
STATUTORY INSTRUMENTS

2007 No. 62 (C. 2)

TRANSPORT

RAILWAYS

The Railways Act 2005 (Commencement No. 8) Order 2007

Made - - - - *16th January 2007*

The Secretary of State makes the following Order in exercise of the powers conferred by section 60(2) of the Railways Act 2005⁽¹⁾:

Citation

1. This Order may be cited as the Railways Act 2005 (Commencement No. 8) Order 2007.

Commencement

2.—(1) The provisions of the Railways Act 2005 specified in paragraph (2) shall come into force on 29th January 2007.

(2) Those provisions are—

- (a) section 3 to the extent that it is not already in force;
- (b) section 4;
- (c) section 59(6) in so far as it relates to the provisions of Schedule 13 brought into force by this Order;
- (d) Schedule 4; and
- (e) in Part 1 of Schedule 13—
 - (i) the entry relating to Schedule 4A of the Railways Act 1993⁽²⁾ to the extent that it is not already in force; and
 - (ii) the entry relating to paragraph 11 of Schedule 28 to the Transport Act 2000⁽³⁾.

(1) 2005 c.14.
(2) 1993 c.43.
(3) 2000 c.38.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State for Transport

16th January 2007

Tom Harris
Parliamentary Under Secretary of State
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force provisions of the Railways Act 2005 (the “Act”) on 29th January 2007.

Article 2(2)(a) brings into force those provisions of section 3 of the Act which are not already in force. These provisions insert an additional general duty, under new section 4(5C) and (5D) of the Railways Act 1993 (“the 1993 Act”) requiring the Office of Rail Regulation (“ORR”) to have regard to securing value for money in considering anything affecting the interests of railway service users and providers.

Article 2(2)(b) and (d) bring into force section 4 and Schedule 4 of the Act which amend Schedule 4A of the 1993 Act. Schedule 4 establishes the process for conducting the review including in particular how the Secretary of State and the Scottish Ministers make inputs at various stages.

Article 2(2)(c) and (e) bring into force certain provisions in Schedule 13 (repeals) of the Act relating to access charge reviews.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Railways Act 2005 have been brought into force by commencement orders made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Section 1(1)	8th June 2005 (partially)	2005/1444
	26th June 2005 (partially)	
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (partially)	2006/2911
Section 1(2)	8th June 2005	2005/1444
Section 1(3)	8th June 2005 (partially)	2005/1444
	24th July 2005 (remainder)	2005/1909
Section 1(4) to (9)	8th June 2005	2005/1444
Section 1(10)	1st August 2006	2006/1951
Section 2	7th February 2006 (partially)	2006/266
	1st April 2006 (remainder)	
Section 3(1)	8th June 2005 (partially)	2005/1444
	26th June 2005 (partially)	
	1st April 2006 (partially)	2006/266
	1st December 2006 (partially)	2006/2911

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Section 3(2)	8th June 2005 (partially)	2005/1444
	1st April 2006 (remainder)	2006/266
Section 3(3)	26th June 2005	2005/1444
Section 3(4)	1st April 2006	2006/266
Section 3(5)	1st December 2006	2006/2911
Section 3(6)	16th October 2005 (partially)	2005/2812
Section 3(6)	1st December 2006 (remainder)	2006/2911
Section 3 (7)	26th June 2005	2005/1444
Section 3(8)(a)	8th June 2005 (partially)	2005/1444
	1st April 2006 (remainder)	2006/266
Section 3(8)(b)	16th October 2005	2005/2812
Section 3(8)(c)	8th June 2005	2005/1444
Section 3(8)(d)	24th July 2005	2005/1909
Section 3(9)	8th June 2005 (partially)	2005/1444
	1st April 2006 (partially)	2006/266
Section 3(10)	16th October 2005 (partially)	2005/2812
	1st April 2006 (remainder)	2006/266
Section 3(11)(a)	24th July 2005	2005/1909
Section 3(11)(b)	26th June 2005 (partially)	2005/1444
	1st April 2006 (remainder)	2006/266
Section 5	21st August 2005	2005/2252
Section 6(1) to (3)	8th June 2005	2005/1444
Section 6(4)	8th June 2005 (partially)	2005/1444
	16th October 2005 (remainder)	2005/2812
Section 6(5) to (8)	8th June 2005	2005/1444
Section 7	8th June 2005	2005/1444
Section 8	16th October 2005	2005/2812
Section 9	16th October 2005	2005/2812
Section 10, except subsection (6)	8th June 2005	2005/1444
Section 10(6)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Section 11	8th June 2005	2005/1444
Section 12(1) to (7)	24th July 2005	2005/1909

