



Railways Act 1993

1993 CHAPTER 43

PART I

THE PROVISION OF RAILWAY SERVICES

^{F1} Directions to provide, improve or develop railway facilities

^{F1}16F Other provisions about decisions.

- (1) If [^{F2}the Office of Rail and Road] does not consider it right to give a direction under section 16A above in the terms applied for (or to reject the application), [^{F3}it] may give a direction under that section in modified terms.
- (2) [^{F2}The Office of Rail and Road] may include supplementary provisions in any direction under section 16A above, including (in particular)—
 - (a) provision adding detail (for instance, as to the time by which, or standard to which, the person to whom it is given is to do anything which it requires him to do); and
 - (b) provision imposing requirements on the applicant (for instance, to make arrangements for rewarding the person to whom the direction is given or to make payments to him).
- (3) Before giving a direction under section 16A above which is in modified terms or includes supplementary provisions, [^{F2}the Office of Rail and Road] shall—
 - (a) notify [^{F4}its] intention to give a direction to the applicant, the [^{F5}appropriate facilities authority] (if it is not the applicant) and any other persons who the Regulator considers ought to be notified; and
 - (b) invite them to make written representations within a period specified in the invitation;and if the applicant makes representations that the direction should not be given, [^{F2}the Office of Rail and Road] shall not give it.
- (4) Whatever [^{F2}the Office of Rail and Road]'s decision on an application [^{F3}it] shall notify the decision to—

*Changes to legislation: There are currently no known outstanding effects
 for the Railways Act 1993, Section 16F. (See end of Document for details)*

- (a) the person specified in the application;
 - (b) the applicant; and
 - (c) any other persons who [^{F3}it] considers ought to be notified.
- (5) [^{F2}the Office of Rail and Road] may direct the person specified in the application or the applicant to pay to—
- (a) the other of those persons, or
 - (b) any other person directed to provide information under section 16D(7) above, any such amount as [^{F3}it] considers appropriate in respect of costs incurred in connection with the application.

Textual Amendments

- F1** S. 16F inserted (15.10.2005) by 2000 c. 38, ss. 223, 275(1); S.I. 2005/2862, **art. 3**
- F2** Words in s. 16F substituted (16.10.2015) by The Office of Rail Regulation (Change of Name) Regulations 2015 (S.I. 2015/1682), reg. 1(2), **Sch. para. 1(u)**
- F3** S. 16F: word in prospectively inserted section substituted (5.7.2004) by virtue of Railways and Transport Safety Act 2003 (c. 20), ss. 16, 120, {Sch. 2 para. 3(b) Table}; S.I. 2004/827, **art. 4(g)**
- F4** S. 16F: words in prospectively inserted section substituted (5.7.2004) by virtue of Railways and Transport Safety Act 2003 (c. 20), ss. 16, 120, {Sch. 2 para. 3(c) Table}; S.I. 2004/827, **art. 4(g)**
- F5** Words in s. 16F(3)(a) substituted (16.10.2005) by Railways Act 2005 (c. 14), ss. 1, 60, **Sch. 1 para. 11(1)**; S.I. 2005/2812, **art. 2(1)**, Sch. 1

Changes to legislation:

There are currently no known outstanding effects for the Railways Act 1993, Section 16F.