

**Mobility & Access Committee Scotland (MACS)  
Main Committee meeting**

**Minutes of meeting held on Tuesday 26 October 2010  
Conference Room 2, Victoria Quay**

**Present:**

Anne MacLean, Convener

**Members:**

Andrew Holmes (AH)  
James Glover (JG)  
John Ballantine (JB)  
Clare Byrne (CB)  
Bob Benson (BBenson)  
Muriel Masson (MM)  
Annette Monaghan (AM)  
Jane Horsburgh (JH)  
Jane Steven (JS)  
Grahame Lawson (GL)  
Shonagh Terry (ST)

**Secretariat:**

Bill Brash, (BBrash) Sponsor Team Leader.  
Sarah Guy, Assistant Secretary.

**Also Present:**

Dai Powell (DP), Chair Disabled Persons' Transport Advisory Committee  
Caroline Britt (CB), Disabled Persons' Transport Advisory Committee Secretariat  
Chris Oswald (CO), Head of Policy & Parliamentary Affairs, the Equality and Human Rights Commission

**Apologies:**

Heather Fiskin (HF)  
Judith Ballantine, Secretary.

**Welcome and Introductions**

1. The Convener welcomed Dai Powell, Chair of DPTAC to the meeting.

**Apologies**

2. Apologies were received from Heather Fiskin and Judith Ballantine.
3. The Convener informed members that Steven Boyd had resigned, and that Brian Juffs would no longer be attending MACS meetings as an observer but would still assist Members where appropriate. The Committee thanked them both for their contributions.

4. The Convener thanked members for their kind wishes following her recent period of ill health.

5. She informed members that she had received a letter from Donald Carmichael, Director of Transport Policy which stated that as of 1 November, the current MACS Secretariat (Judith Ballantine and Sarah Guy) will be replaced by Linda Craik and Jean Goldie. This is due to structural changes within the team. The Convener paid special thanks to Judith and Sarah for their input, and wished them well in their new roles. The Convener said that the new secretariat would issue their contact details to all Members.

#### **Action – Secretariat**

6. Donald's letter also contained references to the procedures involved in producing consultation responses. The Convener reiterated that it was the working groups' lead officer's responsibility to coordinate consultation responses, but that the secretariat was happy to provide a final proof read prior to submitting responses. All final draft consultation responses should be sent to Linda Craik, who will liaise with the Convener.

7. It was noted that Donald would attend today's meeting during lunch time to introduce himself to members.

#### **Minutes of the last meeting**

8. The minutes were approved.

#### **Matters arising**

9. There were no matters arising.

#### **Secretariat Update**

10. BBrash informed members that local authorities should now have started the statutory process to make all remaining 'advisory' disabled parking places enforceable. The only monitoring regime included in the Act requires each local authority to publish an annual report on the performance of its function in relation to the Act. The Scottish Government was also required to prepare an annual report outlining the performance of local authorities' functions in relation to the Act. The first reports would cover the period 1 October 2009 to 31 March 2011. The local authority reports being published no later than 01 July 2011 and the Scottish Government report being published no later than 01 October 2011.

11. The recent Scottish Ferries Review consultation was discussed. It was agreed that the Convener should write to Transport Scotland outlining MACS' concerns that the consultation document did not appear to have been equality proofed.

#### **Action - Convener**

#### **Convener Update**

12. The Convener updated members on her recent meeting with the Minister. He had praised the recent annual report, as well as discussing DRT in detail. The Minister will be writing to her to acknowledge the annual report.

13. She asked that the Secretariat issue a copy of the Minister's recent speech to the Community Transport Association on this subject.

#### **Action - Secretariat**

14. At the same meeting, the Convener praised the work of the Scottish Rail Accessibility Forum and the Roads for All Forum. She informed the Minister that MACS would like to see similar Accessibility Forums for buses, ferries and air travel. BBrash said that officials were now considering this proposal along with the possibility of establishing a "Public Transport for All" Forum.

15. The Convener advised members that her appearance in front of the Transport, Infrastructure and Climate Change Committee had been scheduled for 14 December at 2.00pm. BBrash said that the Convener can be supported by up to two members, The Convener said that one of whom should be AH, as it was likely that DRT and Community Transport would be discussed.

#### **DPTAC Update**

16. Dai Powell (DP), Chair of the Disabled Persons' Transport Advisory Committee (DPTAC) was introduced to Members. He referred to the recent review of public bodies by the UK Government which concluded that DPTAC would be abolished. DPTAC will continue to meet, however, as from January, it will be operating with the statutory minimum number of members. This will continue until the Public Bodies Act receives royal assent.

