1985 No. 10

RAILWAYS

Railways (Notice of Accidents) Order (Northern Ireland) 1985

Made	*15th January 1985*
Coming into operation . . .	*25th February 1985*

The Department of the Environment in exercise of the powers conferred by section 6 of the Regulation of Railways Act 1871(**a**) as extended by section 13(2) of the Railway Employment (Prevention of Accidents) Act, 1900(**b**) and modified by section 3(1) of the Railways Act (Northern Ireland), 1934(**c**) and now vested in it(**d**) and of all other powers enabling it in that behalf orders and directs as follows:

Citation and commencement

1. This Order may be cited as the Railways (Notice of Accidents) Order (Northern Ireland) 1985 and shall come into operation on 25th February 1985.

Revocation

2. The Railways (Notice of Accidents) Order (Northern Ireland), 1934(**e**) is revoked.

Interpretation

3.—(1) The Interpretation Act (Northern Ireland) 1954(**f**) shall apply to this Order as it applies to a Measure of the Northern Ireland Assembly.

(2) In this Order—

"the 1871 Act" means the Regulation of Railways Act 1871;

"the 1934 Act" means the Railways Act (Northern Ireland), 1934;

"Department" means the Department of the Environment;

"freight train" includes a mineral or empty stock train;

"major injury" means—

(*a*) fracture of the skull, spine or pelvis;

(*b*) fracture of any bone—

(i) in the arm, other than a bone in the wrist or hand,

(ii) in the leg, other than a bone in the ankle or foot;

(*c*) amputation of a hand or foot;

(*d*) the loss of sight of an eye; or

(*e*) any other personal injury which results in the person injured being admitted into hospital as an in-patient for more than 24 hours unless that person is detained only for observation;

(**a**) 1871 c. 78
(**b**) 1900 c. 27
(**c**) 1934 c. 5 (N.I.)
(**d**) 1926 c. 4 (N.I.) s. 1; 1935 c. 15 (N.I.) s. 53; S.R. & O. (N.I.) 1944 No. 111 Art. 2 (p. 100); S.R. & O. (N.I.) 1963 No. 29 Art. 2; S.R. & O. (N.I.) 1964 No. 205 Art. 6; S.R. & O. (N.I.) 1973 No. 504 Art. 4
(**e**) S.R. & O. (N.I.) 1934 No. 105 (p. 311)
(**f**) 1954 c. 33 (N.I.)

"minor injury" means a personal injury which is not a major injury and which, in the case of a person who is an employee of the railway or of a contractor to the railway, prevents that person for more than three days from earning full wages at the work at which he was employed.

Additional kinds of accident requiring notification

4. The additional kinds of accident described in the Schedule are hereby specified for the purposes of section 6(4) of the 1871 Act.

Notification by telegraph

5. Notice of the following classes of accident shall be sent by the company by telegraph to the Department:

(*a*) an accident which causes the death of a person;

(*b*) an accident to a train which causes major injury to a person;

(*c*) an accident of a serious or unusual character or likely to lead to prolonged disruption of a rail service.

Sealed with the Official Seal of the Department of the Environment on 15th January 1985.

(L.S.) *J. M. Irvine*
Assistant Secretary