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for Transport

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Our Ref: RFSPEC 16/23/2

December 2019

Dear [Redacted]

### **The Railways (Interoperability) Regulations 2011 – Transport for Wales Rail Services Class 150 - 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 current or future versions of 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 trains known as Transport for Wales Rail Services Class 150 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> and is subject to compliance with the following conditions:**

- a. The dispensation applies to operation of the vehicles by Transport for Wales Rail Services only;
- b. The existing level of accessibility standards compliance is maintained;

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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

- c. Information on non-compliant features of vehicles and alternative travel options is readily available to passengers to assist with informed journey planning.
- d. The operator reports to the Secretary of State on progress to refurbish the vehicles every 28 consecutive days from 1 January 2020 until the dispensation expires.
- e. The permission granted by this dispensation to Transport for Wales Rail Services expires at 23:59 on 31 August 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 Porterbrook Leasing Limited, Transport for Wales and the ORR for their information.

Yours sincerely,

**Peter Wilkinson**

signed by the authority of the Secretary of State

**Annex A**

<b>Units</b>	<b>Vehicles</b>
150278	52278 + 57278
150279	52270 + 57279
150251	52251 + 57251
150255	52213 + 57255
150231	52231 + 57231
150235	52235 + 57235
150237	52237 + 57237
150230	52230 + 57230
150227	52227 + 57227
150281	52281 + 57281
150245	52245 + 57245

## Annex B

4.2.2.4.2.1 paras 7-10	Door audible warnings
4.2.2.4.2.1 last para	Location of door controls
4.2.2.4.2.2 para 1	Door close visual indication
4.2.2.4.1 para 4	Open / close pushbuttons
4.2.2.12.2 para 2	Contrasting band on step edge
4.2.2.5	Door step illumination
4.2.2.12.1 (as amended by GB specific case in 7.4.1.3.2)	Stepping distances
4.2.2.2.2.1 para 1	10% Priority seating provision
4.2.2.2.2.1 para 2 & 6	Priority seating dimensions
4.2.2.10 para 1 & 4	Handrail diameter
4.2.2.2.1 para 2	Seatback handhold height
4.2.2.4.1 para 1	Internal manual operated latch doors
4.2.2.4.3.1 para 5	
4.2.2.8.1 para 3-7 4.2.2.8.3 paras 3, 4, 7, 8, 9, 13, 14, 16 & 18 4.2.2.8.4 para 1, 2-4	Internal visual passenger information
4.2.2.8.3 para 16	Audio compliance with RASTI standards
4.2.2.8.2.1 para 1, 2 & 3 4.2.2.4.2 para 5	All safety, warning, mandatory action and prohibition compliance ISO 3864-1.
4.2.2.8.2.2 para 3 & 4	Call for aid
4.2.2.6.2 para 5, 6 & 7	Toilet Control Devices
4.2.2.6.2 para 10	Contrast levels for toilet seat
4.2.2.6.2 para 2	Minimum standard toilet door width
4.2.2.6.2 para 8	Toilet handrail diameter
4.2.2.3 para 10	Width of wheelchair tipping screen
4.2.2.3 para 12, 13 & 14	Wheelchair space call for aid
5.4.2	
4.2.2.3 para 16	Wheelchair space signage
4.2.2.3 para 11	Wheelchair space companion seat
4.2.2.4.2 para 5	Sign on train door indicating wheelchair space
4.2.2.6.3.1 para 1	Wheelchair clearance – accessible toilet access

<b>4.2.2.6.3.1 para 2</b>	Wheelchair area signage
<b>4.2.2.6.3.1 para 4</b>	Toilet door lock indication
<b>4.2.2.6.3.1 para 6-15</b>	Universal accessible toilet
<b>4.2.2.6.3.2 paras 1-3</b>	Baby changing facilities
<b>4.2.2.7 para 3</b>	Wheelchair door clearances
<b>4.2.2.12.3.3 para 1 &amp; 2</b>	Manual boarding ramp fixings
<b>4.2.2.12.3.6 para 6 &amp; 7</b>	