

The Rail Vehicle Accessibility (Non-Interoperable Rail System) (Replica Pickering Brake Composite Coach) Exemption Order 2021

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) (Replica Pickering Brake Composite Coach) Exemption Order 2021 and comes into force on 31 March 2021.

Interpretation

2.—(1) In this Order—

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

“the Replica Coach” means the replica of a 1907 Pickering Brake Composite Coach;

(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. The Replica Coach is authorised to be used for carriage on the Welsh Highland Heritage Railway and the Ffestiniog & Welsh Highland Railway, even if it does not conform to, or is used in a manner that does not conform to, one or more of the following requirements—

- (a) paragraph 3(1) (contrast between passenger doorway door and exterior of vehicle);
- (b) paragraph 3(3) (external passenger doorway audible warning devices);
- (c) paragraphs 3(5)(a) (audible sound when doors become openable by passengers);
- (d) paragraphs 3(5)(b) (audible warning before door closes);
- (e) paragraph 6(3) (specified disabled sign outside wheelchair-compatible doorway);
- (f) paragraph 10(1)(a) (positions of handrails close to passenger doorways on the inside of rail vehicles);
- (g) paragraph 11(1) public address system for audible and visual announcements);
- (h) paragraph 11(2) (external public address system for visual announcements on vehicle haulage locomotives)
- (i) paragraph 11(5) (passenger information when vehicle is stationary);
- (j) paragraph 11(6) (mandatory announcements from public address systems inside vehicle);

(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 no amendments relevant to this Order.

- (k) paragraph 11(8) (dimension and contrast requirements of visual announcement displays on vehicle exterior);
- (l) paragraph 11(10) (percentage of passengers able to view passenger information display from seated position);
- (m) paragraph 11(12) (dimension and contrast requirements of visual announcement displays inside vehicle);
- (n) paragraph 13(1) (prescribed proportion of priority seats for disabled persons in vehicle);
- (o) paragraph 13(6) (mandatory sign marking priority seats for disabled persons);
- (p) paragraph 14(1)(e) (illumination around steps for the use of passengers at external passenger doorways);
- (q) paragraph 3 of Part 2 of Schedule 1 to the 2010 Regulations (illumination on floor of external passenger doorway).

Signed by authority of the Secretary of State for Transport

Date: 29 March 2021

Peter Wilkinson
Managing Director, Passenger Services
Department for Transport