
STATUTORY INSTRUMENTS

2015 No. 1876

The Network Rail (Tinsley Chord) Order 2015

PART 1

PRELIMINARY

Incorporation of the Railways Clauses Act in relation to the authorised tramroad

3.—(1) The following provisions of the Railways Clauses Consolidation Act 1845⁽¹⁾ are incorporated in this Order and apply to the authorised tramroad—

- section 68 and 69 (accommodation works by company);
- section 71 (additional accommodation works by owners);
- sections 72 and 73 (supplementary provisions relating to accommodation works);
- section 75 (omitting to fasten gates);
- section 103⁽²⁾ (refusal to quit carriage at destination);
- section 105 (carriage of dangerous goods on railway); and
- section 145⁽³⁾ (recovery of penalties).

(2) In those provisions as incorporated in this Order—

- “the company” means the promoter;
- “goods” includes anything conveyed on the authorised tramroad;
- “prescribed”, in relation to any such provision, means prescribed by this Order for the purposes of that provision; and
- “the special Act” means this Order.

(3) The following enactments do not apply to the authorised tramroad—

- the Highway (Railway Crossings) Act 1839⁽⁴⁾;
- in the Railway Regulation Act 1842, section 9⁽⁵⁾; and
- the Regulation of Railways Act 1889⁽⁶⁾.

⁽¹⁾ 1845 c. 20.

⁽²⁾ Section 103 was amended by the Statute Law Revision Act 1892 (c. 19), Part 3 of Schedule 7 to the Justices of the Peace Act 1949 (c. 101) and section 46 of the Criminal Justice Act 1982 (c. 48).

⁽³⁾ Section 145 was amended by the Statute Law Revision Act 1892 (c. 19) and Part 2 of Schedule 12 to the Transport Act 1962 (c. 46).

⁽⁴⁾ 1839 c. 45.

⁽⁵⁾ 1842 c. 55.

⁽⁶⁾ 1889 c. 57.