

# The Railways Act 1993

## Forest of Dean Railway Limited Licence Exemption 1995

1995 No. 4

*Made* 1 June 1995

*Coming into force* 2 June 1995

The Rail Regulator, in exercise of the powers conferred upon him by section 7(3) of the Railways Act 1993, after consultation with the Secretary of State in accordance with the said section 7(3), hereby grants the following exemption.

### **Citation and commencement**

1.-(1) This exemption may be cited as the Forest of Dean Railway Limited Licence Exemption 1995.

(2) The exemptions granted by article 2 below shall come into force on 2 June 1995 and shall continue in force until revoked or modified in accordance with articles 3(2) or 5.

### **Interpretation**

2.-(1) In this exemption:

"the Act" means the Railways Act 1993;

"the Company" means Forest of Dean Railway Limited whose registered office is at Brunel House, George Street, Gloucester GL1 1BZ;

"the network" means the network consisting of the railways described in the Schedule to the 1985 Order and in Schedule 1 to the 1994 Order;

"Railway No. 5" means Railway No. 5 described in Schedule 1 to the 1994 Order;

"the 1985 Order" means The Lydney and Parkend Light Railway Order 1985 S.I.844; "the 1994 Order" means The Lydney and Parkend Light Railway (Extension and Amendment) Order 1994 S.I.1331;

- (2) In this exemption:
- (a) unless the context otherwise requires terms and expressions defined in the Act shall bear the same meaning as in that Act;
  - (b) the Interpretation Act 1978 shall apply in the same way as it applies to an enactment; and
  - (c) any reference to a numbered article is a reference to the article in this exemption which bears that number, and any reference in an article to a numbered paragraph is a reference to the paragraph bearing that number in that article.

### **Licence Exemption**

3.-(1) Exemption is granted to the Company from the requirement to be authorised by licence to be the operator of the railway assets specified in article 4.

(2) So far as it relates to any particular network, station or light maintenance depot, the exemption granted in this article may be revoked by agreement in writing between the Rail Regulator and the Company.

### **Railway assets in respect of which the exemption in article 3 applies**

4.- The railway assets to which article 3 applies are:

- (a) the network comprised in Railway No. 5;
- (b) any train being used on the network comprised in Railway No. 5, whether for the purposes of carrying passengers or goods by railway or for any other purpose whatsoever;
- (c) Lydney Town Station, Whitecroft Station, Parkend Station and Lydney Severn and Wye Station and any station which may be constructed by the Company to serve the network; and
- (d) any light maintenance depot which may be constructed and which is connected to the network and is operated by the Company in connection with the operation of trains on the network.

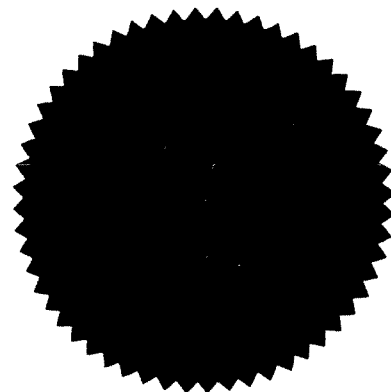
**Condition**

5.- The exemptions granted under article 3 are subject to the condition that the Rail Regulator may revoke or modify the whole or any part of such exemptions at the time that he grants to the Company any licence or exemption to operate any railway assets other than the railway assets described in article 4.

A handwritten signature in black ink, appearing to read "J.A. Dhoch", with a long horizontal line extending to the right from the end of the signature.

1 June 1995

Signed by authority of  
the Rail Regulator



## **EXPLANATORY NOTE**

*(This note is not part of the exemption.)*

*This exemption is granted to Forest of Dean Railway Limited. The exemption will permit the Company to operate an extension to its existing railway and to operate any stations and light maintenance depots that it constructs to serve it without the need to hold a licence as required by section 6 of the Railways Act 1993.*