



Department
for Transport

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Dear [REDACTED]

The Railways (Interoperability) Regulations 2011 – First Greater Western Limited Class 165/1 - 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 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 sub-fleet of trains known as Class 165/1, need not comply after 31 December 2019 with those parts of the PRM TSI 2008 listed in Annex B. This follows consultation with DPTAC³.

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

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 is granted.

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

Unit Number	Vehicle Number	Vehicle Number	Vehicle Number
165101	58953	55415	58916
165102	58954	55416	58917
165103	58955	55417	58918
165104	58956	55418	58919
165105	58957	55419	58920
165106	58958	55420	58921
165107	58959	55421	58922
165108	58960	55422	58923
165109	58961	55423	58924
165110	58962	55424	58925
165111	58963	55425	58926
165112	58964	55426	58927
165113	58965	55427	58928
165114	58966	55428	58929
165116	58968	55430	58931
165117	58969	55431	58932
165118	58879		58933
165119	58880		58934
165120	58881		58935
165121	58882		58936
165122	58883		58937
165123	58884		58938
165124	58885		58939

165125	58886		58940
165126	58887		58941
165127	58888		58942
165128	58889		58943
165129	58890		58944
165130	58891		58945
165131	58892		58946
165132	58893		58947
165133	58894		58948
165134	58895		58949
165135	58896		58950
165136	58897		58951
165137	58898		58952

Annex B

4.2.2.4.2.1 (final para)	Height of exterior door controls
4.2.2.4.2.1.(para 9)	Door closure warning cessation before doors start to close.
4.2.2.4.2.2 (para 1)	Illumination of door control buttons
4.2.2.4.1 (para 4)	Arrangement of open/close buttons
4.2.2.5	Vehicle access step illumination
4.2.2.12.2 (paras 2-4)	Height/depth of external steps
4.2.2.12.1	Platform/train gap & step
4.2.2.10 (para 1)	Handrail clearance (luggage rack only)
4.2.2.2.1 (para 2)	Height of seatback handholds
4.2.2.2.2.1 (para 4)	Fixed armrests on priority seats (declassified first class only)