



Department
for Transport

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Our Ref: RFSPEC 16/23/2

4 December 2019

Dear [Redacted],

The Railways (Interoperability) Regulations 2011 – Northern Class 142 - 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 current or future versions of 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 trains known as Northern Class 142 need not comply after 31 December 2019 with those parts of the PRM TSI 2008 listed in Annex B. This follows consultation with DPTAC³ and is subject to compliance with the following conditions:

- a. The dispensation applies to operation of the vehicles by Arriva Rail North only and restricts operation so that they are only scheduled to operate when coupled with compliant units;
- b. The existing level of accessibility standards compliance is maintained;

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

- c. Information on non-compliant features of vehicles and alternative travel options is readily available to passengers to assist with informed journey planning.
- d. The operator reports to the Secretary of State on progress to replace the vehicles every 28 consecutive days from 1 January 2020 until the dispensation expires.
- e. The permission granted by this dispensation to Arriva Rail North expires at 23:59 on 31 May 2020.

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.

Please note that this dispensation does not operate to relieve you of your duty to make reasonable adjustments where required under the Equality Act 2010.

I have copied this dispensation to Angel Trains Limited and the ORR for their information.

Yours sincerely,

Peter Wilkinson

signed by the authority of the Secretary of State

Annex A

Unit	Vehicle
142004	55545 & 55595
142011	55552 & 55602
142013	55554 & 55604
142018	55559 & 55609
142023	55564 & 55614
142035	55576 & 55626
142036	55577 & 55627
142041	55582 & 55632
142043	55584 & 55634
142045	55586 & 55636
142047	55588 & 55638
142051	55701 & 55747
142055	55705 & 55751
142058	55708 & 55754
142061	55711 & 55757
142065	55715 & 55761
142068	55718 & 55764
142070	55720 & 55766
142071	55721 & 55767

142078	55728 & 55774
142087	55737 & 55783
142090	55740 & 55786
142094	55744 & 55790
142095	55745 & 55791

Annex B

4.2.2.4.2.1 paras 7-10	Door audible warnings
4.2.2.4.2.1 last para	Door controls
4.2.2.4.2.2 para 1	
4.2.2.4.1 1st para	Force to latch/unlatch standard toilet door
4.2.2.4.3.1 para 6	Standard toilet door control position
4.2.2.2.2.1 para 1	10% Priority seating provision
4.2.2.2.2.1 para 2	Signage – tactile
4.2.2.8.2.1 para 1, 2 & 3	
4.2.2.10 para 1	Handrail diameters
4.2.2.2.1 para 4	Step lighting
4.2.2.5	
4.2.2.12.1 (as amended by GB specific case in 7.4.1.3.2)	Stepping distance
4.2.2.8.3 para 1	Bodyside visual displays
4.2.2.8.1 para 3, 4, 5, 6 & 7	Internal passenger information, visual
4.2.2.8.3 paras 2-4, 7, 8, 9 13, 14, 16 & 18	
4.2.2.8.4 paras 1, 2-4	
4.2.2.8.2.2 para 3 & 4	Call for aid provision
4.2.2.6.2 para 5-7	Force, contrast and tactile markings to operate any door control device, and other equipment inside the toilet compartment.
4.2.2.6.2 para 10	Contrast levels toilet seat
4.2.2.6.2 para 2	Minimum standard toilet door width
4.2.2.6.2 para 8	Dimensions of toilet handrail
4.2.2.3 para 10	Dimensions of wheelchair tipping support

4.2.2.3 para 12, 13 & 14 and 5.4.2	Wheelchair space call for aid
4.2.2.6.3.1 para 2, 5 & 16	Wheelchair area signage
4.2.2.6.3.1	Universal accessible toilet
4.2.2.6.3.2 para 1, 2 & 3	Baby change facilities
4.2.2.12.3.6 para 4 & 7	Manual boarding ramp fixings