

2012 No. 105

DISABLED PERSONS

TRANSPORT

**The Rail Vehicle Accessibility (Non-Interoperable Rail System)
(London Underground Circle, District and Hammersmith & City
Lines S7 Vehicles) Exemption Order 2012**

<i>Made</i> - - - -	<i>12th January 2012</i>
<i>Laid before Parliament</i>	<i>18th January 2012</i>
<i>Coming into force</i> - -	<i>13th February 2012</i>

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

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

In accordance with section 184(1), (2) and (3) of that Act and regulation 5(2) of the Rail Vehicle Accessibility Exemption Orders (Parliamentary Procedures) Regulations 2008(c) and having had regard to representations by the Disabled Persons Advisory Committee after consultation under s184(2) of that Act, the Secretary of State has decided that this Order is to be subject to annulment in pursuance of a resolution of either House of Parliament.

Citation and commencement

1. This Order may be cited as the Rail Vehicle Accessibility (Non-Interoperable Rail System) (London Underground Circle, District and Hammersmith & City Lines S7 Vehicles) Exemption Order 2012 and comes into force on 13th February 2012.

Interpretation

2.—(1) In this Order—

(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 transport needs of disabled people.
(c) S.I. 2008/2975.

“Circle Line” means the London Underground route between Hammersmith and Edgware Road stations, via Liverpool Street station;

“District Line” means the London Underground route between Ealing Broadway, Richmond, Wimbledon, Kensington (Olympia), Edgware Road and Upminster stations;

“exempt vehicle” means a rail vehicle of the type known as Circle, District and Hammersmith & City Lines Tube Stock (S7) and with a number in the series 21301 to 21566, 22301 to 22566, 24301 to 24566, an even number in the series 23388 to 23566, or an even number in the series 25302 to 25386;

“Hammersmith & City Line” means the London Underground route between Hammersmith and Barking stations, via Paddington station;

“wheelchair space vehicle” means a rail vehicle of the type known as Circle, District and Hammersmith & City Lines Tube Stock (S7) and with a number in the series 24301 to 24566;

“step-free access” means access to a station platform from an entrance of that station without the use of stairs or escalators.

(2) In this Order, a reference to a numbered paragraph is a reference to that paragraph of Part 1 of Schedule 1 to the Rail Vehicle Accessibility (Non-Interoperable Rail System) Regulations 2010(a).

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 Circle, District and Hammersmith & City Lines even it does not conform with, or if it is used in a manner that does not conform with the requirements of—

- (a) paragraph 3(5)(b) (audible warning before door closes), but only in respect of the period of time for which the distinct sound must be emitted before the door starts to close;
- (b) paragraph 4(2) (illumination of control devices for doors), but only in respect of the period of time between the control device ceasing to be illuminated and the door starting to close;
- (c) paragraph 11(5) (passenger information when vehicle is stationary at a station), but only in so far as it applies to the systems inside the vehicle.

Exemptions relating to facilities for disabled persons in wheelchairs

4. Subject to article 6, a wheelchair space vehicle is authorised to be used for carriage on the London Underground, even if it is used in a manner that does not conform with paragraph 1(1) (the boarding device requirement), but only insofar as the vehicle is stationary at a station platform at Turnham Green, or at a station platform named in tables 1, 2 or 3 of Schedule 1.

Conditions

5.—(1) The exemption in relation to the requirement set out in paragraph 3(5)(b) only applies if the audible warning device emits a distinct sound which is different from that emitted when the doors are opening and which commences at least 1.75 seconds before the doors start to close.

(2) The exemption in relation to the requirement set out in paragraph 4(2) only applies if the illumination of each control device ceases not less than 1.75 seconds before the doors start to close.

(3) The exemption in relation to the requirement set out in paragraph 11(5) only applies to a vehicle that is stationary at a station named in Schedule 2, at a platform indicated against its name, and travelling in the direction also indicated against its name, and only if—

(a) S.I. 2010/432.

