

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

**Cambrian Railways Society Limited
(Light Maintenance Depot)
Licence Exemption 2004**

2004 No. 11

Made 5th August 2004

Coming into force 5th August 2004

The Office of Rail Regulation, in exercise of its powers conferred upon it by section 7(3) of the Railways Act 1993 (as amended), after consultation with the Secretary of State and the Strategic Rail Authority in accordance with the said section 7(3), hereby grants the following exemption.

Citation and commencement

1.-(1) This exemption may be cited as Cambrian Railways Society Limited (Light Maintenance Depot) Licence Exemption 2004.

(2) This exemption shall come into force on ~~5th~~ August 2004.

Interpretation

2.-(1) In this exemption:

“the Act” means the Railways Act 1993 (as amended);

“the Company” means Cambrian Railways Society Limited, company registration number 1175194, whose registered office is at Oswald Road, Oswestry, Salop, Shropshire, SY11 1RE; and

(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.- Subject to article 5, 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 Company is exempt from the requirement to hold a licence to operate the light maintenance depots at Oswald Road and Former Cambrian Grainstore in the county of Shropshire.

Terms of revocation

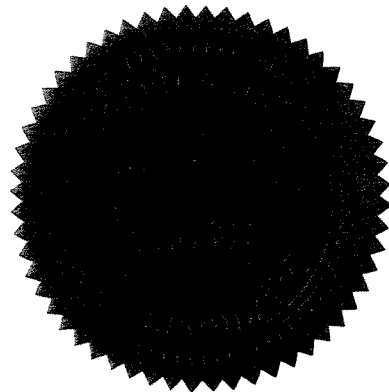
5.- The Office of Rail Regulation may revoke or modify the whole or any part of the exemption granted in article 3:

- (a) at the same time that it grants to the Company any licence or exemption to operate any other railway asset or assets notwithstanding that such licence or exemption may also apply to one or more of the assets specified in article 4;
- (b) if it 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 Office of Rail Regulation and the Company.

5th August 2004



Signed by authority of
The Office of Rail Regulation



EXPLANATORY NOTICE

This does not form 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 Cambrian Railways Society Limited to be exempt from the requirement to hold a licence to be the operator of the railway assets described in article 4.

A light maintenance depot is any land or other property that is normally used for or in connection with the provision of light maintenance services, whether or not it is also used for other purposes. Normal use will usually be inferred from the presence at the depot of specialised equipment such as refuelling points or cleaning apparatus, or specially constructed or adapted accommodation for the provision of such light maintenance services. A light maintenance depot includes network insofar as any light maintenance depot is also a network.