



Department  
for Transport

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Our Ref: RNO 6/18/2

19 April 2018

[Redacted]  
[Redacted]  
Eversholt UK Rails Group  
210 Pentonville Road  
London  
N1 9JY

Dear [Redacted]

**The Railways (Interoperability) Regulations 2011 – Class 365 units in use with GTR  
- 2020 accessibility deadline**

Regulation 45 of the Railways (Interoperability) Regulations 2011<sup>1</sup> (RIR 2011) makes it unlawful for a passenger rail vehicle to be used in service on the trans-European rail system in the UK after 31 December 2019 unless it complies with the Technical Specification for Interoperability - Persons with Reduced Mobility (PRM TSI) (and/or defined domestic accessibility standards<sup>2</sup>) except to the extent that:

- a. a derogation from part of the PRM TSI has been granted under Regulation 14 of RIR 2011;
- b. a determination that part of the PRM TSI does not apply has been made under Regulation 13(8) of RIR 2011; or
- c. a dispensation that part of the PRM TSI does not apply has been granted under Regulation 46 of RIR 2011.

**This is a dispensation (effective from the date of this letter) made under Regulation 46(4) of the RIR 2011, granting that the vehicles listed in Annex A, which form the fleet of trains known as Class 365, need not comply after 31 December 2019 with those parts of the PRM TSI 2008 listed in Annex B. This follows consultation with DPTAC<sup>3</sup>.**

**This dispensation replaces the decision issued on 5 May 2015**

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<sup>1</sup> SI 3066/2011

<sup>2</sup> The Rail Vehicle Accessibility (Northern Ireland) Regulations 2001 or Part 1 of Schedule 1 to the Rail Vehicle Accessibility (Non-Interoperable Rail System) Regulations 2010

<sup>3</sup> The Disabled Persons' Transport Advisory Committee

For the avoidance of doubt, a separate derogation or determination made under point a) or b) above would be required for any vehicle listed in Annex A that undergoes an upgrade or renewal that requires an authorisation under RIR 2011 after this dispensation.

I have copied this dispensation to the ORR for their information.

Yours sincerely,

**Jeremy Hotchkiss**

signed by the authority of the Secretary of State

**Annex A**

Units	Vehicles
365 501 to 365 541 (not including 365 526)	65894 to 65975 (not including 65919 and 65960) and 72240 to 72321 (not including 72290 and 72291)

**Annex B**

4.2.2.2.2.1 para 4	Fixed armrests on priority seats
4.2.2.2.2.1 para 6	Height of priority seats
4.2.2.4.1 para 4	Arrangement of door controls
4.2.2.4.2.1 final para	Height of door controls
4.2.2.4.2.2 para 1	Timing of door control illumination
4.2.2.4.3.1 para 6	Height of interior door controls
4.2.2.5	Illumination of step/floor threshold
4.2.2.6.2 para 3	Width of doorway to standard toilet
4.2.2.6.2 para 5	Force to operate soap dispenser
4.2.2.6.2 para 8	Position of handrails in standard toilet
4.2.2.8.2.1 para 1 & 2	Signage
4.2.2.8.3 Para 16	Passenger Information: Measure against RASTI levels
4.2.2.10 para 1	Clearance to handrails
4.2.2.12.1	Platform/train gap & step
4.2.2.12.2 para 4	Height of step