

## TRANSPORT UPDATE - JULY 2020



Welcome to our latest monthly update, with the latest developments in the Transport sector this July.

### COVID-19

#### Travel corridors

**[Spain removed from travel corridors exemption list](#)**: Travellers arriving into [England](#), Wales, [Scotland](#) and Northern Ireland from Spain from 25 July 2020 will need to self-isolate for 2 weeks. The Foreign & Commonwealth Office is now advising against all but essential travel to mainland Spain.

**[Additions to England travel corridors exemption list](#)**: From 28 July 2020, passengers will not need to self-isolate when arriving in England from Estonia, Latvia, Slovakia, Slovenia and Saint Vincent and the Grenadines.

#### **[Health Protection \(Coronavirus, International Travel and Public Health Information\) \(England\) \(Amendment\) Regulations 2020 \(SI 2020/691\)](#)**

In force: 7 July 2020 and 10 July 2020

This instrument makes certain amendments to the Health Protection (Coronavirus, International Travel) (England) Regulations 2020 to take into account the outcome of the statutory review of those regulations, which was completed on 29th June 2020. Passengers returning to or visiting England from certain destinations including Germany, France, Spain and Italy, will no longer need to self-isolate on arrival from 10 July 2020. All passengers, except those on a small list of exemptions, will still be required to provide contact information on arrival in the UK.

[Explanatory Memorandum](#)

#### **[The Health Protection \(Coronavirus\) \(International Travel\) \(Scotland\) Amendment \(No. 3\) Regulations 2020 \(SSI 2020/209\)](#)**

In force: 10 July 2020

These Regulations amend the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020. They exempt persons arriving in Scotland on or after 10 July 2020 from the movement restriction in those Regulations if, during the 14 days preceding their arrival, they have only departed from or transited through "exempt countries or territories". They also add to the categories of information to be provided on arrival and the categories of persons who are otherwise exempt from the requirements in those Regulations.

[Policy Note](#)

### Air Quality

#### **[Creating a plan to decarbonise transport: call for ideas](#)**

A Department for Transport (DfT) consultation seeks ideas about the next steps to reducing

emissions in transport and creating a decarbonisation plan ensuring the UK reaches its target of net zero emissions by 2050. Consultation ends: 31 August 2020.

**[Consultation: Regulating CO2 emission standards for new cars and vans after transition](#)**

A consultation by the DfT is seeking views on proposed implementation plans and operational procedures for a CO2 emissions regulatory scheme for new cars and vans registered in the UK after the EU transition ends. Consultation ends: 21 August 2020.

**[Consultation: Regulating CO2 emission standards for new heavy-duty vehicles after transition](#)**

A consultation by the DfT is seeking views on proposed implementation plans and operational procedures for a CO2 emissions regulatory scheme for new heavy-duty vehicles registered in the UK after the EU transition ends. Consultation ends: 21 August 2020.

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## Aviation

### **[Airports - Flying out of the COVID crisis](#)**

Even with the Government's introduction of "air bridges" on 4 July 2020 to countries exempt from the UK quarantine restrictions, recovery of the aviation sector seems uncertain. This article considers what more the Government is doing to help UK airports survive the COVID-19 pandemic.

### **[The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(SI 2020/694\)](#)**

In force: in accordance with regulation 1

The instrument uses powers under the European Union (Withdrawal) Act 2018 to revoke retained EU legislation relating to the EU's performance and charging scheme for Air Navigation Services (ANS) that has been adopted in the intervening period since the Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019 (SI 2019/459) were made.

#### [Explanatory Memorandum](#)

### **[The Aviation Security \(Amendment\) \(EU Exit\) Regulations 2020 \(SI 2020/798\)](#)**

In force: in accordance with regulation 1

This instrument amends the Aviation Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/547) to make corrections in light of Commission Implementing Regulation (EU) 2020/111 which has come into force during the transition period. The corrections are made to ensure that the retained legislation ensures continuity in the standards of aviation security.