17. The main task for members over the coming months would be to try and influence how best its functions are carried out in the future. Dai said that it was likely its successor would not have permanent public appointees and that its membership would be more informal and flexible. He also thought it important to note that the Committee would be operating with a reduced Secretariat.

18. DP said that DPTAC's strength was that it was a pan-disability committee that met solely to advise ministers on transport matters. He also said that it had some statutory responsibilities that would have to be handed on to a successor body.

19. DP said that he wants the Committee to be pro-active and liaise with stakeholders, including MACS. He said that the Committee's main priorities were shared space, mobility scooters and ferry design. He said that DPTAC did not carry out research but did encourage DfT to commission research.

#### **Presentation on the Equality Act 2010**

20. The Convener welcomed Chris Oswald (CO), Head of Policy & Parliamentary Affairs of the Equality and Human Rights Commission in Scotland. His presentation on the Equality Act 2010 re-iterated that this is an extensive and significant piece of legislation; however, today he would concentrate on the contentious aspects of the Act. The members were given handouts of the slides that CO was using for his presentation. He went on to cover the timelines within the Act, the protected characteristics, the new provisions, prohibited conduct, reasonable adjustments, health questionnaires, public sector duty, codes of practice, non-statutory guidance, equal pay and third party harassments.

21. CO said that the duties adopted by the Scottish Government were far stronger than those adopted by the UK Government. He stressed the importance of Equality Impact Assessments being retained in Scotland, saying that a recent review had shown the process to be robust, although there were still a number of officials seemingly unaware of the need to undertake the process for new policies.

### **Revision of Working Groups**

22. The Convener thanked all members and the Secretariat for their work in drawing up the 2009-10 annual report which had been well received by the Minister. She said that following the changes in policy regarding the National Conversation, the NTS Refresh and the resignation of Steven Boyd, that there was a need to re-organise the working groups.

23. The Members spent some time allocating lead officer and support officer duties to the new group of nine workstreams. BBrash agreed to update the workstream spreadsheet and issue it to members; a copy of the workstreams is attached as an annex to these minutes.

### **Demand Responsive Transport**

24. Members discussed the Transport Scotland paper “a Further Review of Demand Responsive Transport in Scotland”, which would be published on the website in the near future.

25. The main concerns were that the report missed the opportunity to include relevant good practice. DP said that the best way for DRT to work was with a social enterprise model and that if the infrastructure is in place it can be a good solution to fill gaps in provision. He said that changes to Section 19 of the Transport Act 1985 would help with the provision of DRT.

26. The Convener suggested that the relevant members write to Brian Juffs to ask if the report can be expanded or if further information can accompany it when placed on the website. Members suggested Brian is asked if he would be able to progress the work in the report.

**Action – JS & AH**

27. JS suggested that MACS should work in partnership on DRT. BB agreed, and said that he would raise the proposal at the next PVS meeting (where he has observer status) stressing the urgency of this work.

### **Reports from Members about Meetings Attended**

28. Members had provided reports in advance on the following events: Sustainable Scotland - Establishing a Greener Future, DPTAC Rail Group and the Scottish Rail accessibility Forum.

29. JH said that she was involved with talks with the British Transport Police on level crossings. She said that the Law Commission was carrying out separate consultations in England and Scotland on level crossings and that the workstream should only respond to the relevant sections of the consultation. The secretariat agreed to forward a link to the consultation document to the relevant members.

**Action - Secretariat**

30. There was a short discussion on the need for all trains to be supplied with platform-based ramps. GL said he had recently witnessed the ramps being used effectively by drivers on the Milngavie to Glasgow line.

31. GL had attended several meetings relating to the Commonwealth Games 2014. He said that a lot of work required to be done to ensure that the venues could cope with a large number of disabled spectators, volunteers and performers. GL agreed that he would re-send the report on his meetings to the Secretariat, who agreed to forward it to members.

**Action - Secretariat**

### **Any Other Business**

32. BB said that it would be useful to hold a separate meeting to fully discuss the implications of the Equality Act. There was also a call for a discussion on access auditing. It was suggested that Yvonne Strachan, Head of Equality Unit and Neil Wands, Transport Scotland could speak at those discussions respectively. It was agreed it would be helpful if the additional day could be added on to a meeting date as some members could stay overnight rather than travelling down twice within a matter of weeks. The Secretariat agreed to canvas members for their availability.

**Action – Secretariat**

33. JS pointed out that the new drop off regime at Scottish airports meant that anyone taking longer than 10 minutes to drop-off a disabled passenger would have to pay a charge and wondered if the Blue Badge Scheme would save disabled people from being charged. BBrash said that airport parking, as private land, is not covered by the Scheme. However he was aware that there were spaces near the front of the car parks for Blue Badge holders but that they were still required to pay a charge to park.

