



Department
for Transport

From the Minister for Rail
Lord Henty of Richmond Hill
CBE

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Head of Safety, Standards and Environment
Porterbrook Leasing Company Limited
Ivatt House
7 The Point
Pinnacle Way
Pride Park
Derby DE24 8ZS

26 February 2025

Dear XXXXXX

The Railways (Interoperability) Regulations 2011 – Class 170 units

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 on or after 1 January 2020 unless it complies with the Technical Specification for Interoperability - Persons with Reduced Mobility (PRM TSI) set out in the Annex to Decision 2008/164/EC of the European Commission of 21 December 2007, or any amended version of it, or Commission Regulation 1300/2014 of the European Commission of 18 November 2014 which replaced it, or the National Technical Specification Notice on Persons of Reduced Mobility that replaced Commission Regulation 1300/2014 from 1 January 2021, or any variation of that NTSN or any NTSN which replaces it (and/or defined domestic accessibility standards²) except to the extent that:

- a) a derogation from part of the PRM TSI or relevant NTSN was granted under regulation 14 before 31 December 2020, or an exemption from part of it has been granted since that date under regulations 14 and 14A of RIR 2011;

¹ SI 3066/2011

² These domestic accessibility standards include 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

- b) a determination that part of the PRM TSI or NTSN does not apply has been made under regulation 13(8) of RIR 2011; or
- c) a dispensation such that part of the PRM TSI or NTSN 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 Railways (Interoperability) Regulations 2011, granting that the vehicles listed in Annex A, which form the trains known as Class 170, need not comply with those parts of the PRM-NTSN listed in Annex B.

This follows consultation with the Disabled Persons' Transport Advisory Committee (DPTAC), and is subject to compliance with the following conditions:

- a. The dispensation applies to operation of the vehicles by East Midlands Railway and Cross Country Trains;
- b. The existing level of accessibility standards compliance is maintained;
- c. Information on non-compliant features of vehicles and alternative travel options is readily available to passengers to assist with informed journey planning;
- d. East Midlands Railway and Cross Country Trains to assist customers with reduced mobility where and when the vehicles are in operation;
- e. The permission granted by this dispensation expires at 23.59 on 31 December 2030.

For the avoidance of doubt, a separate derogation or exemption made under point a) above or separate determination made under point 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.

I have copied this dispensation to East Midlands Railway and CrossCountry Trains as the operators of the vehicles listed in Annex A to bring this to their attention and to the ORR for their information.

Yours sincerely,



The Lord Hendy of Richmond Hill CBE

MINISTER OF STATE FOR RAIL

Annex A

Unit Number	Vehicle Numbers		
170101	50101	55101	79101
170102	50102	55102	79102
170103	50103	55103	79103
170104	50104	55104	79104
170105	50105	55105	79105
170106	50106	55106	79106
170107	50107	55107	79107
170108	50108	55108	79108
170109	50109	55109	79109
170110	50110	55110	79110
170111	50111	-	79111
170112	50112	-	79112
170113	50113	-	79113
170114	50114	-	79114
170115	50115	-	79115
170116	50116	-	79116
170117	50117	-	79117
170201	50201	56201	79201
170202	50202	56202	79202
170203	50203	56203	79203
170204	50204	56204	79204
170205	50205	56205	79205
170206	50206	56206	79206
170207	50207	56207	79207
170208	50208	56208	79208
170270	50270	-	79270
170271	50271	-	79271
170272	50272	-	79272
170273	50273	-	79273
170397	50397	56397	79397
170398	50398	56398	79398
170501	50501	-	79501

170502	50502	-	79502
170503	50503	-	79503
170504	50504	-	79504
170505	50505	-	79505
170506	50506	-	79506
170507	50507	-	79507
170508	50508	-	79508
170509	50509	-	79509
170510	50510	-	79510
170511	50511	-	79511
170512	50512	-	79512
170513	50513	-	79513
170514	50514	-	79514
170515	50515	-	79515
170516	50516	-	79516
170517	50517	-	79517
170530	50630	-	79630
170531	50631	-	79631
170532	50632	-	79632
170533	50633	-	79633
170534	50634	-	79634
170535	50635	-	79635
170618	50518	56630	79518
170619	50519	56631	79519
170620	50520	56632	79520
170621	50521	56633	79521
170622	50522	56634	79522
170623	50523	56635	79523
170636	50636	56636	79636
170637	50637	56637	79637
170638	50638	56638	79638
170639	50639	56639	79639

Annex B

PRM-NTSN	Subject
4.2.2.7.3 Para (1)	Destination to be displayed on external bodyside
4.2.2.7.3 Para (4)	'Next Stop' display to be readable from all wheelchair spaces.