

**The Railways Act 1993
(as amended)**

**Dartmoor Railway Limited
Licence Exemption 2004**

2004 No. 2

Made 22 March 2004

Coming into force 22 March 2004

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

Citation and commencement

1.-(1) This exemption may be cited as the Dartmoor Railway Limited Licence Exemption 2004.

(2) The exemption granted by article 3 below shall come into force on 22 March 2004.

Interpretation

2.-(1) In this exemption:

"the Act" means the Railways Act 1993 (as amended);

"the Company" means Dartmoor Railway Limited, incorporated in England and Wales with company registration number 03610168, whose registered office is at Vanguard Works, Bretton Street, Dewsbury, West Yorkshire, WF12 9BJ;

(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;
- (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; and
- (d) any reference to a person includes any individual, company, unincorporated association or body of persons (including a partnership, joint venture or consortium) or other entity and its respective successors and assigns.

Licence Exemption

3. Subject to article 5, this 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.

Railway assets to which article 3 applies

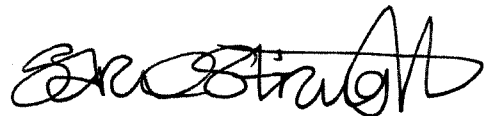
4. The railway assets to which article 3 applies are Meldon Quarry station, Okehampton station and Sampford Courtenay station.

Terms as to Revocation

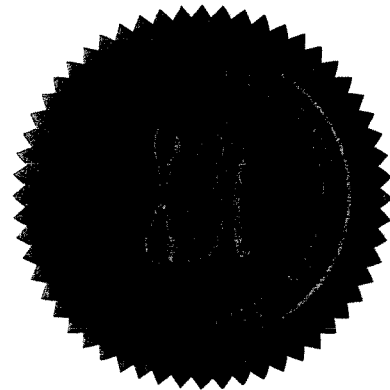
5. The Rail Regulator may revoke the whole or any part of the exemption granted in article 3:

- (a) at the same time that he grants to the Company any licence or exemption to operate any other railway asset;
- (b) if he suspects on reasonable grounds that the Company has operated any railway asset without having in place a licence or exemption as required by section 6 of the Act;
- (c) by agreement in writing between the Rail Regulator and the Company;
or
- (d) if the Company does not hold a valid safety case or a valid safety case exemption as required by the Railway (Safety Case) Regulations 2000.

22 March 2004



Signed by authority of
The Rail Regulator



EXPLANATORY NOTICE

This note is not part of the exemption

This exemption provides for the grant of exemption from the licensing provisions of the Railways Act 1993 (as amended).

Article 3 provides for Dartmoor Railway Limited (“the Company”) to be exempt from the requirement to hold a licence to be the operator of the railway assets specified in article 4.

The exemption will permit the Company to operate Meldon Quarry station, Okehampton station and Sampford Courtenay station without need to hold a licence as required in section 6 of the Railways Act 1993 (as amended).

Article 5 sets out the circumstances in which this exemption may be revoked.