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Our Ref: RGEN 39/23/2

15 March 2010

Dear Ian,

### **The accessibility of Class 153 vehicles by 2020**

We have engaged previously on outlining the Department's proposals for targeting the rail industry's efforts at those features of rail vehicles that have the greatest negative impact on the ability of disabled passengers to use certain vehicles, particularly with a view to their operation past 31 December 2019. I have since written, explaining what would be expected on those vehicles owned by Porterbrook that were previously subject to the Rail Vehicle Accessibility Regulations 1998.

I assessed unit 153 335 during our visit on 11 March 2010 to Crown Point depot in Norwich, for compliance against the RVAR and the Technical Specification for Interoperability - Persons with Reduced Mobility. As you are aware, the attached checklist shows the assessed current compliance of that 153 unit against the standards within both standards. The checklist also sets out the Department's view on which areas of these pre-RVAR vehicles (introduced originally as two car Class 155s in approximately 1987, then divided into single vehicle units in 1991) would need to be made more accessible in order for us to allow the use of the units beyond the 1 January 2020 End Date.

Based on the Government's stated intention of an accessible rail fleet by at least 1 January 2020 and, following discussions during the site visit, our understanding of some of the engineering challenges on this fleet, the attached checklist shows:

- The areas on the vehicles which are already compliant with either RVAR or the PRM TSI (labelled with green);
- In yellow, those non-compliant areas of the unit which are not expected to be corrected (unless a novel solution arises) as either:
  - they deliver only marginal improvements in accessibility: eg. making the existing door warning tone compliant with the PRM TSI; or
  - compliance would involve significant re-engineering of the vehicle.
- The non-compliant areas on the vehicle where we expect some work to be done to bring them closer to compliance, without necessarily achieving full compliance with either RVAR or the PRM TSI (labelled with yellow and red checks);

- Areas where the vehicles already partially comply but where further compliance is expected (shown as blue with red checks);
- Finally, those areas (shown in red) where improvements to accessibility will need to be achieved in order for these vehicles to operate beyond the End Date. Eg
  - installation of an audio-visual passenger information system (including a call-for-aid in the wheelchair spaces); and
  - fitment of an accessible toilet.

As this checklist is also for the use of TOCs and bidders for future franchises, the checklist shows overall what is expected to be delivered on a unit in service. It will be helpful for stakeholders to liaise in future to ensure that updated versions of this checklist are created, in order to record progress made towards greater accessibility.

There are nine principal areas where further accessibility is expected.

### Doorways

The cab that was fitted when these units were created from two car units impacts significantly on the door throughway at that end.

Although the external doorways have audible warnings when the doors close, no audible warning is given when the door becomes openable by passengers – this is needed and must be audible externally.

A light source and a contrasting band across the floor-edge are needed to highlight the threshold into the vehicle. Contrast is provided on the step-board but this must be cleaned more regularly.

### Door Controls

The external door controls do not contrast sufficiently from their surroundings.

### Floors

The flooring of the vestibules must contrast with that in the saloon.

### Priority seats

No priority seats are provided on the unit. The correct number of compliant priority seats, with appropriate signage, will be necessary. The Chapman seats currently fitted would be acceptable as priority seats (even though they are slightly non-compliant on width) but must be raised higher and the front clearances improved.

### Handrails

The handrails in the external doorways must be made to contrast.

### Passenger Information System

Although an audible PA system is installed on these units, no visual PIS is fitted (other than the compliant external roller blind system at the ends of the unit) and this will need to be installed.

### Accessible toilet

Wheelchair accessible toilet facilities will be needed on this fleet. As the toilet is currently located at the "non-accessible" end, you expect this to be removed and replaced by

seating, and an accessible toilet fitted at the other end, beside the wheelchair spaces and accessible doorways.

#### Wheelchair spaces

The single wheelchair space currently provided is very poor – and the clearway from the vestibule is inadequate. It is my view that a second wheelchair space is not required on these older single car units (two would be required if they were built new under the PRM TSI).

Notwithstanding the point above, as you will be remodelling this area to fit an accessible toilet, a compliant wheelchair space and space for luggage/bikes, I suggest that you make this latter, flexible space compliant for a second wheelchair too, and provide signage indicating that wheelchair users always have priority.

#### Boarding Aid

A compliant boarding ramp will also need to be provided.

I hope this is helpful to you, and would be happy to consider the solutions you propose. We would also welcome a breakdown of indicative costs and your views on the best time(s) to undertake the work.

This position has been agreed with colleagues elsewhere in DfT National Networks and DPTAC. It should not be used as a precedent on other vehicles, unless the surrounding conditions are exactly the same as this fleet. Equally, you understand that the Department's policy of targeted compliance relates only to existing vehicles, and provides no grounds for building new vehicles with similar non-compliances in the future.

In due course, Porterbrook will be able to ask the Department for a formal determination under regulation 5(8) of the Railways (Interoperability) Regulations 2006 (RIR – which will shortly be updated) of which non-compliances need not be rectified (our response would mirror the compliance checklist attached to this letter). This would then allow this fleet, if so desired, to operate past the 1 January 2020 date for rail vehicles to be accessible, by virtue of new RIR regulation 4B(d)(iii). This last was inserted by the Rail Vehicle Accessibility (Interoperable Rail System) Regulations 2008.

I am copying this to Brian Freemantle and Peter Randall here, and DPTAC. I am also copying to the Office of Rail Regulation, as the body responsible for enforcing the End Date on heavy rail.

Yours sincerely,

**John Bengough**  
Head of Domestic Policy  
Rail Standards & Safety