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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 15th October 2005 section 223 of the Transport Act 2000 (“the Act”) which provides for the insertion into the Railways Act 1993 (“the 1993 Act”) of sections 16A to 16I, which permit the Office of Rail Regulation to direct certain persons to improve or develop existing railway facilities or create new ones.

The Order also brings into force on the same date section 274 and Schedule 31 of the Act in so far as they repeal section 129 of the 1993 Act. Section 129 of the 1993 Act relates to the making of railway bye-laws. There are statutory provisions relating to the making of railway bye-laws in both the Transport Act 2000 (section 219 and Schedule 20) and the Railways Act 2005 (section 46 and Schedule 9). The Railways Act 2005 provides, in Part 1 of Schedule 13, for the repeal of the Transport Act 2000 provisions relating to the making of railway bye-laws.