

Oliver Stewart
Senior Executive, RAIB Recommendation
Handling



OFFICE OF RAIL AND ROAD

29 March 2018

Dear Sir/Madam,

RAIB report: Overturning of a tram at Sandilands Junction, Croydon 9 November 2016

Please find attached a copy of the above Rail Accident Investigation Board (RAIB) report and recommendations published on 7 December 2017.

In accordance with the Railways (Accident Investigation and Reporting) Regulations 2005 (the Regulations)¹ the Office of Rail and Road (ORR) as the Safety Authority, must formally address the RAIB report and relevant recommendations to those organisations it considers able to address them.

ORR has carefully considered this report and its recommendations, including in discussions with the UK tram industry at a sector safety conference held in Manchester on 22 January and at the first two meetings of the Light Rapid Transit Safety and Standards Board (LRTSSB) steering group that was established following that conference. We have decided that recommendations 1 to 5 are applicable to all tram owners, operators and infrastructure managers and recommendations 6 to 8 applicable to tram owners and operators in the UK. As XX is a tram operator, we consider all eight recommendations to be applicable.

ORR welcomes the cross industry approach that is already being taken to consider how to address the recommendations through the LRTSSB steering group and we encourage all end implementers of these recommendations to participate in that group's activities.

We now require XX² to provide us with:

- (a) full details of any measures taken to implement a recommendation; or
- (b) full details of any measures that you propose to take to implement a recommendation and the proposed timetable for securing that implementation; or

¹ The Regulations can be found at: <http://orr.gov.uk/what-and-how-we-regulate/health-and-safety/investigating-health-and-safety-incidents/handling-raib-recommendations>

² In accordance with regulation 12(4) of the Regulations.

- (c) a full explanation as to why you do not think that any measures to implement a recommendation is necessary.

Your response should include internal actions to address the recommendations and explain how you are participating in cross industry implementation activities. Please provide this information by **31 May 2018**. If you think you will need more time to respond then please contact me to agree when you can provide the required information. We recognise that there may be circumstances where the action(s) you propose to take to deal with the risks identified in RAIB's report differ from the exact terms of their recommendation. As part of your response please make this clear if this is the case, and explain why you consider that your actions will secure the same outcome.

We consider that it may be helpful to discuss what actions you propose to take in advance of your response to ensure that we have a joint clear understanding of what the recommendations require and how you propose to address them. You may therefore wish to discuss the recommendations with the relevant ORR lead official. For recommendations 1 and 2 the ORR lead is Martin Jones (Head of Railway Safety Policy) and for recommendations 3-8 is Chris Goodlad (HM Principal Inspector of Tramways).

Martin Jones

[contact details redacted]

Chris Goodlad

[contact details redacted]

When we receive the information we have asked for we are required under the Regulations to report this to the RAIB³ within 12 months of the report being published. We will also publish our response to the RAIB on our website. We may summarise the information you provide in doing this.

You may therefore wish to discuss your proposed response with us and/or other interested parties before submitting it to us. You should also indicate if any of the information you provide is commercially confidential, or give other reasons, if you believe it should not be published, although it may be shared with the RAIB. We will assume that you are content for us to publish the information you provide unless you tell us otherwise.

³ As required by regulation 12(2)(b).

We will send a copy of this letter to RAIB in order to notify them of the cross industry approach being taken to recommendations 1 to 8.

Yours Sincerely

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ORR welcomes the cross industry approach that is already being taken to consider how to address the recommendations through the LRTSSB steering group and we encourage all end implementers of these recommendations to participate in that group's activities.

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