

APPENDIX C – RAILWAY BOARD ORDERS



RAILWAY TRANSPORT COMMITTEE

COMITÉ DES TRANSPORTS PAR CHEMIN DE FER

ORDER NO. R-11805

ORDONNANCE N° R-11805

May 28, 1971
Ottawa

Le 28 mai 1971
Ottawa

IN THE MATTER OF the application of The Metropolitan Corporation of Greater Winnipeg, hereinafter called the "Applicant", for authority to widen Waverley Street, where it crosses at grade the tracks of the Canadian National Railways, at mileage 3.89 Rivers Subdivision, in the City of Winnipeg, in the Province of Manitoba, as shown on Drawing No. M-207 dated January 12, 1971, on file with the Commission under File No. 38165:

RELATIVE à la requête que The Metropolitan Corporation of Greater Winnipeg, ci-après dénommé "le requérant", a présentée en vue d'obtenir l'autorisation d'élargir le passage à niveau au croisement de la rue Waverley et des voies ferrées des chemins de fer Nationaux du Canada, au point milliaire 3.89 de la subdivision de Rivers, dans la ville de Winnipeg, province de Manitoba, comme il est indiqué sur le dessin n° M-207, daté du 12 janvier 1971, versé au dossier n° 38165 de la Commission:

UPON reading the submissions filed -

APRÈS lecture des pièces déposées -

IT IS ORDERED THAT:

IL EST ORDONNÉ CE QUI SUIT:

1. The Applicant is authorized to widen Waverly Street, where it crosses at grade the tracks of the Canadian National Railways, at mileage 3.89 Rivers Subdivision, in the City of Winnipeg, in the Province of Manitoba, as shown on said Drawing.
2. The said work shall be carried out in compliance with the Committee respecting highway crossings.
3. The cost of widening the said crossing shall be paid by the Applicant.
4. The cost of maintenance of the said widened crossing shall be paid by the Canadian National Railways.

1. Le requérant est autorisé à élargir le passage à niveau au croisement de la rue Waverley et des voies ferrées des chemins de fer Nationaux du Canada, au point milliaire 3.89 de la subdivision de Rivers, dans la ville de Winnipeg, province de Manitoba, comme il est indiqué sur ledit dessin.
2. Lesdits travaux devront être effectués conformément aux prescriptions du Comité relatives aux croisements de voies publiques.
3. Le coût de l'élargissement dudit passage sera payé par le requérant.
4. Les frais d'entretien dudit passage élargi seront à la charge des chemins de fer Nationaux du Canada.

C.W. Rump

Secretary

Secrétaire

Railway Transport Committee

Comité des transports par chemin de fer



RAILWAY TRANSPORT COMMITTEE

COMITE DES TRANSPORTS PAR CHEMIN DE FER

ORDER NO. R-30229

ORDONNANCE N° R-30229

January 14, 1980

Le 14 janvier 1980

IN THE MATTER OF the accident on November 24, 1979 at the crossing of the railway of the Canadian National Railways and Waverley Street, in the City of Winnipeg, in the Province of Manitoba, at mileage 3.89 Rivers Subdivision.

RELATIVE à l'accident survenu le 24 novembre 1979 au croisement de la voie ferrée des Chemins de fer Nationaux du Canada et de la rue Waverley, dans la ville de Winnipeg, dans la province de Manitoba, au point milliaire 3.89 de la subdivision Rivers.

File No. 38165

Dossier N° 38165

IT IS ORDERED AND DIRECTED that the speed limitation prescribed by subsection (4) of Section 249 of the Railway Act shall not be in effect at the said crossing unless an accident of the type specified in the said subsection occurs thereat subsequent to the date of the accident referred to in the heading of this Order.

IL EST ORDONNE ET DECRETE que la limite de vitesse prescrite au paragraphe (4) de l'article 249 de la Loi sur les chemins de fer ne soit pas en vigueur audit croisement, à moins que ne s'y produise, après la date de l'accident mentionné dans le préambule de la présente ordonnance, un accident de la nature de celui qui est décrit audit paragraphe de la Loi.