- (a) whilst the vehicle is stationary at a station named in that Schedule, the systems inside the vehicle are used to announce which line the vehicle is travelling on and at least one of the following items of information—
 - (i) the destination of the vehicle;
 - (ii) the next stop;
- (b) where no announcement is made at a station as to the destination of a vehicle or its next stop, that information is provided after leaving the station and before the vehicle stops at the next station.

Expiry

6.—(1) The exemption from paragraph 1(1) expires—

- (a) in relation to a station platform named in table 1 in Schedule 1, at the end of 31st December 2017;
- (b) in relation to a station platform named in table 2 in Schedule 1, when step-free access is provided to that station platform;
- (c) in relation to station platform 4 at Turnham Green, either—
 - (i) when step-free access is provided to that station platform, or
 - (ii) when that platform can be accessed, without the use of stairs or escalators, from a vehicle which meets the requirements of paragraph 1(1), and which is stationary at a station platform on the Piccadilly Line at Turnham Green,
 - (iii) whichever is sooner.

(2) The exemptions from the requirements set out in paragraphs 3(5)(b), 4(2) and 11(5) expire at the end of 31st December 2016.

Signed by authority of the Secretary of State for Transport

12th January 2012

Norman Baker
Parliamentary Under Secretary of State
Department for Transport

SCHEDULE 1

Articles 4 and 6(1)

Table 1 Station platforms at which the exemption from paragraph 1(1) will apply until the end of 31st December 2017

<i>Station</i>	<i>Platform</i>
Ealing Broadway	7
Ealing Broadway	8
Ealing Broadway	9

Table 2 Station platforms at which the exemption from paragraph 1(1) will apply until there is step-free access

<i>Station</i>	<i>Platform</i>
Bayswater	1
Bayswater	2
Becontree	1
Becontree	2
Bromley-by-Bow	1
Bromley-by-Bow	2
Dagenham East	1
Gloucester Road	1
Goldhawk Road	1
High Street Kensington	1
Hornchurch	1
Hornchurch	2
Ladbroke Grove	1
Ladbroke Grove	2
Latimer Road	1
Latimer Road	2
Notting Hill Gate	1
Plaistow	1
Putney Bridge	1
Shepherd's Bush Market	1
Shepherd's Bush Market	2
Stepney Green	1
Stepney Green	2
Upminster Bridge	1
Upminster Bridge	2
Upton Park	1
Westbourne Park	1
Westbourne Park	2

Table 3 Other station platforms at which the exemption from paragraph 1(1) will apply

<i>Station</i>	<i>Platform</i>
Acton Town	1
Acton Town	2
Acton Town	3
Acton Town	4
Aldgate	1
Aldgate	2
Aldgate	3
Aldgate	4
Baker Street	1
Baker Street	2
Baker Street	3
Baker Street	4
Baker Street	5
Bow Road	1
Bow Road	2
Cannon Street	1
Cannon Street	2
Chiswick Park	1
Chiswick Park	2
Ealing Common	1
Ealing Common	2
East Putney	1
East Putney	2
Edgware Road (Hammersmith & City Line)	1
Edgware Road (Hammersmith & City Line)	2
Edgware Road (Hammersmith & City Line)	3
Edgware Road (Hammersmith & City Line)	4
Farringdon	1
Farringdon	2
Fulham Broadway	1
Fulham Broadway	2
Great Portland Street	1
Great Portland Street	2
Gunnersbury	1
Gunnersbury	2
Hammersmith (District Line)	2
Hammersmith (District Line)	3
Kensington Olympia	1
Kew Gardens	2
Mansion House	1
Mansion House	3
Monument	1
Monument	3
Notting Hill Gate	2
Paddington (Circle Line)	1
Plaistow	2
Plaistow	3
Putney Bridge	3

Ravenscourt Park	1
Ravenscourt Park	2
Ravenscourt Park	3
Ravenscourt Park	4
Sloane Square	1
Sloane Square	2
St James's Park	1
St James's Park	2
Stamford Brook	1
Stamford Brook	2
Stamford Brook	3
Temple	1
Temple	2
Tower Hill	1
Tower Hill	2
Tower Hill	3
Turnham Green	2
Turnham Green	3
Upton Park	2
Victoria	1
Victoria	2
West Brompton	1
Westminster	1
Westminster	2
Wimbledon Park	1
Wimbledon Park	2
Wood Lane	1
Wood Lane	2

