

THE RAILWAY SAFETY REGULATIONS 1999 (S.I. 1999/2244)

Certificate of Exemption (Grant to train operator: Tube Lines Limited (TransPlant))

Grant

1. The Office of Rail Regulation (ORR), in exercise of the power conferred on it by regulation 6(1) of the Railway Safety Regulations 1999 as amended¹ ("the Regulations), having consulted those persons it considers appropriate in accordance with regulation 6(2) of the Regulations and having had regard to the matters specified in regulation 6(3) of the Regulations, grants the following exemption.

Definitions

2. In this certificate-

"London Underground" means London Underground Limited, the infrastructure controller, whose registered office is at 5th Floor Albany House, 55 Broadway, London SW1H 0BD;

"TransPlant" is an operating business unit of Tube Lines Limited and operates engineering trains, whose registered office is at Tube Lines Limited, 15 Westferry Circus, Canary Wharf, London E14 4HD.

Exemption

3. Tube Lines Limited (operating as TransPlant) is exempt from the prohibition contained in regulation 3(1) of the Regulations (prohibition on operating a train on a railway unless a train protection system is in service) in relation to the operation of trains used in the testing or commissioning of new or renewed railway infrastructure on London Underground Limited's Jubilee Line, provided that those operations are covered by the Operational Safety Plan 'Jubilee Line Transmission Based Train Control - Jubilee Line Maturity Level 3 Testing' Reference code: TLL-J001-N395-HSE-PLN-00001 (dated 4 March 2009).

Condition

4. This exemption is granted subject to the condition that the requirements of the Operational Safety Plan specified in paragraph 3 are met in full.
5. This exemption comes into effect at 0001 hours on 29 April 2009. In accordance with section 6(1) of the Regulations, it may be revoked by ORR at

1. amended by paragraph 8 of the Schedule to the Health and Safety (Enforcing Authority for Railways and Other Guided Transport Systems) Regulations 2006

any time by a certificate in writing.

Signed by C Wake.....

[HM Deputy Chief Inspector]
On behalf of the Office of Rail Regulation

Date: 28/4/09