

# The Railways Act 1993

## Licence Exemption

*Made*

*14 December 1994*

The Rail Regulator, in exercise of the powers conferred on him by section 7(3) of the Railways Act 1993 and of all other powers enabling him in that behalf, and after consultation with the Secretary of State in accordance with the said section 7(3), hereby grants the following exemption:

### Commencement

1. The exemptions granted by article 2 below shall come into force on 14 December 1994 and shall continue in force until revoked or modified in accordance with articles 3(2) or 5.

### Interpretation

2. In this exemption:

"the Act" means the Railways Act 1993;

"the Company" means the Cholsey & Wallingford Railway Preservation Society a company limited by guarantee whose registered office is at 7 St Martin's Street, Wallingford, Oxon OX10 0AN;

"the network" means the network consisting of the railways described in the Schedule to the 1989 Order and in Schedule 1 to the 1992 Order;

"the 1989 Order" means The Cholsey & Wallingford Light Railway Order 1989 S.I.1833;

"the 1992 Order" means The Cholsey & Wallingford (Extension and Amendment) Order 1992 S.I.1113;

unless the context otherwise requires terms and expressions defined in the Act shall bear the same meaning as in that Act;

the Interpretation Act 1978 shall apply in the same way as it applies to an enactment.

### **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. Article 3 applies to the following railway assets namely:

- (a) the network;
- (b) any station which may be constructed by the Company to serve the network; and
- (c) any light maintenance depot which is connected to the network and is operated by the Company in connection with the operation of trains on the network.

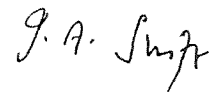
### **Conditions**

5. The exemptions granted under article 3 are subject to the following conditions:

(a) 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; and

(b) the Rail Regulator may revoke or modify the whole or part of such exemptions if a physical connection is made between any track forming part of the network and any track forming part of the network operated by Railtrack PLC.

14 December 1994



J.A. Swift QC  
The Rail Regulator

## **EXPLANATORY NOTE**

*This note does not form part of the Exemption*

*This exemption is granted to the Cholsey & Wallingford Railway Preservation Society a registered charity. The exemption will permit the Company to operate part of the former Cholsey to Wallingford branch line without the need to hold a licence as required by section 6 of the Railways Act 1993.*