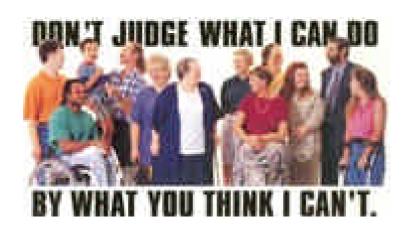
Developing a Strategic Action Plan to Minimise Risk of Discrimination against Impaired Persons in Buildings and Facilities





Synopsis

In 1992 the Federal Disability Discrimination Act (DDA) was passed into law, making it unlawful to discriminate against a person on the grounds of disability including work, accommodation, transport education and access to premises. From May 2011 it was a requirement that all new building works in public accessible buildings and offices, be provided with access for those impaired. The following paper offers a method to develop strategic plans to firstly (1) pro-actively investigate existing properties to identify potential non-compliance issues, evaluate potential risk, estimate remediation costs, and develop a Strategic Financial Plan to comply with the intent of the Disability Discrimination Act and Regulations and secondly (2) to produce a public Action Plan under "Section 64 of the act" for lodgement with the Human Rights and Equal Opportunities Commission (HREOC), as a documented action statement and defence against litigation under the Disability Discrimination Act.



Ian Childs NAM/; F.IPEA; M.AIES; M.SFS; M.SBSE; Aff.CIBSE m International 61-2-9594-4477 - Aust (02)9594 4477 ian@ndibs.com.au

www.ndibs.com.au

www.fireassess.com.au



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Retrospective Legislation with unforeseen impacts. 1.0

In 1992 the Federal Disability Discrimination Act (DDA) was passed into law, making it unlawful to discriminate against a person on the grounds of disability including work, accommodation, transport education and access to premises. While this new legislation was viewed as beneficial and equitable for disabled persons, an unforeseen side effect was this legislation had a retrospective component that can impose major financial costs for many existing properties. Existing buildings have been constructed in the past to the Building Codes and Local Government Regulations prevailing at the time.

Compliance with Building Code of Australia (BCA) and State Government Building Acts does not guarantee compliance with the overarching requirements in the Federal DDA. If a complaint is lodged with the Human Rights and Equal opportunities Commission (HREOC) government funded legal action can be instigated against building owners and operators. In August 1998 the Australian Building Codes board undertook a Regulatory Impact Statement (RIS), of construction costs to upgrade existing buildings to satisfy the DDA requirements. The cost impact were estimated at \$17,6 billion to upgrade all existing Australian buildings over a proposed refurbishment cycle of 15~25 years.

Who can complain of discrimination? 2.0

Persons with disabilities can be divided into four main groups: wheelchair users, ambulant persons with some form of mobility impairment, people with a hearing disability and people with a sight disability. The predominant discrimination issues for each of these groups are:

- Ambulant people may be discriminated against by limited car parking spaces, narrow access, entries & doorways, inaccessible parts of the buildings, inability to use lifts and escalators, inadequate building evacuation paths, and lack of adequate sanitary facilities.
- Hearing disabled people may be discriminated against by restricting hearing augmentation systems, inability to use lifts and escalators, inadequate visual fire alarm warning systems, inadequate communication and evacuation warning systems.
- Wheelchair restricted people may be discriminated against by limited car parking spaces, narrow entrances, lack of access ramps, inability to use lifts and escalators, inadequate building evacuation paths, and lack of adequate sanitary facilities public facilities and seating.
- Vision impaired people may be discriminated against by inadequate navigation aids to assist traversing building areas such as entrances, exits, stairways, passageways, toilets, public areas, all parts of the building, lifts, escalators and lack of audible information systems.

3.0 **Prosecutions under the Disability Discrimination Act**

In August 1995 the HREOC commissioner received a complaint regarding lack of adequate wheel chair access to a cinema complex in Coffs Harbour NSW. At the hearing it was found the lack of wheel chair access was unlawful discrimination by the cinema operators.

A further complaint was successfully lodged against the Coffs Harbour City Council, who approved the development application for the cinema complex. It was found "A person who causes, instructs, aids or permits another person to do an act which is unlawful under Division1,2 or 3 of part of the act, is also taken to have done the act". This established the potential liability of third parties to unlawfully discrimination.

In 1994 a complaint was brought against the Queensland Government regarding the failure to provide access to the front entrance of the Brisbane Convention Centre for persons with mobility impairment. A disabled lift had been installed at the rear of the complex, but it was argued that this was not an equitable or dignified entrance, and therefore discriminated against mobility-impaired persons. The tribunal found the failure to provide access at the front of the building was unlawful discrimination and directed the installation of an additional lift at a cost of \$300,000. In 1998~99 fifty seven (57) complaints were lodged regarding access to buildings. These complaints have escalated and continue to do so.

