

SCHEDULES

SCHEDULE 8

CARRIERS' LIABILITY

- 15 In section 43 (interpretation) (which becomes subsection (1))—
- (a) in the definition of “concealed” for “or aircraft” substitute “, aircraft or rail freight wagon”,
 - (b) omit the definition of “court”,
 - (c) after the definition of “equipment” insert—
 - ““freight shuttle wagon” means a wagon which—
 - (a) forms part of a shuttle-train, and
 - (b) is designed to carry commercial goods vehicles;
 - “freight train” means any train other than—
 - (a) a train engaged on a service for the carriage of passengers, or
 - (b) a shuttle-train;”,
 - (d) in the definition of “owner” omit paragraph (b) and the word “and” immediately preceding it,
 - (e) for the definition of “rail freight wagon” substitute—
 - ““rail freight wagon” means—
 - (a) any rolling stock, other than a locomotive, which forms part of a freight train, or
 - (b) a freight shuttle wagon,and for the purpose of this definition, “rolling stock” and “locomotive” have the meanings given by section 83 of the Railways Act 1993 (c. 43);”,
 - (f) after the definition of “ship” insert—
 - ““shuttle-train” has the meaning given by section 1(9) of the Channel Tunnel Act 1987 (c. 53);”,
 - (g) in the definition of “transporter” for “or aircraft” substitute “, aircraft or rail freight wagon”, and
 - (h) at the end insert—
 - “(2) A reference in this Part to “the court” is a reference—
 - (a) in England and Wales, to a county court,
 - (b) in Scotland, to the sheriff, and
 - (c) in Northern Ireland, to a county court.
 - (3) But—
 - (a) a county court may transfer proceedings under this Part to the High Court, and

Status: This is the original version (as it was originally enacted).

- (b) the sheriff may transfer proceedings under this Part to the Court of Session.”