### **Date of next meeting**

34. The next meeting takes place on Tuesday 25 January 2011 at 11.00 am in Victoria Quay.

### **Dates of Future Meetings**

35. The dates of the remaining meetings for 2011 were agreed as follows:

19 April 2011;  
26 July 2011; and  
25 October 2011.

36. These meetings will be held in Victoria Quay, commencing at 11am.

**MACS Secretariat**  
October 2010

## MACS Workstreams

Themes	Sub-groups	Lead Member	Support Members
Rail (incl. light rail).	<b>Scottish Rail Accessibility Forum (SRAF)</b> <a href="http://www.transportscotland.gov.uk/rail/delivering-improvements/accessibility/scottish-rail-accessibility-forum">http://www.transportscotland.gov.uk/rail/delivering-improvements/accessibility/scottish-rail-accessibility-forum</a> <b>Edinburgh Trams</b> <a href="http://www.tiedinburgh.co.uk/tie_index.html">http://www.tiedinburgh.co.uk/tie_index.html</a> <a href="http://www.edinburgh.gov.uk/internet/transport/public_transport/CEC_trams_for_edinburgh">http://www.edinburgh.gov.uk/internet/transport/public_transport/CEC_trams_for_edinburgh</a> <b>Glasgow Subway</b> <a href="http://www.spt.co.uk/subway/">http://www.spt.co.uk/subway/</a>	<b>Muriel Masson</b>	Clare Byrne Jane Steven John Ballantine
Roads	<b>Forth Replacement Crossing</b> <a href="http://www.transportscotland.gov.uk/projects/forth-replacement-crossing">http://www.transportscotland.gov.uk/projects/forth-replacement-crossing</a> <a href="http://www.scottish.parliament.uk/business/bills/billguidance/hybridBillsObjInfo.pdf">http://www.scottish.parliament.uk/business/bills/billguidance/hybridBillsObjInfo.pdf</a> <b>Roads for All Forum</b> <a href="http://www.transportscotland.gov.uk/files/documents/roads/Roads-for-All-revised.pdf">http://www.transportscotland.gov.uk/files/documents/roads/Roads-for-All-revised.pdf</a> <b>Designing Streets, Shared Spaces and Shared Surfaces</b> <a href="http://www.scotland.gov.uk/Publications/2009/01/27140909/0">http://www.scotland.gov.uk/Publications/2009/01/27140909/0</a>	<b>Jane Horsburgh</b>	Anne MacLean Heather Fiskien Grahame Lawson
Commonwealth Games	<b>Glasgow Commonwealth Games 2014</b> <a href="http://www.scottish.parliament.uk/s3/bills/04-GlasgowCommGames/index.htm">http://www.scottish.parliament.uk/s3/bills/04-GlasgowCommGames/index.htm</a> <b>London Olympics and Paralympics 2012</b> <a href="http://www.london2012.com/">http://www.london2012.com/</a> <b>Olympics &amp; Paralympics Legacy</b> <a href="http://www.culture.gov.uk/images/publications/011209finaldisabilityreport.pdf">http://www.culture.gov.uk/images/publications/011209finaldisabilityreport.pdf</a>	<b>Grahame Lawson</b>	Annette Monaghan Jane Horsburgh
Blue Badge	<b>Blue Badge Reform</b> <a href="http://www.dft.gov.uk/transportforyou/access/bluebadge/">http://www.dft.gov.uk/transportforyou/access/bluebadge/</a>	<b>Clare Byrne</b>	Grahame Lawson Bob Benson Muriel Masson
Equality and Disability Awareness	<b>Single Duty Equality Bill</b> <a href="http://www.commonleader.gov.uk/OutPut/Page2438.asp">http://www.commonleader.gov.uk/OutPut/Page2438.asp</a> <b>Disability Discrimination Act</b> <a href="http://www.opsi.gov.uk/acts/acts1995/ukpga_19950050_en_1">http://www.opsi.gov.uk/acts/acts1995/ukpga_19950050_en_1</a> <b>Staff training</b> <a href="http://www.dptac.gov.uk/education/stafftraining/pdf/trainingframework-tabular.pdf">http://www.dptac.gov.uk/education/stafftraining/pdf/trainingframework-tabular.pdf</a> <a href="http://www.dvtani.gov.uk/uploads/legislation/CPCBooklet.pdf">http://www.dvtani.gov.uk/uploads/legislation/CPCBooklet.pdf</a>	<b>Bob Benson</b> <b>James Glover</b>	Shonagh Terry

