



Department
for Transport

[Redacted]
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Our Ref: RFSPEC 16/23/2

4 December 2019

Dear [Redacted],

The Railways (Interoperability) Regulations 2011 – Abellio Scotrail Mark 2 sets - 2020 accessibility deadline

Regulation 45 of the Railways (Interoperability) Regulations 2011¹ (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 current or future versions of the Technical Specification for Interoperability - Persons with Reduced Mobility (PRM TSI) (and/or defined domestic accessibility standards²) 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 trains known as Abellio Scotrail Mark 2 sets need not comply after 31 December 2019 with those parts of the PRM TSI 2014 in Annex B. This follows consultation with DPTAC³ and is subject to compliance with the following conditions:

- a. The dispensation applies to operation of the vehicles by Abellio Scotrail only;
- b. The existing level of accessibility standards compliance is maintained;
- c. Information on non-compliant features of vehicles and alternative travel options is readily available to passengers to assist with informed journey planning.

¹ SI 3066/2011

² 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

³ The Disabled Persons' Transport Advisory Committee

- d. The operator reports to the Secretary of State on progress to remove the vehicles from service on the Fife Circle route every 28 consecutive days from 1 January 2020 until the dispensation expires.
- e. The permission granted by this dispensation to Abellio Scotrail expires at 23:59 on 31 May 2020.

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 Direct Rail Services, Riviera Trains, Transport for Scotland and the ORR for their information.

Yours sincerely,

Peter Wilkinson

signed by the authority of the Secretary of State

Annex A

Vehicle	Type	Owner	Vehicle	Type	Owner
5919	Mk2F TSO	DRS	6117	Mk2F TSO	DRS
5971	Mk2F TSO	DRS	6122	Mk2F TSO	DRS
5995	Mk2F TSO	DRS	6173	Mk2F TSO	DRS
6001	Mk2F TSO	DRS	9488	BSO	DRS
6008	Mk2F TSO	DRS	9539	BSO	Riviera
6046	Mk2F TSO	DRS	9527	BSO	Riviera
6064	Mk2F TSO	DRS	6027	TSO	Riviera
5787	Mk2E TSO	DRS	9525	BSO	Riviera
5810	Mk2E TSO	DRS	5945	TSO	Riviera
5937	Mk2F TSO	DRS	5955	TSO	Riviera

Annex B

4.2.2.1.1(1)	Number of seatback handholds
4.2.2.3.1(2) and 5.3.2.1(1) and (2)	Force to latch or unlatch a manually operated door and tactile markings.
4.2.2.3.1(4)	Automated door controls
4.2.2.3.2(7-13 and 16)	Audible door enabled tones
4.2.2.4(1)	Interior lux levels

4.2.2.7.3(3-9) and 5.3.2.7(1-5) 4.2.2.7.3(1)	Dynamic visual information
4.2.2.1.1(2)	Height of seatback handholds
	Priority seating
4.2.2.7.4(5)	Standards for quality of audio announcements (RASTI)
	Height of doorway handrails
4.2.2.11.1(1)	Platform gap stepping distances
5.3.2.2 (2)	A visual and tactile (or audible) indication given inside and outside the toilet to indicate when locked.
5.3.2.3 (2)	Standard toilet door width
5.3.2.2(3),(4)	Force to operate any door control device, and other equipment inside the toilet compartment and contrast of toilet control devices.
5.3.2.3 (3)	Provision of a fixed vertical and/or horizontal handrail adjacent to the toilet seat and the wash basin.
5.3.2.4 (9)	Height of toilet seat
5.3.2.9 (1)	Maximum slope of manual boarding ramp
4.2.2.7.2(1)	All safety, warning, mandatory action and prohibition signage compliance ISO 3864-1.
4.2.2.11.2 (4)	Width of contrast band on external steps
4.2.2.2 (1)	Wheelchair spaces
4.2.2.4	Step lighting
4.2.2.5 (1)	Accessible toilet
4.2.2.6 (1)	Clearway through aisle
4.2.2.7.2 (8)	Tactile signage