J. O'Hara

Secretary
Railway Transport Committee

Secrétaire
Comité des transports par chemin de fer

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RAILWAY TRANSPORT COMMITTEE

COMITÉ DES TRANSPORTS PAR CHEMIN DE FER

ORDER NO. R-33619

ORDONNANCE N° R-33619

March 22, 1982

Le 22 mars 1982

IN THE MATTER OF the accident on February 6, 1982 at the crossing of the railway of the Canadian National Railway Company and Waverley Street, in the City of Winnipeg, in the Province of Manitoba, at mileage 3.89 Rivers Subdivision.

RELATIVE à l'accident survenu le 6 février 1982 au croisement de la voie ferrée de la Compagnie des chemins de fer nationaux du Canada, et de la rue Waverley, dans la ville de Winnipeg, dans la province du Manitoba, au point milliaire 3.89 de la subdivision Rivers.

File No. 38165

Dossier n° 38165

IT IS ORDERED AND DIRECTED that the speed limitation prescribed by subsection (4) of Section 249 of the Railway Act shall not be in effect at the said crossing unless an accident of the type specified in the said subsection occurs thereat subsequent to the date of the accident referred to in the heading of this Order.

IL EST ORDONNE ET DECRETE que la limite de vitesse prescrite au paragraphe (4) de l'article 249 de la Loi sur les chemins de fer ne soit pas en vigueur audit croisement, à moins que ne s'y produise, après la date de l'accident mentionné dans le préambule de la présente ordonnance, un accident de la nature de celui qui est décrit audit paragraphe de la Loi.

J. O'Hara

Secretary
Railway Transport Committee

Secrétaire
Comité des transports par chemin de fer



Canada

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COMITÉ DES TRANSPORTS PAR CHEMIN DE FER

RAILWAY TRANSPORT COMMITTEE

ORDONNANCE N° R-39180

ORDER NO. R-39180

Le 12 mars 1986

March 12, 1986

RELATIVE à l'accident survenu le 9 janvier 1986 au croisement de la voie ferrée de la Compagnie des chemins de fer nationaux du Canada et de la rue Waverley, dans la ville de Winnipeg, dans la province du Manitoba, au point milliaire 3,89 de la subdivision Rivers.

IN THE MATTER OF the accident on January 9, 1986 at the crossing of the railway of the Canadian National Railway Company and Waverley Street, in the City of Winnipeg, in the Province of Manitoba, at mileage 3.89 Rivers Subdivision.

Référence n° 38165

File No. 38165

IL EST ORDONNE ET DECRETE que la limite de vitesse prescrite au paragraphe (4) de l'article 249 de la Loi sur les chemins de fer soit levée audit croisement, à moins que ne s'y produise, après la date de l'accident mentionné dans l'intitulé de la présente ordonnance, un accident de la nature de celui qui est décrit audit paragraphe de la Loi.

IT IS ORDERED AND DIRECTED that the speed limitation prescribed by subsection 249(4) of the Railway Act shall not be in effect at the said crossing unless an accident of the type specified in the said subsection occurs thereat subsequent to the date of the accident referred to in the heading of this Order.

J. O'Hara

Secrétaire
Comité des transports par chemin de fer

Secretary
Railway Transport Committee

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COMITÉ DES TRANSPORTS PAR CHEMIN DE FER

ORDONNANCE N° R-40437

RAILWAY TRANSPORT COMMITTEE

ORDER NO. R-40437

Le 19 mars 1987

March 19, 1987

RELATIVE à l'accident survenu le 6 février 1987 au croisement de la voie ferrée de la Compagnie des chemins de fer nationaux du Canada et de la rue Waverley, dans la ville de Winnipeg, dans la province du Manitoba, au point milliaire 3,89 de la subdivision Rivers.

IN THE MATTER OF the accident on February 6, 1987, at the crossing of the railway of the Canadian National Railway Company and Waverley Street, in the City of Winnipeg, in the Province of Manitoba, at mileage 3.89 Rivers Subdivision.

Référence n° 38165

File No. 38165

IL EST ORDONNE ET DECRETE que la limite de vitesse prescrite au paragraphe (4) de l'article 249 de la Loi sur les chemins de fer soit levée audit croisement, à moins que ne s'y produise, après la date de l'accident mentionné dans l'intitulé de la présente ordonnance, un accident de la nature de celui qui est décrit audit paragraphe de la Loi.

IT IS ORDERED AND DIRECTED that the speed limitation prescribed by subsection 249(4) of the Railway Act shall not be in effect at the said crossing unless an accident of the type specified in the said subsection occurs thereat subsequent to the date of the accident referred to in the heading of this Order.

