

**Gwybodaeth Ychwanegol at Gwestiynau Ysgrifenedig y Cynulliad
Information Further to Written Assembly Questions**

Cyhoeddir atebion yn yr iaith y'u darparwyd, gyda chyfieithiad Saesneg o atebion yn y Gymraeg.

Responses are published in the language in which they are provided, with a translation into English of responses provided in Welsh.

**Gwybodaeth ychwanegol at WAQ59739 a gyhoeddwyd gan John Griffiths, Gweinidog yr Amgylchedd a Datblygu Cynaliadwy, ar 01 Mai 2012
Information further to WAQ59739, issued by John Griffiths, the Minister for Environment and Sustainable Development, on 01 May 2012**

At/To Mark Isherwood:

On 17 February the Minister for Local Government and Communities wrote to you informing you that I would be replying to the Written Assembly Question you tabled about the procedure to be followed to ensure that the Llangollen Railway byelaws are updated to allow for the extension of the line to Corwen.

The extension of the railway line was authorised by the Llangollen and Corwen Railway Order 2010, made under the provisions of the Transport and Works Act 1992, and, as responsibility for determining applications for Orders made under the 1992 Act is within my portfolio, it is for me to reply to your question. I apologise for the delay in replying to you but this has been due to the need for officials within the Welsh Government to research the procedures which need to be followed.

Article 16 of the Llangollen and Corwen Railway Order 2012 provides as follows:-

- (1) "The byelaws made by the Llangollen Railway Society Limited in relation to the existing railway and confirmed by the Secretary of State on 4th July 1986 shall apply to the extension railway as they apply to the existing railway.
- (2) Paragraph (1) shall have effect in relation to the extension railway or any part of it on and from the date on which that railway or part is completed and open to traffic."

Officials have advised me that the existing byelaws do not contain any relevant provisions about modification or publication of the byelaws nor are they aware of any other process to be followed to implement the provisions of Article 16 above.

In accordance with Article 16 the byelaws will take effect once the extension or part of it is open for use and no further action is required for them to come into effect. The Railway Society may wish to carry out some form of notification when that happens. As a general rule of law, the law should be accessible to all. The Llangollen and Corwen Railway Order 2010 has been published and is available on the internet (www.legislation.gov.uk website) and, as such, the law which states that the byelaws will be applicable to the extension is accessible to all. The existing byelaws are not available on the internet but a copy can be obtained from the Railway Society.

I am advised that it would be good practice for the Railway Society to display notices, or publish in a newspaper, when the extension to the railway, or part of it, is completed and open to use and state that the byelaws now apply to the extension and where they can be viewed or obtained.