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Section 12(8)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Section 13	24th July 2005	2005/1909
Section 14 (as regards England and Wales)	24th July 2005	2005/1909
Sections 15 and 16	24th July 2005	2005/1909
Section 18	24th July 2005	2005/1909
Sections 19 to 21	24th July 2005	2005/1909
Sections 22 to 39	1st December 2006	2006/2911
Section 40(1) to (3)	24th July 2005	2005/1909
Section 40(4) except paragraph (b)	24th July 2005	2005/1909
Section 40(4)(b) and (5)	16th October 2005	2005/2812
Section 40(6) and (7)	24th July 2005	2005/1909
Section 41	1st December 2006	2006/2911
Sections 42 and 43	1st August 2006	2006/1951
Section 44	1st December 2006	2006/2911
Section 45	1st August 2006 (partially)	2006/1951
	1st December 2006 (remainder)	2006/2911
Section 46(1),(2),(7) and (8)	24th July 2005	2005/1909
Section 46(3)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Section 46(4), (5) and (6)	16th October 2005	2005/2812
Section 47	16th October 2005	2005/2812
Section 48	16th October 2005	2005/2812
Section 49	16th October 2005	2005/2812
Section 50	16th October 2005	2005/2812
Section 51(1)(a)	8th June 2005	2005/1444
Section 51(1)(b)	1st April 2006	2006/266
Section 51(1)(c)	8th June 2005	2005/1444
Section 51(2)	16th October 2005	2005/2812
Section 51(3) and (4)	8th June 2005	2005/1444
Section 51(5)	1st April 2006	2006/266
Section 52	24th July 2005	2005/1909

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Section 53	8th June 2005 (partially)	2005/1444
	24th July 2005 (remainder)	2005/1909
Section 54(1) to (3)	8th June 2005	2005/1444
Section 54(4)	8th June 2005 (partially)	2005/1444
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (partially)	2006/2911
Section 55	8th June 2005	2005/1444
Section 56(2)	8th June 2005 (partly)	2005/1444
	1st August 2006 (remainder)	2006/1951
Section 56(3), except paragraphs (b) and (c)	8th June 2005	2005/1444
Section 56(3) paragraphs (b) and (c)	1st August 2006 (remainder)	2006/1951
Section 56(4)	8th June 2005	2005/1444
Section 56(5)	8th June 2005 (partially)	2005/1444
	16th October 2005 (remainder)	2005/2812
Section 56(6)	8th June 2005	2005/1444
Section 57	8th June 2005	2005/1444
Section 58	8th June 2005	2005/1444
Section 59(1)	8th June 2005 (partially)	2005/1444
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	21st November 2005 (partially)	
	1st April 2006 (partially)	2006/266
	1st August 2006 (partially)	2006/1951
	1st December 2006 (partially)	2006/2911
Section 59(2) to (5)	8th June 2005	2005/1444
Section 59(6)	8th June 2005 (partially)	2005/1444
	26th June 2005 (partially)	
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	21st November 2005 (partially)	
	1st April 2006 (partially)	2006/266
	1st August 2006 (partially)	2006/1951