One case regarding access to a property the complainant alleged discrimination against her and her daughter by a chain of restaurants. The complainant claimed that her daughter, who uses a wheelchair, did not have equal access to local restaurants and facilities within the restaurants.



In conciliation the respondent agreed to make modifications to the local restaurants to ensure access for the complainant's daughter. The respondent also agreed to lodge an action plan with the Commission. The action plan provides for an audit of all restaurants throughout Australia, action to modify restaurants to accommodate people with disabilities and disability awareness training for their staff.

Areas of Unlawful Discrimination

Complainants do not need to be existing customers to be aggrieved by lack of access to your premises. Complaints under the DDA may be made by (or on behalf of) a person aggrieved. Some areas of potential complaint may be lack of ramps, wheelchair access, restaurant seating, adequate disabled parking, disabled toilets, access to all areas, stairways, lift escalators, wide entrance doors, accessible lift controls, accessible public telephones, ATM's water fountains, hand basins, door handles, toilets, public furniture, tactile floor surfaces, listening or hearing augmentation systems, audible and visual fire warning systems, adequate lighting levels, public signs, sympathetic management and maintenance practices.

Tenants such as restaurants, shops, cinemas, swimming pools, bars and theatres may also discriminate by not providing adequate facilities and services for disabled patrons. Complainants need not even be customers to be aggrieved by a perceived lack of facilities in the premises.

Unjustifiable Hardship Defence 5.0

The DDA covers not only buildings but built infrastructure, such as car parks, sports fields, parks, pathways, roads, kerbs, footpaths, and transport systems. Owners of existing buildings which discriminate against people with disabilities are faced with the possibility of a complaint being made against them, and the accompanying costs for legal and resultant corrective work. A defence of *unjustifiable hardship* is available to existing building owners. This involves preparation of an Action Plan (under section 23 of the act) showing that to provide equal access would result in unjustifiable hardship.

To prepare a case for unjustifiable hardship you need to survey your property, and develop an Action Plan for the Commission identifying the detriment likely to be suffered, effect on the disabled person and financial impacts to the respondent. Unjustifiable hardship can include, technical limitations, topographical restrictions, effect (both positive and negative) on people of providing the required level of access; the benefit to people with disabilities; and direct and indirect costs of providing additional access or facilities.

6.0 **Disability Access Compliance Surveys**

Following the increase in complaints regarding access to existing buildings, many owners and managers are taking a pro active approach by undertaking disability access compliance surveys before complaints occur. This enables owners to identify areas of high risk and prioritize cost impacts. Past surveys of existing buildings have identified twenty four (24) high risk potential areas for complaints regarding discrimination.

A proven approach is to use risk management techniques to evaluate risks in terms of cost to rectify (financial severity) and complaint risk (probability). Surveys provide owners with an action plan identifying low cost items able to be rectified immediately, medium cost items to be programmed in a 10~15 year works program, and high cost items for which a case for unjustifiable hardship can be prepared.

> The Lodgement of an action plan with HREOC has the potential to be used as a defence should a complaint be raised in the future. NDIBS provide both Investigation of Non Compliance and Action Plans for HREOC lodgement, for property owners and managers throughout Australia.



7.0 Stage 1 -Investigate Non Compliance Issues/ Risks/ & Costs

The first step would be to identify what areas of your property or facility does not comply with the act, and could be the basis of a future complaint under the act. To manage an issue you first need to quantify what the problem is, and what alternatives you may have.

Compliance surveys and action plans are strongly encouraged for existing properties and new developments to identify where changes need to be made to either comply with the act, or provide a defence against potential future litigation under the Act.

Specific building circumstances can be investigated, alternative solutions estimated, and presented in the form of a corporate strategic plan, for tabling with the property owners or corporate board to be included in long time frame planning.

7.1 Stage 1 -Investigation of Disability Access Non Compliance

- 1 Continuous Path of Travel
- 2 Infrastructure
- 3 Car Parks
- 4 Stairways Escalators and Moving Pathways
- 5 Approaches and Entrances
- 6 Lifts
- 7 Ramps
- 8 Sanitary Facilities
- 9 Fixed Seating Venues
- 10 Ground and Floor Surfaces
- 11 Listening Systems for Hearing Augmentation
- 12 Controls
- 13 Furniture and Fitments
- 14 Symbols and Signs
- Warnings and Alarms
- 16 Lighting
- 17 Background Sound Systems
- 18 Public Address Systems
- 19 Residential Buildings Other than Homes
- 20 Emergency Egress
- 21 Discrimination Arising from Management
- 22 Discrimination from Staff
- 23 Use of Chemicals and Materials

7,2 Stage 1 - Strategic Action Plan Outcomes

- Identify Non Compliance Areas & Risks
- & Evaluation of Probability of potential litigious impact
- & Evaluation of Costs to remedy Non Compliance areas
- & Quantify and justify potential "Unjustifiable hardship" issues
- & Evaluate alternative designs to achieve solutions
- 5 Final Cost Benefit Analysis of alternate solutions
- Report to Board of Directors or Body Corporate



8.0 Stage 2 – Develop an Action Plan and Lodgement with HREOC

Development of a corporate action plan, subsequently lodged with the Commissioner for Human Rights and Equal Opportunity under Section 64 of the act, would be available and provide a defence against potential litigation under the act.