#### [Explanatory Memorandum](#)

### **[The Civil Aviation \(Insurance\) \(Amendment\) \(EU Exit\) Regulations 2020 \(SI 2020/692\)](#)**

In force: in accordance with regulation 1

These Regulations are being made in order to address further deficiencies arising as a result of the United Kingdom's exit from the European Union, in Regulation (EC) 785/2004 which prescribes minimum insurance requirements for air carriers and aircraft operators in respect of passengers, baggage, cargo and third parties.

#### [Explanatory Memorandum](#)

### **[The Manston Airport Development Consent Order 2020 \(SI 2020/716\)](#)**

In force: 30 July 2020

This Order authorises RiverOak Strategic Partners Ltd to undertake works to redevelop Manston Airport in Thanet, Kent and to carry out all associated works. It also permits RiverOak Strategic Partnerships Ltd to acquire, compulsorily or by agreement, land and rights in land and to use land for this purpose.

#### [Explanatory Note](#)

### **[Update on airspace modernisation](#)**

Following publication of the Airspace Change Organising Group (ACOG)'s 'Scenarios for remobilising the UK Airspace Change Programme following the COVID-19 Pandemic', the Department for Transport and Civil Aviation Authority state they will immediately accept recommendations 1, 2 and 4 in ACOG's report and will thoroughly consider the remaining recommendations.

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## Bus

## [The Public Service Vehicles \(Open Data\) \(England\) Regulations 2020 \(SI 2020/749\)](#)

In force: in accordance with regulation 1

This instrument will enable the improvement of information available to bus passengers for the purposes of journey planning, by ensuring more information is available digitally through applications, products and services and so helping bus passengers to easily make better informed travel decisions.

[Explanatory Memorandum](#)

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## Brexit

### [UK government publishes new Border Operating Model](#)

The Cabinet Office has published a Border Operating Model, a publication which aims to provide clarity and certainty for the border industry and businesses, including technical detail on how the border with the EU will work after the transition period, and the actions that traders, hauliers, ports and carriers need to take.

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## Cycling & Walking

### [Cycling and walking plan for England](#)

A policy paper from the Department for Transport (DfT) sets out plans to encourage more people to cycle and walk. The plans include: choosing 12 local authority areas to benefit from intensive investment in "mini-Holland" schemes making their roads and streets as cycle and pedestrian-friendly as their Dutch equivalents; enabling effective enforcement of "school streets" outside London, by giving local authorities the powers in the Traffic Management Act 2004 Pt 6 to close streets during term time to through traffic and have parking restrictions at school pick-up and drop-off times; and creating cycle, bus and walking corridors by closing a limited number of main roads to through traffic except for buses and access.

### [Cycling and Walking Investment Strategy: Safety Review Consultation on a review of The Highway Code](#)

A consultation from the DfT proposes changes to The Highway Code which aims to improve safety for pedestrians, particularly children, older adults and disabled people, cyclists and horse riders.

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## Electric Vehicles

### [The Rapid Charging Fund and the government vision for the rapid charging network](#)

As part of the UK's commitment to reach net zero by 2050 under the Climate Change Act 2008 (2050 Target Amendment) Order 2019, the UK government has announced plans to launch the Rapid Charging Fund (RCF) to invest in electric vehicle (EV) infrastructure. This article discusses current challenges to the deployment of EV chargepoints in the UK and how the RCF may help.

### [E-scooter trials in the UK](#)

Following the implementation of [The Electric Scooter Trials and Traffic Signs \(Coronavirus\) Regulations and General Directions 2020 \(SI 2020/663\)](#), the Transport Committee held its [first evidence session for its inquiry into e-scooters](#) on 1 July 2020. The inquiry is assessing the safety and legal implications of e-scooters, their impact on congestion, and potential contribution to reducing the UK's greenhouse gas emissions ahead of the government's obligations to reach net zero by 2050. The Department for Transport has also issued [guidance for local areas and operators](#) about next steps in the design, implementation and management of e-scooter trials.

