

**Status:** This version of this provision is prospective.

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Office of Rail Regulation (Change of Name) Regulations 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PROSPECTIVE

## SCHEDULE

Change of name of the Office of Rail Regulation: consequential amendments

### PART 1

#### Amendments to primary legislation

##### **Railways Act 2005**

**3.** In the following provisions of the Railways Act 2005<sup>(1)</sup>, for a reference to the Office of Rail Regulation substitute a reference to the Office of Rail and Road—

- (a) section 22(7)(b) and (9)(c) (proposal by service operator to discontinue non-franchised services);
- (b) section 23 (proposal by funding authority to discontinue non-franchised services);
- (c) section 24 (proposals to discontinue franchised or secured services);
- (d) section 25(6) (proposal to discontinue excluded services);
- (e) section 26 (proposal by operator to close passenger network);
- (f) section 27 (proposal by funding authority to close passenger network);
- (g) section 28 (proposal to discontinue operation of secured network);
- (h) section 29 (proposal by operator to close station);
- (i) section 30 (proposal by funding authority to close station);
- (j) section 31 (proposal to discontinue operation of secured station);
- (k) section 32 (references to the ORR);
- (l) section 33<sup>(2)</sup> (closure requirements);
- (m) section 34 (minor modifications);
- (n) section 36(6) (designation of experimental passenger services);
- (o) section 37(5) (discontinuance of experimental passenger services);
- (p) section 45(3)(b)(iii) (interpretation of Part 4);
- (q) section 51 (ORR to assist and advise national authorities);
- (r) paragraphs 10(2), 24(2) and 26(2)(b) of Schedule 1 (transfer and abolition of functions);
- (s) the following provisions of Schedule 3 (transfer of safety functions)—
  - (i) paragraph 1(5)(a) (railway safety purposes),
  - (ii) paragraph 2<sup>(3)</sup> (ORR's principal railway safety functions),
  - (iii) paragraphs 4<sup>(4)</sup> to 6 (reports and investigations),

<sup>(1)</sup> 2005 c.14.

<sup>(2)</sup> Section 33 was amended by the Local Transport Act 2008 (c.26), paragraph 66(3) of Schedule 4, and the Local Democracy, Economic Development and Construction Act 2009 (c.20), paragraph 110 of Schedule 6.

<sup>(3)</sup> Paragraph 2 was amended by the Energy Act 2013, paragraph 84 of Schedule 12.

<sup>(4)</sup> Paragraph 4 was amended by the Energy Act 2013, paragraph 85 of Schedule 12.

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- (iv) paragraph 7<sup>(5)</sup> (ORR acting as agent of government departments and other public authorities),
- (v) paragraph 8 (government departments and other public authorities acting as agent of ORR),
- (vi) paragraph 10(1) and (2)<sup>(6)</sup> (co-operation with the HSC),
- (vii) paragraph 11 (information powers corresponding to section 27 of the 1974 Act), and
- (viii) paragraph 15 (interpretation);
- (t) paragraph 11 of Schedule 4 (reviews by ORR of access charges and licence conditions: commencement of Schedule);
- (u) paragraph 16(2)(a)<sup>(7)</sup> of Schedule 5 (admission of public to meetings); and
- (v) paragraph 34(1) of Schedule 10 (taxation provisions: interpretation of Schedule).

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#### Commencement Information

- II** Sch. para. 3 in force at 16.10.2015, see [reg. 1\(2\)](#)

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<sup>(5)</sup> Paragraph 7 was amended by the Road Safety Act 2006, section 51(1).  
<sup>(6)</sup> Sub-paragraph (2) was amended by [S.I. 2008/960](#).  
<sup>(7)</sup> Sub-paragraph (2)(a) was amended by [S.I. 2010/439](#).

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**Changes and effects yet to be applied to :**

- Sch. para. 3 coming into force by [S.I. 2015/1682 reg. 1\(2\)](#)