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
	1st December 2006 (partially)	2006/2911
Section 59(7)	16th October 2005 (partially)	2005/2812
	1st December 2006 (remainder)	2006/2911
Schedule 1, paragraphs 1 to 10	24th July 2005	2005/1909
Schedule 1, paragraph 11	16th October 2005	2005/2812
Schedule 1, paragraph 12	1st December 2006	2006/2911
Schedule 1, paragraph 13(1) and (3)	24th July 2005	2005/1909
Schedule 1, paragraph 13(2)	16th October 2005	2005/2812
Schedule 1, paragraph 13(4)(a)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 13(4)(b)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 13(5)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 14	16th October 2005	2005/2812
Schedule 1, paragraphs 15 to 19	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 20(1)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 20(2) and (3)	24th July 2005	2005/1909
Schedule 1, paragraph 20(4)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 20(5)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 21(1)	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (partially)	2006/2911
Schedule 1, paragraph 21(2)	24th July 2005	2005/1909
Schedule 1, paragraph 21(3)	1st December 2006	2006/2911
Schedule 1, paragraph 21(4) to (8)	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (remainder)	2006/2911

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Schedule 1, paragraph 22	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006	2006/2911
Schedule 1, paragraph 23(1)	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (remainder)	2006/2911
Schedule 1, paragraph 23(2) and (3)	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (remainder)	2006/2911
Schedule 1, paragraph 24(1)	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
Schedule 1, paragraph 24(2)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraphs 25 and 26	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (remainder)	2006/2911
Schedule 1, paragraphs 27 and 28	24th July 2005	2005/1909
Schedule 1, paragraph 29	26th June 2005	2005/1444
Schedule 1, paragraph 30(1) and (2)	24th July 2005	2005/1909
Schedule 1, paragraph 30(3) except sub-paragraph (b)	24th July 2005	2005/1909
Schedule 1, paragraph 30(3)(b)	16th October 2005	2005/2812
Schedule 1, paragraph 30(4) to (7)	24th July 2005	2005/1909
Schedule 1, paragraph 31	16th October 2005	2005/2812
Schedule 1, paragraph 32(1)	24th July 2005	2005/1909
Schedule 1, paragraph 32(2)	1st December 2006 (partially)	2006/2911
Schedule 1, paragraph 32(3) to (5)	24th July 2005	2005/1909
Schedule 1, paragraph 33	24th July 2005	2005/1909
Schedule 1 paragraph 34	1st December 2006	2006/2911
Schedule 1, paragraph 35	24th July 2005 (partially)	2005/1909

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
	16th October 2005 (remainder)	2005/2812
Schedule 1, paragraph 36(a)	24th July 2005	2005/1909
Schedule 1, paragraph 36(b)	1st December 2006	2006/2911
Schedule 1, paragraph 36(c)	16th October 2005	2005/2812
Schedule 1, paragraph 37	8th June 2005	2005/1444
Schedule 2	8th June 2005 (partially)	2005/1444
	24th July 2005 (remainder)	2005/1909
Schedule 3	7th February 2006 (partially)	2006/266
	1st April 2006 (remainder)	
Schedules 5 and 6	24th July 2005	2005/1909
Schedules 7 and 8	1st December 2006	2006/2911
Schedule 9	24th July 2005 (partially)	2005/1909
Schedule 9	16th October 2005 (remainder)	2005/2812
Schedule 10	8th June 2005 (partially)	2005/1444
	24th July 2005 (remainder)	2005/1909
Schedule 11, paragraph 1	8th June 2005 (partially)	2005/1444
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	1st December 2006 (partially)	2006/2911
Schedule 11, paragraphs 2 to 5	1st December 2006	2006/2911
Schedule 11, paragraph 6	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
Schedule 11, paragraph 7(1)	1st December 2006	2006/2911
Schedule 11, paragraph 7(2)	24th July 2005	2005/1909
Schedule 11, paragraph 7(3) to (6)	1st December 2006	2006/2911
Schedule 11, paragraphs 8 and 9	24th July 2005	2005/1909
Schedule 11, paragraphs 10 and 11	1st December 2006	2006/2911
Schedule 11, paragraph 12	24th July 2005	2005/1909
Schedule 11, paragraph 13	1st December 2006	2006/2911
Schedule 11, paragraph 14(1) to (5)	8th June 2005	2005/1444

