

The Rail Vehicle Accessibility (Non-Interoperable Rail System) (Glasgow Subway) 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) (Glasgow Subway) Exemption Order 2019 and comes into force on 1st January 2020.

Interpretation

2. In this Order—

“exempt vehicle” means a rail vehicle of the type known as Metro-Cammell Power Cars and Trailer Cars and operated on the Glasgow Subway;

“Glasgow Subway” means the underground railway network operated in Glasgow by the Strathclyde Partnership for Transport;

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

Exemptions relating to facilities for disabled persons

3. An exempt vehicle will be authorised to be used for carriage even if it does not conform to, or is used a manner that does not conform to, the requirements in Part 1 of Schedule 1 to the 2010 Regulations—

- (a) paragraph 3(1) (doors must contrast with exterior of the vehicle);
- (b) paragraph 3(3) (doors must have audible warning devices), provided there is an audible warning device mounted within the exempt vehicle;
- (c) paragraph 3(5)(a) (warning device must sound for at least 3 seconds);
- (d) paragraph 3(5)(b) (audible warning before door closes);
- (e) paragraph 6 (external doorway dimensions in vehicles with wheelchair spaces);
- (f) paragraph 7 (internal doorway dimensions in vehicles with wheelchair spaces);
- (g) paragraph 8(2) (floor of the vestibule to a passenger doorway in the side of a rail vehicle contrasting with the adjoining floor), provided such vehicles in the fleet that currently comply with this requirement continue to do so;
- (h) paragraph 10(1)(a) (handrails on either side of passenger doorways);
- (i) paragraph 10(4)(a) (diameter of handrails), provided the handrail has a circular cross section with a diameter of not less than 25 millimetres and not more than 40 millimetres;
- (j) paragraph 10(4)(c) (slip-resistant surface for handrails);

(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

- (k) paragraph 10(4)(d) (passenger handrail fitted to contrast with adjacent parts of the rail vehicle);
- (l) paragraph 10(6)(a) (handrail maximum width) provided the handrail fitted on the inside of the vehicle above the entrance doorway has a maximum width, at its major axis, of not less than 28 millimetres and not more than 40 millimetres;
- (m) paragraph 10(6)(b) (handrail minimum width), provided the handrail fitted on the inside of the vehicle above the entrance doorway has a minimum width, at its minor axis, of not less than 18 millimetres;
- (n) paragraph 10(6)(c) (handrail in a narrow width vehicle), provided there is not less than 33 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;
- (o) paragraph 11(1) (interior of a rail vehicle must be fitted with a public address system for audible and visual announcements), provided there is a public address system for audible announcements and that a route map is displayed within the interior of the vehicle;
- (p) paragraph 11(10) (displays inside a vehicle must be visible from at least 51% of passenger seats);
- (q) paragraph 13(3) (requirement for priority seats' bases to be a minimum of 430 millimetres above floor level);
- (r) paragraph 13(6) (signs to indicate priority seats);
- (s) paragraph 18 (minimum number of wheelchair spaces);
- (t) paragraph 19 (nothing must obstruct access to wheelchair spaces, or wheelchair-compatible doorways or toilets);
- (u) paragraph 20 (dimensions of wheelchair spaces);
- (v) paragraph 21 (tables and/or trays for wheelchair spaces).

4. An exempt vehicle will be authorised to be used for carriage even if it does not conform to, or is used a manner that does not conform to, the following requirements in Part 2 of Schedule 1 to the 2010 Regulations—

- (a) paragraph 1 (warning device must sound for at least 3 seconds when passenger doors open);
- (b) paragraph 3 (threshold lights at passenger doorways).

Expiry

5. The exemptions in articles 3 and 4 expire at 2am on 1st July 2022.

Signed by authority of the Secretary of State for Transport

Peter Wilkinson
 Managing Director, Passenger Services
 Department for Transport

Date