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Mr Andrew Hall  
Deputy Chief Inspector of Rail Accidents  
Cullen House  
Berkshire Copse Rd  
Aldershot  
Hampshire GU11 2HP

Dear Andrew,

**RAIB Report: Fatal accident at Athelney level crossing, near Taunton, Somerset**

I write to provide an update<sup>1</sup> on the action taken in respect of recommendation 3 addressed to ORR in the above report, published on 24 February 2014.

The annex to this letter provides details of the action taken. The status of this recommendation is '**Non-Implementation**'. We do not propose to take any further action in respect of this recommendation unless we become aware that any of the information provided becomes inaccurate, in which case I will write to you again.

We will publish this response on the ORR website on 28 October 2015.

Yours sincerely,

**Andrew Eyles**

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<sup>1</sup> In accordance with Regulation 12(2)(b) of the Railways (Accident Investigation and Reporting) Regulations 2005

### **Recommendation 3**

*The intent of this recommendation is to improve public awareness of the availability of level crossing telephones for contacting the signaller in non-emergency situations.*

If the RSSB research into improving the presentation of public emergency telephones for non-emergency use at automatic level crossings (Recommendation 2) identifies that reasonably practicable improvements can be made, the Office of Rail Regulation should incorporate these into the level crossing guidance it publishes.

#### **Brief Summary on what was previously reported to RAIB**

1. On 24 February 2015 ORR reported to RAIB that it was reviewing its level crossing guidance, and in doing so would take into account the response to recommendation 2 which required Network Rail, in conjunction with RSSB, to review past and current research into level crossing signage and emergency communication with signallers and consider means of improving the presentation of public emergency telephones for non-emergency use at automatic level crossings.
2. At the same time ORR reported recommendation 2 as 'Implemented' on the basis that the required review had been completed and it had been concluded that a change in the presentation of level crossing telephones was not considered viable.

#### **Update**

3. Since recommendation 2 has been implemented, and no further action is deemed necessary by ORR, it is now considered that recommendation 3 can also be closed.

**Status: Non-Implementation.**