exclude Saturdays, Sundays, Christmas Day, Good Friday and, in relation to an accident or incident that occurs in England and Wales, any day which, under the Banking and Financial Dealings Act 1971(c), is a bank holiday in England and Wales, in relation to an accident or incident that occurs in Scotland, any other day which, under that Act, is a bank holiday in Scotland and, in relation to an accident or incident that occurs in Northern Ireland, any day which, under that Act, is a bank holiday in Northern Ireland.””

(3) In regulation 12(4), before “determine” insert “reasonably”.

(a) 2003 c.20.
(b) S.I. 2005/1992
(c) 1971 c.80.

Date 23rd November 2005

Alistair Darling
Secretary of State
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Railways (Accident Investigation and Reporting) Regulations 2005. They insert a definition of “working days” in regulation 2(1) (an expression used in regulation 4 of those Regulations to describe the time within which accidents or incidents must be reported). They also insert the word “reasonably” before “determine” in regulation 12(4) (providing for the time within which a safety authority may require a person to consider or act upon a recommendation of the Rail Accident Investigation Branch and to provide it with certain information).

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business.

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