

## Licence Exemption 2009 Number 2

1. The Office of Rail Regulation (ORR) exempts under section 7(3) of the Railways Act 1993:

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**Strathspey Railway Company Limited**

registered in **Scotland** with number **SC049011**

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from the requirement to be authorised by licence to operate the railway assets described in paragraph 2 below.

2. This exemption applies to:

- (a) the network forming the Strathspey Railway from Aviemore station to Broomhill station *and* any extensions to this network that ORR consents to, together known as 'the exempt network', that is not exempted by the Railways (Class and Miscellaneous Exemptions) Order 1994; and
- (b) any train, station and light maintenance depot operated on the exempt network that is not exempted by the Railways (Class and Miscellaneous Exemptions) Order 1994.

A list of the railway assets to which this exemption applies is provided at Schedule 1.

3. This exemption is valid from 18 February 2009.

4. ORR may revoke the whole or any part of this exemption:

- (a) if the exemption holder is granted another licence or exemption for the operation of all or some of the railway assets to which this exemption applies; or
- (b) if ORR suspects on reasonable grounds that the exemption holder has operated a railway asset without a necessary licence or exemption; or
- (c) if all or some of the railway assets to which this exemption applies are not used for at least one year; or
- (d) if the exemption holder ceases to be the operator of all or some of the assets to which this exemption applies; or
- (e) by agreement in writing with the exemption holder.



Signed by authority of ORR

**18 February 2009**



**Schedule 1**

The assets to which this exemption applies are:

<b>Asset</b>	<b>Date</b>
Any train, station or light maintenance depot covered by paragraph 2b of this exemption.	18 February 2009
The network forming the Strathspey Railway that is in operation on 18 February 2009 and is not exempted by the Railways (Class and Miscellaneous Exemption) Order 1994.	18 February 2009