



# Railways Act 1993

## 1993 CHAPTER 43

### PART I

#### THE PROVISION OF RAILWAY SERVICES

##### *Access agreements*

#### **22 Amendment of access agreements.**

- (1) Any amendment, or purported amendment, of an access agreement shall be void unless the amendment has been approved by [<sup>F1</sup>the Office of Rail and Road][<sup>F2</sup>or is made pursuant to directions under section 22A or 22C below or Schedule 4A to this Act].
- (2) [<sup>F1</sup>The Office of Rail and Road] may, for the purposes of subsection (1) above, give the parties to any particular access agreement [<sup>F3</sup>its] general approval to the making to that access agreement of amendments of a description specified in the approval; and any approval so given shall not be revoked.
- (3) [<sup>F1</sup>The Office of Rail and Road] may, for the purposes of subsection (1) above, give [<sup>F3</sup>its] general approval to the making to access agreements, or to access agreements of a particular class or description, of amendments of a description specified in the approval.
- (4) Where [<sup>F1</sup>the Office of Rail and Road] gives or revokes a general approval under subsection (3) above, [<sup>F4</sup>it] shall publish the approval or revocation (as the case may be) in such manner as [<sup>F4</sup>it] considers appropriate.
- (5) The revocation of a general approval given under subsection (3) above shall not affect the continuing validity of any amendment made in accordance with, and before the revocation of, that approval.

<sup>F5</sup>(6) .....

[<sup>F6</sup>(6A) Neither [<sup>F7</sup>the CMA] nor [<sup>F1</sup>the Office of Rail and Road] may exercise, in respect of an access agreement, the powers given by section 32 (enforcement directions) or section 35(2) (interim directions) of the Competition Act 1998.

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*Changes to legislation: There are currently no known outstanding effects  
 for the Railways Act 1993, Section 22. (See end of Document for details)*

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- <sup>F6</sup>(6B) Subsection (6A) does not apply to the exercise of the powers given by section 35(2) in respect of conduct—
- (a) which is connected with an access agreement; and
  - (b) in respect of which section 35(1)(b) of that Act applies.]

#### Textual Amendments

- F1** Words in s. 22 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(ee)**
- F2** Words in s. 22(1) inserted (1.2.2001) by 2000 c. 38, s. 232(1); S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to savings and transitional provisions in Sch. 2 Pt. II)
- F3** Word in s. 22 substituted (5.7.2004) by [Railways and Transport Safety Act 2003 \(c. 20\)](#), ss. 16, 120, {Sch. 2 para. 3(c) Table}; S.I. 2004/827, **art. 4(g)**
- F4** Word in s. 22 substituted (5.7.2004) by [Railways and Transport Safety Act 2003 \(c. 20\)](#), ss. 16, 120, {Sch. 2 para. 3(b) Table}; S.I. 2004/827, **art. 4(g)**
- F5** S. 22(6) repealed (1.2.2001) by 2000 c. 38, s. 274, **Sch. 31 Pt. IV**; S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to savings and transitional provisions in Sch. 2 Pt. II)
- F6** S. 22 (6A)(6B) inserted (1.3.2000) by 1998 c. 41, ss. 66(5), **Sch. 10 Pt. IV para. 15(5)**; S.I. 2000/344, **art. 2, Sch.**
- F7** Words in s. 22(6A) substituted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#), art. 1(1), **Sch. 1 para. 104** (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Railways Act 1993, Section 22.