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20th August 2020

[REDACTED]

Email: [REDACTED]

**Re: Response FOI request IE\_FOI\_386**

Dear [REDACTED],

I refer to your request dated 23rd July 2020 made under the Freedom of Information Act 2014, which was received on that date, for records held by Iarnród Éireann.

**Request:**

- details on why all trains passing XL003 on their way to Colbert Station must sound a horn on approach to the crossing

I, [REDACTED], have now made a final decision to grant your request on 26th February 2019.

You have sought access to the records as listed above and I consider this an appropriate form of access in this case. Accordingly, a copy of the records is now attached including a copy of the schedule to these records.

**Rights of appeal**

In the event that you are not happy with this decision you can make an appeal in relation to this matter, you can do so by writing to the FOI Unit, Corporate Communications, Iarnród Éireann Irish Rail, Connolly Station, Amiens St, Dublin 1 or by e-mail to [foi@irishrail.ie](mailto:foi@irishrail.ie). You should make your appeal within 4 weeks (20 working days) from the date of this notification, where a day is defined as a working day excluding, the weekend and public holidays, however, the making of a late appeal may be permitted in appropriate circumstances.

The appeal will involve a complete reconsideration of the matter by a more senior member of the staff of this body.

Should you have any questions or concerns regarding the above, please contact the FOI Officer on 01-7034293 or by email at [foi@irishrail.ie](mailto:foi@irishrail.ie)

Yours sincerely,

[REDACTED]

Decision Maker, Railway Undertaking

Freedom of Information Request:  
Schedule of Records for IE\_FOI\_386 : Summary for Decision Making

Record No.	Date of Record	Brief Description	No. of Pages	Decision: Grant/Part Grant/Refuse	Section of Act if applicable	Record Edited/Identify Deletions
1	20.08.2020	IE_FOI_386 Response Doc	1	Grant	~	~

Signed

Freedom of Information / Data Protection Executive

## **IE FOI 386 Response Document**

XL003 (Nolan's) Field Crossing is 2 miles 175 yards from Limerick Station. There are whistleboards installed for trains approaching in either direction towards the level crossing.

The Railway Safety Act 2005 places legal obligations on Irish Rail to assess and effectively control risks to the safety of persons, which includes interactions with people at level crossings. Where an assessment of a level crossing using Irish Rail's technical management system determines that a whistleboard is required as a necessary safety control measure to warn users of the level crossing, then Irish Rail is obligated to ensure that a whistleboard is in place and maintained in good order. Whistle Boards are in place at XL003 in compliance with these mandatory obligations placed upon Irish Rail.

You will note Irish rail are not the owners or holders of legislation, we operate within it. To assist in sourcing the information on legislation you are requesting, I would suggest an FOI application is made to the Commission for Railway Regulation or the Department for Transport, Tourism and Sport.