

**TRANSPORT AND WORKS ACT 1992**

**THE TRANSPORT AND WORKS (APPLICATIONS AND OBJECTIONS  
PROCEDURE) (ENGLAND AND WALES) RULES 2006**

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**THE MIDLAND METRO (NO. 1) ORDER**

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**EXPLANATORY MEMORANDUM**

This memorandum explains the purpose and effect of each article in the draft Order, as required by Rules 10(2)(b) of the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006.

The application for the Order is made by the West Midlands Passenger Transport Executive. The purpose of the Order is to modify the statutory regime governing the operation of the Midland Metro light rail system authorised by the Midland Metro Acts 1989 to 1993. Under section 9(1) of the Midland Metro Act 1989 (“the 1989 Act”) which is applied by the other Midland Metro Acts, the tramways are required to be laid and maintained so that there is a minimum distance of 380 mm between the sides of the widest carriages used on the tramways when passing each other. Such a minimum distance is not in accordance with safety guidance for tramways published by the Office of Rail Regulation since the passing of the Midland Metro Acts and is no longer considered appropriate.

Accordingly the Order provides in article 2 for the repeal of section 9(1) and that article makes clear that this modification of the 1989 Act extends to that Act as applied by other Midland Metro Acts governing the existing system.