SCHEDULE 2

Article 5(3)

Station platforms at which the exemption from paragraph 11(5) will apply

<i>Station</i>	<i>Platform</i>	<i>Direction of travel</i>
Aldgate	1	Southbound and clockwise
Aldgate	4	Northbound and anti-clockwise
Aldgate East	2	Eastbound
Baker Street	5	Eastbound and clockwise
Barbican	1	Southbound and clockwise
Barbican	2	Northbound and anti-clockwise
Barking	1a	Eastbound
Barking	2	Eastbound
Barking	6	Westbound
Barons Court	1	Westbound
Barons Court	4	Eastbound
Bayswater	1	Anti-clockwise
Bayswater	2	Clockwise

Becontree	1	Westbound
Becontree	2	Eastbound
Blackfriars	1	Westbound and clockwise
Blackfriars	2	Eastbound and anti-clockwise
Bow Road	1	Westbound
Bow Road	2	Eastbound
Bromley-by-Bow	1	Westbound
Bromley-by-Bow	2	Eastbound
Cannon Street	1	Westbound and clockwise
Cannon Street	2	Eastbound and anti-clockwise
Chiswick Park	1	Westbound
Chiswick Park	2	Eastbound
Dagenham East	1	Westbound
Dagenham East	2	Eastbound
Dagenham Heathway	1	Westbound
Dagenham Heathway	2	Eastbound
Ealing Common	2	Eastbound
East Ham	1	Westbound
East Ham	2	Eastbound
East Putney	1	Eastbound
East Putney	2	Westbound
Edgware Road (Hammersmith & City Line)	1	Eastbound and clockwise
Elm Park	1	Westbound
Elm Park	2	Eastbound
Embankment	1	Westbound and clockwise
Embankment	2	Eastbound and anti-clockwise
Euston Square	1	Northbound and anti-clockwise
Euston Square	2	Southbound and clockwise
Farringdon	1	Southbound and clockwise
Farringdon	2	Northbound and anti-clockwise
Fulham Broadway	1	Westbound
Fulham Broadway	2	Eastbound
Gloucester Road	3	Eastbound and anti-clockwise
Goldhawk Road	1	Eastbound and clockwise
Goldhawk Road	2	Westbound and anti-clockwise
Great Portland Street	1	Northbound and anti-clockwise
Great Portland Street	2	Southbound and clockwise
Gunnersbury	1	Southbound
Gunnersbury	2	Northbound
Hammersmith (District Line)	3	Eastbound
Hammersmith (District Line)	4	Eastbound
High Street Kensington	2	Clockwise
Hornchurch	1	Westbound
Hornchurch	2	Eastbound
Kew Gardens	1	Southbound
Kew Gardens	2	Northbound

King's Cross	1	Northbound and anti-clockwise
King's Cross	2	Southbound and clockwise
Ladbroke Grove	1	Eastbound and clockwise
Ladbroke Grove	2	Westbound and anti-clockwise
Latimer Road	1	Eastbound and clockwise
Latimer Road	2	Westbound and anti-clockwise
Liverpool Street	2	Northbound and anti-clockwise
Mansion House	1	Westbound and clockwise
Mansion House	3	Eastbound and anti-clockwise
Mile End	2	Westbound
Mile End	3	Eastbound
Monument	1	Westbound and clockwise
Monument	3	Eastbound and anti-clockwise
Moorgate	1	Southbound and clockwise
Moorgate	2	Northbound and anti-clockwise
Notting Hill Gate	1	Anti-clockwise
Notting Hill Gate	2	Clockwise
Paddington (Circle Line)	1	Anti-clockwise
Paddington (Circle Line)	2	Clockwise
Paddington (Hammersmith & City Line)	15	Westbound and anti-clockwise
Paddington (Hammersmith & City Line)	16	Eastbound and clockwise
Parsons Green	1	Westbound
Parsons Green	2	Eastbound
Plaistow	1	Westbound
Plaistow	2	Eastbound
Putney Bridge	1	Eastbound
Putney Bridge	3	Westbound
Ravenscourt Park	1 and 2	Westbound
Ravenscourt Park	3 and 4	Eastbound
Royal Oak	1	Westbound and anti-clockwise
Royal Oak	2	Eastbound and clockwise
Shepherd's Bush Market	1	Eastbound and clockwise
Shepherd's Bush Market	2	Westbound and anti-clockwise
Sloane Square	1	Westbound and clockwise
Sloane Square	2	Eastbound and anti-clockwise
South Kensington	1	Westbound and clockwise
South Kensington	2	Eastbound and anti-clockwise
Southfields	1	Eastbound
Southfields	2	Westbound
St James's Park	1	Westbound and clockwise
St James's Park	2	Eastbound and anti-clockwise

