

Mr Tomasz Bukata

Your Ref

Our Ref

Case Ref PRM-IOP-0348
EIN UK5320200001

27th March 2020

Contact: Paul Fray

HM Inspector of Railways, Senior Engineer
25 Cabot Square
London
E14 4QZ

Dear Tomasz,

**THE RAILWAYS (INTEROPERABILITY) REGULATIONS 2011, AS AMENDED
AUTHORISATION OF F07C WAGONS – FANPPS**

I refer to your application for type authorisation, received on the 24th March 2020.

Following review of your application, I can confirm that ORR grants a first authorisation under Regulation 4(1)(a) of the Railways (Interoperability) Regulations 2011, as amended. This authorisation is for the placing in service F07C Hopper Wagon EVN range from: 81 70 6774 036 – 2 to 81 70 6774 075 – 0 inclusive.

I also refer to EC Declaration of Verification PL/00000890528418/2020/000003 dated 02/03/2020 where I note the references to the list of annexes including :

Notified Body Certificates

EC Type Examination 1125/1/SB/2020/RST/EN/23537-F07C
EC QMS Approval 1125/2/SD/2020/RST/EN/23537-F07C
EC Certificate of Verification 1125/4/SD/2020/RST/EN/23537-F07C.

Designated Body Certificates

UK DeBo Type Examination 25/DS/0034/20
UK DeBo Certificate of Verification 25/0025/20

Article 16 – Declaration of Control of Risk

TOUAX-LTR-972

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The conditions and constraints of use on the structural subsystem are those contained EC Declaration of Verification and contained in your technical file, reference 1125/2020/RST/23537/TF Issue1A, dated 21st February 2020.

I draw to your attention that The F07C Hopper wagon has been designed to optimize performance on the UK Network. It has not been assessed for compliance to 321/2013/EC clause 7.1.2 and will require authorisation in individual member states

Furthermore I remind you that Safety Assessment Report TRUK/B 20/021 deems a requirement to assess the level of risk posed by storage locations by the vehicle owner/ECM.

Touax UK, should with the co-operation of the vehicle owner/ECM should undertake a suitable and sufficient assessment of the risks posed by storage and other stabling locations of the F07C Wagon in order to meet its duties under Regulation 3 of The Management of Health and Safety at Work Regulations 1999 (as amended) prior to putting into use.

The rolling stock subsystem(s) authorised by this letter must be operated and maintained in accordance with Regulation 20.

You should be aware that any future modifications to the authorised subsystem may constitute a 'renewal' or an 'upgrade' as defined in Regulation 2. If a project entity, in relation to the project, considers that the modification meets either of these definitions they may apply, in accordance with the provisions of Regulation 13, to the Department for Transport (DfT) for a decision on whether a new authorisation will be required. Should DfT decide that an authorisation is not required they must consult with ORR whether authorisation is required on safety grounds.

As the project entity you are responsible for retaining the technical file, keeping it up to date and making it available to the ORR in accordance with Regulations 18 and 19.

If you are not the owner of the authorised subsystem you shall within 60 days, in accordance with Regulation 19(3), transfer the technical file, certificate of verification and verification declaration to the owner of the subsystem and the owner shall then be regarded as the project entity. If the owner, in accordance with Regulation 19(4), disposes of his interest in the authorised subsystem, he shall within 60 days of the disposal transfer the technical file, certificate of verification and verification declaration to the person acquiring that interest and that person shall be regarded as the project entity.

Please note that under Regulation 36, the person who applied for the authorisation shall send particulars to the Registration Entity to enable the registration entity to enter the information on the National Vehicle Register. This will include such further information as the registration entity may reasonably require set out in the relevant standard.

The person who applied for the authorisation to place in service will be issued with a determination of type in accordance with Commission Implementing Decision 2011/665/EC. The person who applied for the authorisation to place in service will receive the type authorisation after providing the data to the Registration Entity in accordance with Annex II of Commission Implementing Decision 2011/665/EC.

If you are the operator, may I remind you of the need to have adequate arrangements within your Safety Management System to control the risks associated with this rolling stock subsystem(s).

This decision letter will be published on ORR website.

Yours sincerely



Steve Fletcher

Deputy Director, Engineering & Asset ORR

Cc

Ian Jones

Head of Interoperability, DfT

National Vehicle Register

nvr@networkrail.co.uk

Patrick Talbot

HM Principal Inspector of Railways, ORR

Serial No.	Wagon No.	Serial No.	Wagon No.
18950	81 70 6774 036 - 2	18970	81 70 6774 056 - 0
18951	81 70 6774 037 - 0	18971	81 70 6774 057 - 8
18952	81 70 6774 038 - 8	18972	81 70 6774 058 - 6
18953	81 70 6774 039 - 6	18973	81 70 6774 059 - 4
18954	81 70 6774 040 - 4	18974	81 70 6774 060 - 2
18955	81 70 6774 041 - 2	18975	81 70 6774 061 - 0
18956	81 70 6774 042 - 0	18976	81 70 6774 062 - 8
18957	81 70 6774 043 - 8	18977	81 70 6774 063 - 6
18958	81 70 6774 044 - 6	18978	81 70 6774 064 - 4
18959	81 70 6774 045 - 3	18979	81 70 6774 065 - 1
18960	81 70 6774 046 - 1	18980	81 70 6774 066 - 9
18961	81 70 6774 047 - 9	18981	81 70 6774 067 - 7
18962	81 70 6774 048 - 7	18982	81 70 6774 068 - 5
18963	81 70 6774 049 - 5	18983	81 70 6774 069 - 3
18964	81 70 6774 050 - 3	18984	81 70 6774 070 - 1
18965	81 70 6774 051 - 1	18985	81 70 6774 071 - 9
18966	81 70 6774 052 - 9	18986	81 70 6774 072 - 7
18967	81 70 6774 053 - 7	18987	81 70 6774 073 - 5
18968	81 70 6774 054 - 5	18988	81 70 6774 074 - 3
18969	81 70 6774 055 - 2	18989	81 70 6774 075 - 0