

ROGS IMPLEMENTATION BRIEFING 2006

Railways and other Guided Transport Systems (Safety) Regulations 2006 (ROGS)

Implementation Briefing September/October 2006

Supported by:

ATOC, C2C Rail, Chiltern Railways, EWS, First Engineering, First Group, Freightliner, Grantrail on behalf of ISLG, LUL, National Express, Network Rail, ORR, Porterbrook, South West Trains, RIA, and RSSB

Accident Investigation

Aidan Nelson, RSSB

Accident Investigation

- RAIB – nothing changes
 - Dialogue continues re industry engagement within RAIB processes
- GO/RT3473 – remains in force
- Change to the RGS is in the pipeline
 - Requirement for Formal Inquiries will go
 - Lead party, some changes to reflect parity
 - Provision for independent input
 - Timing of change to be agreed

Recommendations management

- RSSB inputs all RAIB recommendations to SMIS which can be used to record progress to closing them out
- RSSB provides ORR (HMRI) with progress reports
- ORR tells RSSB when they consider a recommendation to be closed so that RSSB can update the SMIS position
- ORR (HMRI) has no direct access to SMIS

Recommendations management (2)

- Beyond 1 October 2006 need to conclude:
 - Debate with RAIB concerning the basis on which they focus recommendations on “implementers”
 - Role of ORR (HMRI) in assessing reasonable practicability of RAIB recommendations
- Commitment of ORR (HMRI) to review their processes is welcomed

ORR recommendations handling

Caroline Wake

RAIB Recommendation Management

- Objectives for ORR
 - Clarity of recommendations' intent/meaning
 - Early discussion with, and feedback to, RAIB
 - Clarity of action holders' identities
 - ORR needs to know who, in RAIB's view, should be acting on RAIB recommendations
 - Clarity of outcomes
 - ORR needs to let RAIB know what's been done, or not done

Clear recommendations

- The ideal recommendation:
 - Specific, measurable, achievable, realistic
 - Targeted at one or more specified duty-holders
- RAIB recommendations are, in general, achieving this

Clarity of outcomes

- ORR, as the National Safety Authority, must let RAIB know what's been done, or what's planned to be done, to implement recommendations

What does ORR do?

- At RAIB's initiative, we discuss their emerging recommendations with them
- Responds to RAIB draft recommendations
- Passes RAIB's final recommendations to duty-holders, asking for an initial response within 4 weeks
 - Response to include acceptance, rejection and (where applicable) a dated action plan
- Decides what, if any, follow-up action by ORR is needed in respect of recommendations, e.g.
 - Checking progress on accepted recommendations
 - Deciding line for ORR to take in respect of rejected recommendation

ROGS IMPLEMENTATION BRIEFING 2006

Summary

- ORR, RAIB and the industry need to co-operate to get the best out of RAIB investigations
- The industry, and ORR, should expect to disagree with RAIB recommendations from time to time
- ORR will always aim to be open and constructive