

Ref:	NR/L3/OCS/043/6.3
Issue:	1
Date:	01 March 2008
Compliance date:	01 June 2008

National Control Instructions and Approved Code of Practice

Section 6.3

Leakage of Fuel or Oil from a Traction unit (all types)

This section contains:

6.3	Leakage of Fuel or Oil from a Traction Unit (all types)	Issue	Dated
6.3.1	Commercial Manual		
6.3.2	Legal Responsibilities		

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6.3 Leakage of fuel or oil from a Traction Unit

Network Code
Commercial Manual (link provided)

<http://connectdocs/NetworkRail/Documents/CorporateServices/Finance/CorporatePlanningAndRegulatoryAffairs/CommercialManual/Section%203.6.doc>

National Control Instruction

Network Rail controllers shall, on a 'real time' basis in our capacity as operators of the Network, monitor these types of incidents and advise Network Rail's environmental team and the Train Operator concerned.

Approved Code of Practice

Key points:

- Notification to Train Operators when a report is received
- Timely action to contain any spillage [**See NCI Section 7.8**]

6.3.1 Commercial Manual

Section 3.6, Part E, of the Commercial Manual advises of the problems with track contamination due to oil and diesel spillages.

There are obvious costs associated with cleaning contamination, for which Network Rail could also face potential action relating to environmental legislation.

6.3.2 Legal Responsibilities

All parties have a responsibility to prevent environmental damage, but Part E – Environmental Protection – gives Network Rail and Train Operators the right to take action to address Environmental Damage which is defined as follows:

- *'any material injury or damage to persons, living organisms or property (including offence to man's senses) or any pollution or impairment of the environment resulting from the discharge, emission, escape or migration of any substance, energy, noise or vibration.'*

Each Train Operator is obliged to give Network Rail a copy of its Environmental Policy and vice versa. Each party is obliged to notify the other promptly of any circumstances that could lead to environmental damage and an assessment made as to the appropriate person to take relevant steps.