Themes	Sub-groups	Lead Member	Support Members
<b>Bus and Community Transport</b>	<b>Bus</b> <a href="http://www.scotland.gov.uk/Topics/Statistics/Browse/Transport-travel/TablesPublications/BusCoachStatistics">http://www.scotland.gov.uk/Topics/Statistics/Browse/Transport-travel/TablesPublications/BusCoachStatistics</a> <b>Demand Responsive Transport</b> <a href="http://www.scotland.gov.uk/Publications/2006/12/04104414/8">http://www.scotland.gov.uk/Publications/2006/12/04104414/8</a> <b>Community Transport</b> <a href="http://www.ctglasgow.org.uk/home">http://www.ctglasgow.org.uk/home</a> <b>Concessionary Fares</b> <a href="http://www.scotland.gov.uk/Topics/Transport/concessionary-fares">http://www.scotland.gov.uk/Topics/Transport/concessionary-fares</a> <b>Audio Visual technology</b> <a href="http://www.rtig.org.uk/index.htm">http://www.rtig.org.uk/index.htm</a> <b>Accessible Taxis</b> <a href="http://webarchive.nationalarchives.gov.uk/+http://www.dft.gov.uk/consultations/archive/2009/consulttaxis/">http://webarchive.nationalarchives.gov.uk/+http://www.dft.gov.uk/consultations/archive/2009/consulttaxis/</a>	<b>Andrew Holmes</b> <b>Jane Steven</b>	Shonagh Terry (from February) Muriel Masson (from December)
<b>Liaison</b>	<b>National Transport Strategy</b> <a href="http://www.scotland.gov.uk/topics/transport/NTS">http://www.scotland.gov.uk/topics/transport/NTS</a> <b>Single Outcome Agreements</b> <a href="http://www.improvementservice.org.uk/single-outcome-agreements/">http://www.improvementservice.org.uk/single-outcome-agreements/</a> <b>Equality &amp; Human Rights Commission</b> <a href="http://www.equalityhumanrights.com/scotland/">http://www.equalityhumanrights.com/scotland/</a> <b>Disabled Persons' Transport Advisory Committee</b> <a href="http://dptac.independent.gov.uk/">http://dptac.independent.gov.uk/</a> <b>Passengers' View Scotland</b> <a href="http://www.scotland.gov.uk/Topics/Transport/ptuc">http://www.scotland.gov.uk/Topics/Transport/ptuc</a> <b>COSLA/local authorities</b> <a href="http://www.cosla.gov.uk">www.cosla.gov.uk</a> <b>Regional Transport Partnerships</b> <a href="http://www.scotland.gov.uk/Topics/Transport/regional-partnerships">http://www.scotland.gov.uk/Topics/Transport/regional-partnerships</a> <b>Transport, Infrastructure &amp; Climate Change Committee</b> <a href="http://www.scottish.parliament.uk/s3/committees/ticc/index.htm">http://www.scottish.parliament.uk/s3/committees/ticc/index.htm</a>	<b>Anne MacLean</b>	Andrew Holmes Grahame Lawson Bob Benson (PVS Observer) John Ballantine (DPTAC Member)
<b>Ferries</b>	<b>SG Ferries Review</b> <a href="http://www.scotland.gov.uk/Publications/2008/08/Committee2">http://www.scotland.gov.uk/Publications/2008/08/Committee2</a>	<b>Annette Monaghan</b>	Muriel Masson Anne MacLean John Ballantine

<b>Themes</b>	<b>Sub-groups</b>	<b>Lead Member</b>	<b>Support Members</b>
<b>Environment, Infrastructure &amp; Climate Change</b>	<b>Low Carbon Vehicles</b> <a href="http://www.scotland.gov.uk/Publications/2009/06/25103442/0">http://www.scotland.gov.uk/Publications/2009/06/25103442/0</a>  <b>Active Travel</b> <a href="http://www.scotland.gov.uk/Publications/2009/05/28093408/0">http://www.scotland.gov.uk/Publications/2009/05/28093408/0</a> <b>Regional Transport Strategies</b> <a href="http://www.scotland.gov.uk/Topics/Transport/regional-partnerships">http://www.scotland.gov.uk/Topics/Transport/regional-partnerships</a> <b>Strategic Development Plans</b> <a href="http://www.scotland.gov.uk/Resource/Doc/212607/0084258.pdf">http://www.scotland.gov.uk/Resource/Doc/212607/0084258.pdf</a>	<b>Heather Fiskien</b> <b>Annette Monaghan</b>	James Glover Jane Horsburgh