

Railway Safety Regulations 1999: Regulation 5

Certificate of Exemption

1. The Office of Rail Regulation (ORR) exempts under regulation 6(1) of the Railway Safety Regulations 1999 (the Regulations) the hinged door rolling stock listed in the Schedule from the requirements of regulation 5(1) of the Regulations. In granting this exemption, ORR has carried out a review of the evidence provided by **North Yorkshire Moors Railway Enterprises PLC (Company Number 02490244)** (the company) in support of the exemption request, consulted as required by regulation 6(2) and had regard to the matters set out in regulation 6(3) of the Regulations.

2. In this exemption:

“railway” has the same meaning as in the Regulations;

"Joint TOC document" means the document entitled 'Charter Train Managers Operation of Coaching Stock fitted with Secondary Door Locking' prepared by DB Schenker Rail (UK) Limited and West Coast Railway Company Limited;

"rolling stock" means any carriage, wagon or other vehicle used on track and includes a locomotive;

“safety management system” has the meaning it has in the Railways and Other Guided Transport Systems (Safety) Regulations 2006 (ROGS).

3. This exemption applies to the rolling stock with hinged doors for passenger access listed in Schedule ('the rolling stock') and is granted subject to the following conditions:

(a) The company must ensure that hinged doors are modified so that:

- (i) they can be securely locked and clearly labelled as not for passenger use, apart from the necessary access doors at the end of each carriage;
- (ii) they are fitted with secondary locks, equivalent to those specified in the Joint TOC document (and any revisions to it that ORR consents to), which are protected by an anti-tamper device and labelled as being for emergency use only;
- (iii) all access doors are fitted with secondary door locks that can only be operated by a steward of the company, unless in an emergency.

(b) the rolling stock is not used for passenger services on a railway unless:

- (i) the operator of the rolling stock has and maintains an established safety management system which covers the operation of hinged door rolling stock;

- (ii) competent and adequately trained stewards are provided and are responsible for monitoring doors and passenger behaviour; and for the operation of secondary door locks at all times when passengers are boarding, on-board and alighting the train; any one steward shall be responsible for no more than the doors of any one vehicle or those doors in adjacent vehicles immediately either side of a gangway;
 - (iii) passenger announcements and briefing notices are used as appropriate to explain to passengers the door arrangements set out paragraph 3(a).
4. This exemption is valid from 30 March 2012 until 31 March 2023.
5. Under regulation 6(1) of the Regulations, ORR may revoke the whole or any part of this exemption, at any time, in writing.

C Wake

Signed by authority of ORR

30 March 2012



Schedule

The rolling stock vehicles to which this exemption applies are:

Vehicle Number	Type	Date Built
1823	Mk1 RMB	1960
1878	Mk1 RMB	1962
1880	Mk1 RMB	1962
1969	Mk1 RBR	1950 -1960
3116	Mk1 FO	1950 -1960
3798	Mk1 TSO	1953
3801	Mk1 TSO	1953
3805	Mk1 TSO	1953
3860	Mk1 TSOh	1953
3872	Mk1 TSO	1954
3948	Mk1 TSO	1954
4198	Mk1 SO	1953
4252	Mk1 TSO	1956
4286	Mk1 TSO	1956
4290	Mk1 TSO	1956
4372	Mk1 SO	1950 -1960
4455	Mk1 TSO	1956
4597	Mk1 TSO	1956
4641	Mk1 TSO	1957

4786	Mk1 SO	1957
4817	Mk1 SO	1957
4839	Mk1 TSO	1959
4921	Mk1 TSO	1961
4990	Mk1 TSO	1961
5000	Mk1 TSO	1961
5001	Mk1 TSO	1961
5029	Mk1 TSO	1961
9225	Mk1 BSO	1955
9235	Mk1 BSO	1955
9267	Mk1 BSO	1956
9274	Mk1 BSO	1955
15745	Mk1 Corridor Composite	1956
16156	Mk1 Corridor Composite	1961
16191	Mk1 Corridor Composite	1961
17013	Mk1 BFK	1961
21100	Mk1 BCK	1958
21224	Mk1 BCK	1959b
24804	Mk1 SK	1954
24984	Mk1 SK	1956
25488	Mk1 SK	1958
35089	Mk1 BSK	1967
51511	DMU MCL	1957-1959

53204	DMU MBS	1957
59539	DMU TCL	1957-1959
80509	BG (W)	1951
81033	Mk1 BG(K) - Full brake (kitchen)	1950 -1960
99970	Pullman First Buffet	1928
99971	Pullman First Parlour Metcam	1960
99972	Mk1 Pullman First Kitchen Metcam	1960
99973	Mk1 Pullman RF	1961
99974	Mk1 Pullman First Parlour Metcam	1960

Schedule last updated: 30 March 2020