

Railway Safety Regulations 1999: Regulation 4

Certificate of Exemption

1. The Office of Rail and Road (ORR) exempts under regulation 6(1) of the Railway Safety Regulations 1999 (the '**Regulations**') the Mark I Rolling Stock listed in the Schedule from the requirements of regulation 4(1) of the Regulations, subject to the conditions listed below. In granting this exemption, ORR has carried out a review of the evidence provided by **Riviera Trains Limited (Company Number 03029396)** (the '**Company**') in support of the exemption request, consulted as required by regulation 6(2) and had regard to the matters set out in regulation 6(3) of the Regulations.
2. In this exemption:

"Mark I Rolling Stock" has the same meaning as in the Regulations;

"Railway" has the same meaning as in the Regulations;

"Safety Management System" has the meaning it has in the Railways and Other Guided Transport Systems (Safety) Regulations 2006 (ROGS).
3. This exemption applies to the Mark I Rolling Stock listed in the Schedule (the '**Rolling Stock**') and is granted subject to the following conditions:
 - (a) The Company must ensure that the Rolling Stock:
 - (i) have buckeye couplers fitted with shelf brackets (except when coupled to a locomotive not fitted with buckeye couplers);
 - (ii) have crash pillars of an equivalent or greater strength than the original British Rail design; and
 - (iii) have unique identifying numbers.
 - (b) The operator must ensure that it has and maintains an established Safety Management System which covers the operation of the Rolling Stock.
 - (c) The operator must ensure that, when formed as a rake, the Rolling Stock shall have the same buffing height (within maintenance limits).
 - (d) The operator must ensure that the Rolling Stock shall not be operated:
 - (i) at a speed exceeding 75 mph (120kph) for steam operations; or
 - (ii) at a speed exceeding the plated speed of the coach for electric or diesel operations.

- (e) The Company must ensure that maintenance is performed in accordance with the contents of the documents “*Riviera Trains Maintenance & Overhaul Policy, MOP01, Issue 1, Revision D, March 2022*”, and “*Riviera Trains Ltd Mk1 and Mk2 Non-CDL Vehicles, Vehicle Maintenance Plan, Issue 1, Revision A, Section 5, March 2009*”, as updated from time to time, in so far as these updates are not substantial.
 - (f) The Company must ensure that there are records demonstrating that the Rolling Stock has been maintained in accordance with the documents listed in condition (e) above.
 - (g) The Company must ensure that ORR is notified at least 12 weeks in advance and in writing, of any proposed changes from established processes and procedures as set out within the application.
 - (h) The Company must ensure that ORR is notified of any changes relating to the Rolling Stock. This includes the withdrawal of and/or acquisition of Mark I Rolling Stock.
4. This exemption is valid from 5 April 2023 until 31 March 2028.
5. Under regulation 6(1) of the Regulations, ORR may revoke the whole or any part of this exemption, at any time, in writing.



Signed by authority of ORR

5 April 2023



Schedule

The Mark I Rolling Stock to which this exemption applies are:

Vehicle Number	Type	Date Built
1651	Mk1 RBR	1960
1657	Mk1 RBR	1960
80042	Mk1 RK	1960
6310	Mk1 Generator Car (AX5)	1958
21272	Mk1 BCK - Staff Support Coach	1964

Schedule last updated 19 January 2024