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## General Transport

### [Appraisal and Modelling Strategy: A route map for updating TAG during uncertain times](#)

The Department for Transport has published a policy paper on the approach it plans to take over the coming year to gain a better understanding of upcoming appraisal issues and manage their combined implications for appraisal. It notes that since publication of the Appraisal and Modelling Strategy, several unexpected events have occurred that have the potential to have a significant impact on scheme appraisals and are likely to come to a

point over the year where it will need to take account of these in the evidence base or methods used within its Transport Analysis Guidance (TAG).

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## Ports

### [The Pilotage and Port Services \(Amendment\) \(EU Exit\) Regulations 2020/671](#)

In force: in accordance with regulation 1

This instrument is being made to address the deficiencies in Regulation (EU) 2017/352 (“the EU Port Services Regulation”) and related domestic legislation arising from the United Kingdom’s exit from the European Union.

[Explanatory Memorandum](#)

### [The Port Examination Codes of Practice and National Security Determinations Guidance Regulations 2020 \(SI 2020/795\)](#)

In force: In accordance with regulation 1

The instrument brings into force a revised code of practice regarding functions carried out under Schedules 7 (port and border controls) and 8 (detention) to the Terrorism Act 2000; a code of practice regarding functions carried out under Schedule 3 (border security) to the Counter-Terrorism and Border Security Act 2019; and proposed revisions to guidance under the Protection of Freedoms Act 2012 concerning the retention of biometric data.

[Explanatory Memorandum](#)

### [Recommendations for port and coastal states on the prompt disembarkation of seafarers for medical care ashore during the COVID-19 pandemic](#)

The International Maritime Organisation (IMO) has endorsed recommendations which provide guidance to the relevant authorities in port and coastal states so they can ensure seafarers’ access to medical care. The recommendations, developed by the IMO in consultation with a broad cross section of global industry associations, include advice on monitoring for signs or symptoms of COVID-19 prior to disembarkation, isolation of suspected or confirmed cases, and the use of personal protective equipment.

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## Public Transport

### [Inquiry: Reforming public transport after the pandemic](#)

The Transport Committee is seeking comments to inform its inquiry into the longer-term implications of the COVID-19 pandemic for public transport in the UK. This inquiry will examine how public transport is changing and the implications for current government strategies including the Williams Rail Review, bus strategy, walking and cycling, taxis and private hire vehicles. Consultation ends: 24 September 2020.

### [Statutory Taxi & Private Hire Vehicle Standards](#)

Following consultation, the DfT has issued standards to licensing authorities, outlining how they should carry out their licensing function to protect passengers. Whilst the focus of these standards is on protecting children and vulnerable adults, all passengers will benefit from the recommendations, which aim to better regulate the taxi and PHV sector.

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## Rail Network

### [The Railways \(Miscellaneous Amendments, Revocations and Transitional Provisions\) \(EU Exit\) Regulations 2020 \(SI 2020/786\)](#)

In force: in accordance with regulation 1(2)

This instrument amends the TDL Regulations and Second Safety Regulations, the Railways and Other Guided Transport Systems (Safety) Regulations 2006 and the Rail Safety (Amendment etc.) (EU Exit) Regulations 2019, and revokes Regulation (EU) No 913/20106 concerning a European Rail Network for Competitive Freight and revokes Commission Implementing Regulation (EU) 2019/779 laying down detailed provisions on a system of certification of ECM, except in relation to vehicles operating a cross-border service.

[Explanatory Memorandum](#)

### [Rail transport from 1 January 2021](#)

The Department for Transport has published guidance to help prepare the rail industry to run domestic and cross-border rail operations from 1 January 2021, covering: the recognition of documentation, participation in the EU agency for railways, rail passenger rights, operator licences, safety certificates, entities in charge of maintenance certificates, train driving licences, interoperability constituents, and vehicle authorisations.