J. O'Hara

Secrétaire
Comité des transports par chemin de fer

Secretary
Railway Transport Committee

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Ked 82.03.13
WP 17/03/87
797 17/03
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Order No. 1990-R-630

November 2, 1990

IN THE MATTER OF an application by the City of Winnipeg (hereinafter the applicant), pursuant to section 202 and all other relevant sections of the *Railway Act*, R.S.C., 1985, c. R-3, for authority to reconstruct a "highway", by adding a sidewalk along the west side of Waverley Street, at grade across the track of the Canadian National Railway Company (hereinafter the railway company), at mileage 3.89 Rivers Subdivision, in the City of Winnipeg, in the Province of Manitoba, as shown on Drawing No. RX-129 revised February 20, 1990 (hereinafter the Plan), on file with the National Transportation Agency (hereinafter the Agency).

File No. 38165

WHEREAS the Agency has reviewed the submissions filed.

NOW THEREFORE, IT IS ORDERED THAT:

1. The applicant and the railway company are authorized to carry out the work as shown on the Plan.
2. The work shall be carried out and maintained in compliance with the requirements of the Agency respecting highway crossings.
3. The cost of reconstructing and maintaining the crossing shall be paid by the railway company.
4. The cost of reconstructing and maintaining the highway approaches of the crossing shall be paid by the applicant.

Date Modified :
1990-11-02
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Order No. 1991-R-97

February 18, 1991

IN THE MATTER OF an application by the City of Winnipeg (hereinafter the applicant) pursuant to section 202 and all other relevant sections of the *Railway Act, R.S.C., 1985, c. R-3* for authority to reconstruct the "highway", namely Waverley Street, by widening it where it crosses at grade the track of the Canadian National Railway Company (hereinafter the railway company), at mileage 3.89 Rivers Subdivision, in the City of Winnipeg, in the Province of Manitoba, as shown on Drawing No. RX - 133, Sheet 1 of 1 dated July 1990 (hereinafter the Plan), on file with the National Transportation Agency (hereinafter the Agency).

File No. R 8050/622-003.89

WHEREAS the Agency has reviewed the submissions filed.

NOW THEREFORE, IT IS ORDERED THAT:

1. The applicant and the railway company are authorized to carry out the work as shown on the Plan.
2. The work shall be carried out and maintained in compliance with the requirements of the Agency respecting highway crossings.
3. The cost of reconstructing and maintaining the crossing shall be paid by the railway company.
4. The cost of reconstructing and maintaining the highway approaches of the crossing shall be paid by the applicant.
5. Should the railway company undertake any construction and maintenance work under this Order for the applicant, it shall prepare all accounts using rates not in excess of those stipulated in Schedule "A" entitled Directives, attached to Agency [Order No. 1991-R-52](#) dated February 1, 1991, or its replacement.

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Date Modified :
1991-02-18


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Order No. 2010-AGR-107

February 18, 2010

AGREEMENT between the Canadian National Railway Company and the City of Winnipeg pursuant to subsection 101(2) of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended.

File No. R8050/622-003.89

On September 9, 2009, the Canadian Transportation Agency (Agency) received a letter from the Canadian National Railway Company filing a copy of an Agreement relating to the construction of a road crossing (pedestrian crossing) at Waverly Street and mileage 3.89 Rivers Subdivision, in the city of Winnipeg, in the province of Manitoba.

Pursuant to subsection 101(2) of the *Canada Transportation Act*, the Agreement becomes an order of the Agency as of September 9, 2009.

Date Modified :
2010-02-18


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Order No. 2010-AGR-370

July 7, 2010

AGREEMENT between the Canadian National Railway Company and the City of Winnipeg pursuant to subsection 101(2) of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended.

File No. R8050/622-003.89

On June 4, 2010, the Canadian Transportation Agency (Agency) received a letter from the Canadian National Railway Company filing a copy of an Agreement relating to the alteration and maintenance of the road crossing warning system at Waverly Street and mileage 3.89 Rivers Subdivision, in the city of Winnipeg, in the province of Manitoba.

Pursuant to subsection 101(2) of the *Canada Transportation Act*, the Agreement becomes an order of the Agency as of June 4, 2010.

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2010-07-06


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