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Schedule 11, paragraph 14(6) and (7) (as regards England and Wales)	24th July 2005	2005/1909
Schedule 11, paragraph 15	24th July 2005 (partially) 16th October 2005 (remainder)	2005/1909 2005/2812
Schedule 11, paragraph 16(1)	8th June 2005	2005/1444
Schedule 11, paragraph 16(2)	24th July 2005	2005/1909
Schedule 12, paragraph 1(1)	24th July 2005 (partially)	2005/1909
Schedule 12, paragraph 1(2)	1st December 2006	2006/2911
Schedule 12, paragraph 1(3)	24th July 2005	2005/1909
Schedule 12, paragraph 2(1)	24th July 2005 (partially) 16th October 2005 (remainder)	2005/1909 2005/2812
Schedule 12, paragraph 2(2)	24th July 2005	2005/1909
Schedule 12, paragraph 2(3) and (4)	24th July 2005 (partially) 16th October 2005 (remainder)	2005/1909 2005/2812
Schedule 12, paragraph 3	24th July 2005	2005/1909
Schedule 12, paragraph 4	1st April 2006	2006/266
Schedule 12, paragraph 5	24th July 2005	2005/1909
Schedule 12, paragraph 6	1st April 2006	2006/266
Schedule 12, paragraph 7	8th June 2005	2005/1444
Schedule 12, paragraph 8	24th July 2005 (partially) 16th October 2005 (remainder)	2005/1909 2005/2812
Schedule 12, paragraphs 9, 10 and 11	8th June 2005	2005/1444
Schedule 12, paragraph 12	1st April 2006	2006/266
Schedule 12, paragraph 13	21st November 2005	2005/2812
Schedule 12, paragraph 14(1)	8th June 2005 (partially) 24th July 2005 (partially) 1st December 2006 (remainder)	2005/1444 2005/1909 2006/2911
Schedule 12, paragraph 14(2)	1st December 2006	2006/2911
Schedule 12, paragraph 14(3), (4)	24th July 2005	2005/1909
Schedule 12, paragraph 14(5)	8th June 2005 (partially) 1st December 2006 (remainder)	2005/1444 2006/2911

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No</i>
Schedule 12, paragraph 14(6) to (9)	24th July 2005	2005/1909
Schedule 12, paragraphs 15 and 16	8th June 2005	2005/1444
Schedule 12, paragraph 17(1)	8th June 2005 (partially)	2005/1444
	24th July 2005 (partially)	2005/1909
	1st August 2006 (partially)	2006/1951
Schedule 12, paragraph 17(2) and (3)	24th July 2005	2005/1909
Schedule 12, paragraph 17(4) to (6)	1st August 2006	2006/1951
Schedule 12, paragraph 17(7)	8th June 2005	2005/1444
Schedule 12, paragraph 17(8) and (9)	24th July 2005	2005/1909
Schedule 12, paragraph 18(1)	8th June 2005 (partially)	2005/1444
	24th July 2005 (partially)	2005/1909
	16th October 2006 (remainder)	2005/2812
Schedule 12, paragraph 18(2) (a) and (b)	24th July 2005	2005/1909
Schedule 12, paragraph 18(2) (c) and (3)	24th July 2005 (partially)	2005/1909
	16th October 2005 (remainder)	2005/2812
Schedule 12, paragraph 18(4)	8th June 2005	2005/1444
Schedule 13, Part 1	8th June 2005 (partially)	2005/1444
	26th June 2005 (partially)	
	24th July 2005 (partially)	2005/1909
	16th October 2005 (partially)	2005/2812
	21st November 2005	2005/2812
	1st April 2006 (partially)	2006/266
	1st August 2006 (partially)	2006/1951
	1st December 2006 (partially)	2006/2911
Schedule 13, Part 2	16th October 2005 (partially)	2005/2812
Schedule 13, Part 2	1st December 2006 (remainder)	2006/2911