

# The Rail Vehicle Accessibility (Non-Interoperable Rail System) (Docklands Light Railway) Exemption Order 2019

The Secretary of State makes the following Order, in exercise of the powers conferred by sections 183(1), (2), (4)(b), (5) and (7) and 207(1) and (4) of the Equality Act 2010(a).

In accordance with section 183(4) of the Equality Act 2010 the Secretary of State has consulted with the Disabled Persons Transport Advisory Committee(b) and such other persons as the Secretary of State considers appropriate.

## Citation and Commencement

1. This Order may be cited as the Rail Vehicle Accessibility (Non-Interoperable Rail System) (Docklands Light Railway) Exemption Order 2019 and comes into force at 00:01 hours on 1st January 2020.

## Interpretation

2.—(1) In this Order—

“the 2010 Regulations” means the Rail Vehicle Accessibility (Non-Interoperable Rail System) Regulations 2010(c);

“Docklands Light Railway” means the Docklands Light Railway network between Bank, Tower Gateway, Stratford and Stratford International and Beckton, Woolwich Arsenal and Lewisham stations;

“exempt Class B92 vehicle” means a rail vehicle of the type known as Class B92 with a number in the series 001 to 016 or 022 to 099;

“exempt Class B2007 vehicle” means a rail vehicle of the type known as Class B2007 with a number in the series 101 to 155;

“exempt vehicle” means an exempt Class B92 vehicle or an exempt Class B2007 vehicle.

(2) Unless otherwise stated, in this Order a reference to a numbered paragraph is a reference to that paragraph of Part 1 of Schedule 1 to the 2010 Regulations.

## Exemptions relating to facilities for disabled persons

3. Subject to articles 5 and 6 an exempt vehicle is authorised to be used for carriage on the Docklands Light Railway even if it does not conform to, or is used in a manner that does not conform to the requirements of one or more of the following—

- (a) paragraph 3(5)(b) (audible warning before door closes);
- (b) paragraph 4(2) (illumination of control devices for doors);
- (c) paragraph 10(4)(b) (clearance between the handrail and other parts of the rail vehicle);
- (d) paragraph 3 of Part 2 of the Schedule to the 2010 Regulations (illumination of the edge of the passenger doorway floor).

---

(a) 2010 c. 15.

(b) The Disabled Persons Transport Advisory Committee was established under section 125 of the Transport Act 1985 (c. 67) and has a statutory duty to provide the Government with advice on the public passenger transport needs of disabled people.

(c) S.I. 2010/432, to which there are amendments not relevant to this Order.

## **Exemptions for exempt Class B92 vehicles only**

4. Subject to articles 5 and 6, a Class B92 vehicle is authorised to be used for carriage on the Docklands Light Railway even if it does not conform to, or is used in a manner that does not conform to the requirements of one or more of—

- (a) paragraph 6(5)(b) (width of route between wheelchair-compatible doorway and wheelchair space);
- (b) paragraph 10(4)(a) (diameter of passenger handrail);
- (c) paragraph 13(3) (dimensions of priority seat and space available to its user), but only in relation to the width specifications of the priority seat shown in diagram C1 in Schedule 2 to the 2010 Regulations.

## **Conditions**

5.—(1) The exemption from paragraph 3(5)(b), set out in article 3(a), only applies if each passenger door of an exempt vehicle complies with the conditions in either paragraph (3) or paragraph (5) of this article.

(2) The exemption from paragraph 4(2), set out in article 3(b), only applies if each passenger door of an exempt vehicle complies with the conditions in either or both of paragraphs (4) and (5) of this article.

(3) The conditions in this paragraph are that—

- (a) the passenger door can only be closed by a member of the operator's staff on the vehicle or on the platform next to a doorway of the vehicle; and
- (b) the audible warning device that emits a distinct sound when the door becomes openable by a passenger emits a different distinct sound when the door starts to close.

(4) The conditions in this paragraph are that—

- (a) the passenger door can only be closed by a member of the operator's staff on the vehicle or on the platform next to a doorway of the vehicle; and
- (b) the illumination of the door control surround, as required by paragraph 4(1)(c), ceases when the door starts to close.

(5) The condition in this paragraph is that the passenger door is under the direct supervision of a member of the operator's staff who is standing next to that door when it is closing.

(6) The exemption from paragraph 10(4)(b), set out in article 3(c), only applies if there is not less than 20 millimetres clearance for a passenger's hand between any part of the handrail and any other part of the vehicle, excluding the mountings of the handrail to the vehicle.

(7) The exemption from paragraph 3 of Part 2 of the Schedule to the 2010 Regulations, set out in article 3(d), only applies if—

- (a) the passenger doorway is fitted with ceiling mounted lights that illuminate the floor along the entrance; and
- (b) the edge of the floor along the entrance of the passenger doorway is fitted with a yellow strip.

(8) The exemption from paragraph 6(5)(b), set out in article 4(a), only applies if the route between a wheelchair-compatible doorway and a wheelchair space is not less than 835 millimetres wide at any point.

(9) The exemption from paragraph 10(4)(a), set out in article 4(b), only applies if the passenger handrail has a circular cross section with a diameter of not less than 30 millimetres and not more than 40.2 millimetres.

(10) The exemption from paragraph 13(3), set out in article 4(c), only applies if the minimum width of the priority seat is 430 millimetres.

**Expiry**

6. The exemptions at articles 3 and 4 expire at 23:59 hours on 31 December 2024.

Signed by authority of the Secretary of State for Transport

Date

*Peter Wilkinson*  
Managing Director, Passenger Services  
Department of Transport