

## SCHEDULES

### SCHEDULE 20

#### RAIL VEHICLE ACCESSIBILITY: COMPLIANCE

##### *Penalty for using rail vehicle that does not conform with accessibility regulations*

- 5 (1) If the Secretary of State thinks that a regulated rail vehicle does not conform with a provision of rail vehicle accessibility regulations with which it is required to conform, the Secretary of State may give the operator of the vehicle a notice—
- (a) identifying the vehicle, the provision and how the vehicle fails to conform;
  - (b) specifying the improvement deadline.
- (2) The improvement deadline may not be earlier than the end of the prescribed period beginning with the day the notice is given.
- (3) Sub-paragraph (4) applies if—
- (a) the Secretary of State has given a notice under sub-paragraph (1),
  - (b) the improvement deadline specified in the notice has passed, and
  - (c) the Secretary of State thinks that the vehicle still does not conform with the provision identified in the notice.
- (4) The Secretary of State may give the operator a further notice—
- (a) identifying the vehicle, the provision and how the vehicle fails to conform;
  - (b) specifying the final deadline.
- (5) The final deadline may not be earlier than the end of the prescribed period beginning with the day the further notice is given.
- (6) The Secretary of State may require the operator to pay a penalty if—
- (a) the Secretary of State has given notice under sub-paragraph (4), and
  - (b) the vehicle is used for carriage at a time after the final deadline when the vehicle does not conform with the provision identified in the notice.