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STATUTORY INSTRUMENTS

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**2008 No. 2323**

**The Health and Safety (Enforcing Authority  
for Railways and Other Guided Transport  
Systems) (Amendment) Regulations 2008**

**Amendment of 2006 Regulations**

4. In regulation 4 (exceptions)—
- (a) at the end of paragraph (1) add the following sub-paragraphs—
    - “or
    - (c) a miniature railway which does not cross a carriageway (whether or not on the same level); or
    - (d) a bus substitution service when outside operational premises.” and
  - (b) in paragraph (3) for sub-paragraphs (a) and (b) substitute the following paragraphs—
    - “(a) a harbour within premises referred to in any of sub paragraphs (c) to (h);
    - (b) any other harbour unless—
      - (i) the system of transport operated is part of a system which is operated outside the harbour and the operation is for the purpose of or related to the carriage of passengers or goods to or from the harbour; or
      - (ii) the system of transport is not operated outside the harbour but is a railway, tramway or other system of guided transport for the carriage of the public not connected to any other railway”;