



Regulation of Railways Act 1871

1871 CHAPTER 78 34 and 35 Vict

[^{F1} Inspection of Railways

Textual Amendments

F1 Act repealed (E.W.S.) (10.5.1997) by [S.I. 1997/553](#), reg. 12(1), [Sch. Pt. I](#)

3 Board of Trade may appoint inspectors of railways.

The Board of Trade may from time to time appoint any person to be inspector for the purpose of inspecting [^{F2}any railway or station and of making any inquiry with respect to any railway or station or into the cause of any railway accident or any accident at any station] which the Board of Trade are authorized to make or direct, and of enabling the Board of Trade to carry the provisions of any general Act relating to railways into execution, or for any of such purposes: [^{F3}Provided that no person so appointed shall exercise any powers of interference in the affairs of any company].

Textual Amendments

F2 Words in s. 3 substituted (1.4.1994) by [S.I. 1994/857](#), art. 2, [Sch. para. 4\(b\)](#)

F3 Words in s. 3 repealed (E.W.S.) (31.1.1993) by [Transport and Works Act 1992](#) (c. 42, SIF 102), ss. 42(2), 68(1), [Sch. 4 Pt. I](#); [S.I. 1992/3144](#), art. 3, [Sch.](#)

Modifications etc. (not altering text)

C1 S. 3 extended by [Road and Rail Traffic Act 1933](#) (c. 53), [s. 41\(2\)](#)

C2 Expression “company” extended by [Channel Tunnel Act 1987](#) (c. 53, SIF 102), ss. 43, 45, [Sch. 6 para. 3](#), [Sch. 7 Pt. VI para. 2](#)

4 Powers of inspectors of railways.

Every inspector under this Act shall for the purposes of any inspection or inquiry which he is directed by the Board of Trade to make or conduct have the following powers; (that is to say,)

Changes to legislation: There are currently no known outstanding effects for the Regulation of Railways Act 1871, Cross Heading: Inspection of Railways. (See end of Document for details)

- [^{F4}(1) He may enter and inspect any railway or station and any works, buildings or offices belonging thereto and may inspect any stock, plant or machinery used in connection with any railway or station;]
- (2) He may by summons under his hand require the attendance of any person who is engaged in the management, service, or employment of a company as defined by this Act, and whom he thinks fit to call before him and examine for the said purpose, and may require answers or returns to such inquiries for the said purpose as he thinks fit to make from such person or company:
- (3) He may require and enforce the production of all books, papers, and documents of a company which he considers important for the said purpose.

Textual Amendments

F4 S. 4(1) substituted (1.4.1994) by S.I. 1994/857, art. 2, **Sch. para. 4(c)**

Modifications etc. (not altering text)

C3 S. 4 extended by [Road and Rail Traffic Act 1933 \(c. 53\)](#), s. **41(2)** and [Transport Act 1968 \(c. 73\)](#), s. **125(2)**

C4 Expression “company” extended by [Channel Tunnel Act 1987 \(c. 53, SIF 102\)](#), ss. 43, 45, [Sch. 6 para. 3](#), [Sch. 7 Pt. VI para. 2](#)

[^{F5}**5 Extension of 5 & 6 Vict. c. 55. ss. 4 to 6 to new works.**

The provisions of the Regulation of Railways Act, 1842, and the Acts amending the same, with respect to the opening of any railway, shall extend to the opening of any additional line of railway, deviation line, station, junction, or crossing on the level which forms a portion of or is directly connected with a railway on which passengers are conveyed, and has been constructed subsequently to the inspection of such railway on behalf of the Board of Trade previous to the original opening of such railway:

Provided always, that the Board of Trade may, with respect to any of the works in this section mentioned, from time to time upon the application of any railway company dispense with any notice which, under the provisions of the said Acts, is required to be given to the Board of Trade previous to opening any railway.]]

Textual Amendments

F5 S. 5 repealed (E.W.S.) by [Road and Rail Traffic Act 1933 \(c. 53\)](#), **Sch. 3**; and s. 5 repealed (N.I.) (prosp.) by [2002 c. 8 \(N.I.\)](#), ss. 7, 8(2), **Sch. 2**

Changes to legislation:

There are currently no known outstanding effects for the Regulation of Railways Act 1871, Cross
Heading: Inspection of Railways.