
STATUTORY INSTRUMENTS

2016 No. 645

TRANSPORT

**The Railways (Access, Management and Licensing
of Railway Undertakings) Regulations 2016**

<i>Made</i>	- - - -	<i>21st June 2016</i>
<i>Laid before Parliament</i>		<i>7th July 2016</i>
<i>Coming into force</i>		<i>29th July 2016</i>

**THE RAILWAYS (ACCESS, MANAGEMENT AND LICENSING
OF RAILWAY UNDERTAKINGS) REGULATIONS 2016**

PART 1

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1. Citation, commencement and extent
2. Amendments and revocations
3. Interpretation
4. Scope

PART 2

Access to Railway Infrastructure and Services

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6. Access to services
7. Cross-border agreements

PART 3

Infrastructure Management and Independence of Undertakings

8. Management independence
9. Separation of accounts
10. Independence of service providers from dominant bodies and firms
11. Indicative railway infrastructure strategy
12. Business Plans
13. Network Statement

Status: This is the original version (as it was originally made).

PART 4

Infrastructure Charges

14. Establishing, determining and collecting charges
15. Infrastructure costs and accounts
16. Performance scheme
17. Reservation charges
18. Cooperation in relation to charging systems on more than one network

PART 5

Allocation of Infrastructure Capacity

19. Capacity allocation
20. Co-operation in the allocation of infrastructure capacity crossing more than one network
21. Framework agreements
22. Application for infrastructure capacity
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24. *Ad hoc* requests
25. Declaration of specialised infrastructure
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29. Use of train paths
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32. Appeals to the regulatory body
33. Regulatory decisions concerning international passenger services
34. Monitoring the rail services markets
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36. Provision of information to the regulatory body
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38. Enforcement of decisions, directions and notices

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The Railway (Licensing of Railway Undertakings) Regulations 2005

39. Amendment of the Railway (Licensing of Railway Undertakings) Regulations 2005

PART 8

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41. Civil proceedings
42. Making of false statements etc.
43. Offences by bodies corporate and Scottish partnerships
44. Restriction on disclosure of information

45. Breaches of duty outside the United Kingdom
46. Review
Signature

SCHEDULE 1 — Amendments

PART 1 — Amendments to Primary Legislation

1. The Railway Fires Act 1905
 2. The Insolvency Act 1986
 3. The Railways Act 1993
 4. The Greater London Authority Act 1999
 5. The Railways and Transport Safety Act 2003
 6. The Civil Contingencies Act 2004
- PART 2 — Amendments to Secondary Legislation
7. The Town and Country Planning (Control of Advertisements) Regulations 1992
 8. The London Underground (East London Line Extension) (No. 2) Order 2001
 9. The Docklands Light Railway (Silvertown and London City Airport Extension) Order 2002
 10. The Docklands Light Railway (Woolwich Arsenal Extension) Order 2004
 11. The British Transport Police (Police Services Agreement) Order 2004
 12. The Central Rating List (Wales) Regulations 2005
 13. The Central Rating List (England) Regulations 2005
 14. The Railways (Interoperability) Regulations 2011
 15. The Channel Tunnel (International Arrangements) (Charging Framework and Transfer of Economic Regulation Functions) Order 2015

SCHEDULE 2 — Services to be supplied to railway undertakings

1. The minimum access package referred to in regulation 6(1) must...
2. Access, including track access to services facilities and the supply...
3. The additional services referred to in regulation 6(11) may comprise—...
4. The ancillary services referred to in regulation 6(12) may comprise—...

SCHEDULE 3 — Access charging

1. Principles of access charging
2. Exceptions to the charging principles
3. (1) Subject to sub-paragraph (2), for specific investment projects completed—...
4. (1) An infrastructure manager's average and marginal charges for equivalent...
5. If an infrastructure manager intends to modify the essential elements...
6. Discounts
7. Performance Schemes

SCHEDULE 4 — Timetable for the Allocation Process

1. Date of timetable change
2. Timetable for the production of the working timetable

SCHEDULE 5 — Accounting information to be supplied to the Office of Rail and Road upon request

1. The accounting information referred to in regulation 35(2) is as...

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Explanatory Note