

Mr Richard Price
Office of Rail Regulation
10th February 2014

Dear Mr Price,

I am writing to you in your capacity of Chief Executive of the [Office of Rail Regulation](#) about trackside litter.

Please refer to:

[Network Rail downplay their statutory duty](#)

[Network Rail's response to Mr Dean David's complaint about trackside litter](#)

Mr David had complained about of trackside litter at Marlas Road, Bridgend and had attached photographs one of which is reproduced above. I am myself well aware of similar long term litter accumulations along the Chiltern Line between West Ruislip and Marylebone.

Seemingly Network Rail are operating in ignorance of their duty under S89 (1) (e) of the [Environmental Protection Act 1990](#) in respect to [their relevant land](#) to ensure that it is, so far as is practicable, kept clear of litter and refuse.

Litter should be cleaned promptly regardless of whether or not it constitutes a safety risk. They should acknowledge their S89(1) duty and say how they interpret the practicability provision.

Could the ORR please investigate Network Rail's failure in this regard.

I look forward to hearing from you.

Your sincerely

Peter Silverman

Other reading

[CPRE – Campaigners start legal strike against railway litter](#)