

The Railways Act 1993

The Potter Group Limited Licence Exemption 2000

2000 No. 10

Made 14 September 2000

Coming into force 14 September 2000

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

Citation and commencement

1.-(1) This exemption may be cited as The Potter Group Limited Licence Exemption 2000.

(2) This exemption shall come into force on 14 September 2000.

Interpretation

2.-(1) In this exemption:

"the Act" means the Railways Act 1993;

"the Company" means The Potter Group Limited, company registration number 1392251, whose registered office is at Green Lane, Melmerby, Ripon, HG4 5HP;

"the network" means the network comprised within the rail freight terminal at Knowsley Industrial Park, Merseyside; and

(2) In this exemption:

- (a) unless the context otherwise requires, terms and expressions defined in the Act shall have the same meanings in this exemption;
- (b) the Interpretation Act 1978 shall apply to this exemption 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, the 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

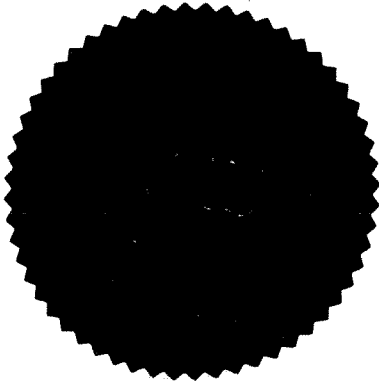
4. The railway assets to which article 3 applies are:

- (a) the network;
- (b) any installations associated with any of the track comprised in the network;
- (c) any train being used on that network, whether for the purposes of carrying passengers or goods by railway or for any other purpose whatsoever; and
- (d) any light maintenance depot operated in connection with the network.

Term 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; or
- (c) by agreement in writing between the Rail Regulator and the Company.



14 September 2000

Melanie Keck

Signed by authority
of the Rail
Regulator

EXPLANATORY NOTE

(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.

Article 3 provides for the Company to be exempt from the requirement to hold a licence to be the operator of the railway assets specified in article 4.

Article 4 provides that the exemption applies in respect of the network or light maintenance depot comprised within the rail freight terminal at Knowsley Industrial Park, Merseyside and any train used on the network therein.

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