

Recommendation(s) Status: Fatal accident at Tibberton No. 8 footpath crossing

This report is based on information provided to the RAIB by the relevant safety authority or public body.

The status of implementation of the recommendations, as reported to us, has been divided into eight categories:

Key to Recommendation Status

Implemented:	All actions to deliver the recommendation have been completed.
Implemented by alternative means:	The intent of the recommendation has been satisfied in a way that was not identified by the RAIB during the investigation.
Implementation ongoing:	Work to deliver the intent of the recommendation has been agreed and is in the process of being delivered.
Insufficient response:	The end implementer has failed to provide a response; or has provided a response that does not adequately satisfy ORR that sufficient action is being taken to properly consider and address a recommendation.
Progressing:	The relevant safety authority has yet to be satisfied that an appropriate plan, with timescales, is in place to implement the recommendation; and work is in progress to provide this.
Non-implementation:	Regulation 12(2)(b)(iii) = recommendation considered and no implementation action to be taken.
Closed - carry forward:	ORR intends to take no further action as it has been superseded by another recommendation.
Awaiting response:	Awaiting initial report from the relevant safety authority or public body on the status of the recommendation.

RAIB concerns on actions taken by organisations in response to recommendations are reflected in this report and are indicated by one of the following:

Red – RAIB has concerns that no actions have been taken in response to a recommendation.

Blue – The blue triangle shows recommendations where the RAIB has concerns that the actions taken, or proposed, are inappropriate or insufficient to address the risk identified during the investigation.

White – The white triangle shows recommendations where the RAIB notes substantive actions have been reported, but the RAIB still has concerns.

Recommendation Status Report



Report Title	Fatal accident at Tibberton No. 8 footpath crossing
Report Number	13/2019
Date of Incident	06/02/2019

Rec No.	Status	RAIB Concern	Recommendation	RAIB Summary of current status
13/2019/01	Implemented	None	<p>The intent of this recommendation is for Network Rail to understand the risk to crossing users presented by fog at passive level crossings and to ensure that the risk to an individual using a passive level crossing in fog is acceptably low.</p> <p>Network Rail should analyse and evaluate the risk of fog affecting the safe use of those passive level crossings where users are entirely reliant on the sighting of trains. This analysis should take into account regional and local variation of the likelihood of fog, its potential impact on visibility and the effectiveness of any existing mitigation measures. Network Rail should then use the output of this evaluation to develop and implement a strategy to adequately mitigate the effects of fog at passive level crossings (paragraphs 114c and 115). This strategy should include the development and provision of:</p> <ul style="list-style-type: none"> I guidance for level crossing managers on how to identify crossings at which fog is a reasonably foreseeable risk; I a range of possible mitigation measures to make crossings safe to use in fog (this may involve other railway parties such as the Rail Delivery Group); I a methodology for prioritising level crossings on the basis of the risk 	<p>ORR has reported that Network Rail has reported that it has completed actions taken in response to this recommendation. ORR proposes to take no further action unless they become aware that the information provided becomes inaccurate.</p>

Recommendation Status Report



			arising from fog at the crossing; and I a timebound plan for the implementation of the appropriate mitigation measures at the prioritised crossings.	
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