### [Plans to decarbonise Scottish rail network unveiled](#)

Plans to decarbonise Scotland's rail passenger services by 2035 have been launched by Transport Secretary Michael Matheson. The Rail Services Decarbonisation Action Plan seeks to remove diesel passenger trains from Scottish services, and secure significant benefits for rail freight over the next 15-25 years. Preparatory work for the first electrification projects, on the East Kilbride and Barrhead lines, is already underway, with Anniesland/Maryhill and Borders routes also being progressed. Early work has also begun to assess how inter-city routes can be tackled to inform delivery programmes and funding decisions.

### [Annual Report of Health and Safety Performance on Britain's Railways 2019/20](#)

More needs to be done to tackle the impacts of climate change on the railway, which has seen risks increase over the last year, according to a new report published by the Office of Rail and Road (ORR). The rail regulator's Annual Report of Health and Safety Performance on Britain's Railways shows that although safety across Britain's railways has improved over the last 12 months, exceptional seasonal weather conditions continue to adversely affect safety performance.

### [Consultation on improving access to delay compensation](#)

A consultation from the ORR is considering proposals to improve access to delay compensation through a new licence condition, code of practice and Third Party Intermediary code. Consultation ends: 28 August 2020.

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## Road Network

### [The Vehicle Drivers \(Certificates of Professional Competence\) \(Amendment\) Regulations 2020 \(SI 2020/662\)](#)

In force: 22 July 2020

This instrument amends the Vehicle Drivers (Certificates of Professional Competence) Regulations 2007 to (a) implement Directive (EU) 2018/645, which introduced changes to the certificate of professional competence (CPC) regime and (b) recognise CPCs issued by Switzerland.

[Explanatory Memorandum](#)

### [The Motor Vehicles \(Tests\) \(Amendment\) \(Coronavirus\) \(No. 2\) Regulations 2020 \(SI 2020/790\)](#)

In force: 31 July 2020

The Motor Vehicles (Tests) (Amendment) (Coronavirus) Regulations 2020 introduced a six-month exclusion to the test certificate requirement for light vehicles due to be tested between 30th March 2020 and 29th March 2021. As COVID-19 related restrictions are now being eased when safe to do so, this instrument provides for the re-introduction of mandatory testing at the usual due date for light vehicles due to be tested on or after 1st August 2020.

[Explanatory Memorandum](#)

### [Coronavirus: restarting driver and rider training and tests](#)

A publication from the Driver & Vehicle Standards Agency (DVSA) provides guidance for driving instructors and motorcycle trainers about the restart of driver and rider training and tests across the UK, including working safely and timescales. This guide is for approved driving instructors (ADIs), motorcycle trainers, and lorry and bus (vocational) trainers.

### [DVSA earned recognition: vehicle operator standards](#)

The DVSA has issued guidance on the standards that vehicle operators need to meet to join the DVSA earned recognition scheme. These documents are for vehicle operators and DVSA earned recognition auditors and show the standards operators need to meet, how they will be assessed, and the evidence they will need to present.

### [Income Tax changes to the van benefit charge from 6 April 2021](#)

A policy paper from HM Revenue & Customs sets out the reduction of the van benefit charge for zero emissions vans to zero. This will take effect from the 2021-22 tax year.

### [Final report on the increased speed limit for heavy goods vehicles](#)

The Department for Transport (DfT) has published a report which sets out the results of a three-year project monitoring the impact of increasing the speed of heavy goods vehicles (HGVs) on single and dual carriageway roads.

### [Government response to the consultation to ban tyres aged 10 years or older](#)

In response to a consultation on banning tyres, the DfT announced that tyres aged 10 years and older will be banned from lorries, buses and coaches to help improve road safety.