Stamford Brook	1 and 2	Westbound
Stamford Brook	3	Eastbound
Stepney Green	1	Westbound
Stepney Green	2	Eastbound
Temple	1	Westbound and clockwise
Temple	2	Eastbound and anti-clockwise
Tower Hill	1	Westbound and clockwise
Upminster Bridge	1	Westbound
Upminster Bridge	2	Eastbound
Upney	1	Westbound
Upney	2	Eastbound
Upton Park	1	Westbound
Upton Park	2	Eastbound
Victoria	1	Westbound and clockwise
Victoria	2	Eastbound and anti-clockwise
West Brompton	1	Westbound
West Brompton	2	Eastbound
West Ham	1	Westbound
West Ham	2	Eastbound
West Kensington	1	Westbound
West Kensington	2	Eastbound
Westbourne Park	1	Westbound and anti-clockwise
Westbourne Park	2	Eastbound and clockwise
Westminster	1	Westbound and clockwise
Westminster	2	Eastbound and anti-clockwise
Whitechapel	1	Eastbound
Whitechapel	2	Westbound
Wimbledon Park	1	Eastbound
Wimbledon Park	2	Westbound
Wood Lane	1	Eastbound and clockwise
Wood Lane	2	Westbound and anti-clockwise

EXPLANATORY NOTE

(This note is not part of the Order)

This Order exempts certain rail vehicles of the type S7 from the specified requirements of the Rail Vehicle Accessibility (Non-Interoperable Rail System) Regulations 2010 where the vehicles are used on the Circle, District and Hammersmith & City Lines or at specified station platforms on these Lines.

The Order exempts the vehicles (*articles 3 and 4*) from requirements relating to:

- (a) the length of the audible warning of doors closing;
- (b) the period of time between when the door control device ceases to be illuminated and when the door starts to close;
- (c) the information provided to passengers inside the passenger saloons whilst stationary at the stations and platforms listed in Schedule 2;
- (d) fitting a boarding device to open doorways of vehicles which are required to contain wheelchair spaces (“wheelchair space vehicles”), when these have stopped at certain platforms listed in Schedule 1.

The exemptions are subject to conditions (*article 5*).

The exemption from the requirement to fit a boarding device to the doorways of wheelchair space vehicles when such vehicles stop at certain station platforms is also time limited (*article 6*). Specifically, this exemption extends to:

- (a) 31st December 2017 (in relation to vehicles stopping at the station platforms listed in *table 1, Schedule 1*);
- (b) such time as there is step-free access to the station platform from a station exit, (in relation to vehicles stopping at the station platforms listed in *table 2, Schedule 1*); and
- (c) in relation to platform 4 at Turnham Green, such time as there is either such step free access to that platform, or there is step-free access to that platform from a wheelchair accessible vehicle on the Piccadilly line at the same station.

In respect of vehicles stopping at the station platforms listed in *Table 3 Schedule 1*, this exemption is without limitation of time but the Secretary of State may revoke this exemption by Order.

An impact assessment has not been produced for this instrument as no impact on the costs of business, the public sector, third sector organisations, regulators or consumers is foreseen. An Explanatory Memorandum is available alongside the instrument on the website www.legislation.gov.uk.

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STATUTORY INSTRUMENTS

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DISABLED PERSONS

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