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STATUTORY INSTRUMENTS

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**2005 No. 3050**

The Railway (Licensing of Railway  
Undertakings) Regulations 2005

PART 4

MISCELLANEOUS

**General duties of the Rail Passengers' Council**

17.—(1) Subsection (5) of section 76 of the 1993 Act<sup>(1)</sup> (general duties of the Rail Passengers' Council) has effect in relation to holders of European licences and to SNRPs as if—

- (a) the reference to the holder of a passenger licence included a reference to the holder of a European licence which authorises the carriage of passengers by railway;
- (b) the reference to any condition of the licence included a reference to any condition of a SNRP held by the holder of the European licence;
- (c) the reference to the Secretary of State, in the second and third places where it occurs, included a reference to the ORR; and
- (d) the reference to the Secretary of State exercising such of his powers as he considers appropriate included a reference to the ORR exercising such of its powers as it considers appropriate.

(2) In paragraph (1), the expression “European licence” includes a licence granted pursuant to any action taken by an EEA State for the purpose of implementing the 1995 Directive.

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<sup>(1)</sup> Section 76(5) was amended by the Transport Act 2000, Schedule 22, Part 1, paragraphs 1 and 8, and Schedule 17, Part 2, paragraphs 17 and 20, and the Railways Act 2005 (c. 14), Schedule 1, paragraph 32.