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## Shipping

### **The Merchant Shipping (Prevention of Pollution by Garbage from Ships) Regulations 2020 (SI 2020/621)**

In force: 22 July 2020

These Regulations implement the latest version of Annex V (Regulations for the Prevention of Pollution by Sewage from Ships), an international convention agreed in the International Maritime Organization for the prevention of pollution from ships (and offshore installations). This SI includes amendments to Annex V made since 2013 which impose greater restrictions on the discharge of garbage into the sea, prohibiting all such discharges unless they are specifically permitted under regulations 4, 5, 6 or 7 of Annex V. They also incorporate into Annex V the requirements of the Polar Code which came into force on 1st January 2017.

[Explanatory Memorandum](#)

### **The Merchant Shipping (Prevention of Pollution by Sewage from Ships) Regulations 2020 (SI 2020/620)**

In force: 22 July 2020

These Regulations implement Annex IV (Regulations for the Prevention of Pollution by Sewage from Ships). The Regulations cover the treatment of sewage on board and the discharge of sewage from ships. Such measures are designed to combat damage to the marine environment, including oxygen depletion and nutrient enrichment, and to protect human health.

[Explanatory Memorandum](#)

### **The Merchant Shipping (Safety of Navigation) Regulations 2020 (SI 2020/673)**

In force: 31 July 2020

These Regulations implement the latest version of Chapter V of the International Convention for the Safety of Life at Sea, 1974, including amendments to Chapter V made since 1st January 2011. These Regulations revoke and replace the Merchant Shipping (Safety of Navigation) Regulations 2002 (S.I. 2002/1473), and prescribe technical requirements governing the safety of navigation; subject to specified exceptions, they apply to all United Kingdom ships and non-United Kingdom ships in United Kingdom waters.

[Explanatory Memorandum](#)

### **MGN636(M): Merchant Shipping and Fishing Vessels (Health and Safety at Work) Regulations 1997**

This Marine Guidance Note provides guidance on the Merchant Shipping and Fishing Vessels (Health and Safety at Work) Regulations 1997 which set the framework for health and safety on board ships. It sets out the responsibilities and duties of shipowners, masters and seafarers, and also some additional duties for employers.

### **MIN 611 (M+F) Amendment 1: Guidance and information to follow in the event of COVID-19 outbreak impacting UK seafarer services**

This MIN provides guidance to all shipowners, masters, officers and all those concerned with seafarer training on best practices in the event of a COVID-19 pandemic and subsequent outbreak in the UK that could impact essential Seafarer Training and Certification services delivered by the Maritime & Coastguard Agency. It expires on 9 March 2021.

### **Phased return to Survey and Inspection in the UK this month**

The Maritime and Coastguard Agency have announced that they will commence a phased return to Survey and Inspection activity in the UK from 20 July 2020. Survey activities will be carried out in accordance with the guidance outlined in MIN 623 (M+F) and operators are strongly advised to consult this document prior to making any arrangements. Booking for oral exams, both deck and engineering will also resume although these will be carried out remotely, not face-to-face.

### **Joint statement of the international maritime virtual summit on crew changes**

At the first International Maritime Summit held to address the impact of COVID-19 on crew changes it was agreed that seafarers would be internationally recognised as key workers to enable free movement and quicker repatriation. This will enable the repatriation of 200,000 seafarers on extended crew contracts who are overdue to return home, in addition to a similar number of seafarers that urgently need to join their ships in order to allow the world's internationally trading vessels to continue to operate safely.

### **[Survey launched to explore how shipping is coping with COVID-19](#)**

Lloyd's Register, in partnership with the UK Chamber of Shipping, the Mission to Seafarers,

Safety at Sea, and with the support of other leading maritime organisations including BIMCO, has launched an industry-wide survey calling on seafarers and shore-staff to share their COVID-19 workforce insights in order to understand how the pandemic has affected, and continues to affect the industry and the health and mental wellbeing of its employees. Survey ends: late August 2020.



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