
STATUTORY INSTRUMENTS

2013 No. 407

The Channel Tunnel (Safety) (Amendment) Order 2013

Amendment of the Channel Tunnel (Safety) Order 2007

- 2.—(1) The Channel Tunnel (Safety) (Order) 2007(1) is amended as follows.
- (2) In article 1(2), omit “Subject to paragraph (3),” and, for “this”, substitute “This”.
- (3) Omit article 1(3).
- (4) In article 4(4)—
- (a) in sub-paragraph (a), after “52(a) and (b)”, insert “,55A, 55B”, and
- (b) in sub-paragraph (b)(i), for “authorisation of rolling stock”, substitute “vehicle authorisation”.
- (5) In article 6(1), after “52(a) and (b)”, insert “,55A, 55B”.
- (6) Omit article 9.
- (7) After article 10 insert—

“Review

- 11.—(1) The Secretary of State must from time to time—
- (a) carry out a review of this Order,
- (b) set out the conclusions of the review in a report, and
- (c) publish the report.
- (2) In carrying out the review the Secretary of State must, so far as is reasonable, have regard to how Directive [2004/49/EC](#) of the European Parliament and of the Council on safety on the Community’s railways and amending Council Directive [95/18/EC](#) on the licensing of railway undertakings and Directive [2001/14/EC](#) on the allocation of railway infrastructure capacity and the levying of charges for the use of railway infrastructure and safety certification(2), and Directive [2008/57/EC](#) of the European Parliament and of the Council on the interoperability of the rail system within the Community (Recast) (3), are implemented in other member States.
- (3) The report must in particular—
- (a) set out the objectives intended to be achieved by the regulatory system established by this Order,
- (b) assess the extent to which those objectives are achieved, and
- (c) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved with a system that imposes less regulation.

(1) [S.I. 2007/3531](#).

(2) OJNo. L 164, 30.4.2004, p. 44, as amended by Directive [2008/57/EC](#) (OJ No. L 191, 18.7.2008, p.1), Directive [2008/110/EC](#) (OJ No. L 345, 23.12.2008, p.62) and Directive [2009/149/EC](#) (OJ No. L 313, 28.11.2009, p.65).

(3) OJNo. L 191, 18.7.2008, p. 1, as amended by Directive [2009/131/EC](#) (OJ No. L 273, 17.10.2009, p.12) and Directive 2011/18/EU (OJ No. L 57, 2.3.2011, p.21).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(4) The first report under this article must be published before the end of the period of five years beginning with the day on which the Channel Tunnel (Safety) (Amendment) Order 2013 comes into force.

(5) Subsequent reports under this Order are to be published at intervals not exceeding five years.”

(8) For the content of the Schedule, substitute the content of the Schedule to this Order.