The Stage 2 action plan could be developed with information from stage 1. The management would consider all identified non-compliant areas, alternate solutions, estimates of cost, estimates of risk, operational problems, and develop a long time frame corporate action plan for the facility.

The action plan would be a public document and hence consideration needs to be given to the commitments to time frames for solutions to comply with the act. Where solutions are impractical or prohibitive to action, a defence of Unjustifiable hardship would be incorporated in the action plan, based on sound reasoned technical argument.

The corporate strategic action plan, would take the long time frame view over 15~20 years to incorporate major asset upgrades and replacements allowed for in sinking fund plans.

8.1 Stage 2 – Typical Action Plan would include

- 1 Corporate statement of commitment
- 2 Definitions and terms
- 3 Document & Plan Review Process
- 4 Development of Action Plan
- 5 Monitoring and Evaluation
- 6 Objectives of Plan
- 7 Strategies New design
- 8 Strategies Access Barriers
- 9 Strategies Products & Services
- 10 Strategies Information dissemination
- 11 Strategies Policies and Procedures
- 12 Strategies Communication of Action Plan
- 13 Strategies Consultation with Users
- 14 Strategies Compliance Process
- 15 Strategies Program of Remedial Works
- 16 Strategies Time Table of Works
- 17 External Certification of Works
- 18 Unjustifiable Hardship List of Areas
- 19 Unjustifiable Hardship Technical Detail
- 20 Unjustifiable Hardship Supporting Information

8.2 Stage 2 – Lodgement of Action Plan

- Preliminary discussion with Disability Groups
- Discussion with HREOC regarding Unjustifiable Hardship"
- b Draft Action Plan for Body Corporate/ Board Approval.
- § Final Action Plan with "Unjustifiable hardship" inclusions
- Lodgement of Action Plan Version 1.0 with HREOC



9.0 Checksheet for Compliance

The following section is a compilation of the major access and mobility design aspects of the BCA, Australian Standards AS 1428, 4299, and other guidelines produced by the Human Rights and Equal Opportunity Commission

A checklist has been prepared as a guide of how to provide consistent design of proposals with these standards. Compliance with these requirements will not automatically result in approval of your proposal by the regulator as there is still a requirement to demonstrate compliance with the Disability Discrimination Act, 1992, full range of matters under the Part 3 – Approvals Guide, and other relevant statutory documents.

9.1 Signs

Applicable (please tick)
Non-applicable (please tick)

			/ 1 / 1 / 1
9.1.	- J - (Fully Complies	(please tick)
(a)	Are signs clear and legible and incorporate the appropriate	\/	
	international symbol (Figure 9.1.3)	☐ YES	□ NO
(b)	Are tactile signs provided in key locations including:		
	Entrances?	\ \ \ YES	□ NO
	& Exits?	YES	□ NO
	も Lifts?	☐ YES	□ NO
	Sanitary facilities?	☐ YES	□ NO
	Accessible parking?	☐ YES	□ NO
	Spaces with hearing augmentation?	☐ YES	□ NO
(c)	Are directional signs provided at regular intervals and at least at		
` ′	every major change of direction?	☐ YES	□ NO
(d)	Are the colour of signs and lettering chosen to enhance the		
` ′	legibility of the signs and have a minimum 30% luminance		
	contrast? (Recommended colour combinations are: white on black,	☐ YES	□ NO
	yellow on black and white on blue)	_	_
(e)	Are signs placed at a height between 1200mm and 1600mm		
, ,	above the floor/ground level?	☐ YES	□ NO
(f)	Is the lettering simple, clear and easy to read of a size, which is		
` ′	visible from the appropriate distance (in accordance with Table		
	9.1.2 below)?	☐ YES	□ NO
Note: (a) to assist legibility, international pictograms shall be used in addition to words.			
(b) tactile signs shall use enlarged raised print and Braille, internationally recognised symbo			sed symbols,
and luminance contrast a minimum of 30% in accordance with AS: 2899.1)			-
Note: Development Applicants must meet the requirements set out above. If not, an alternative		ernative	
	proposal must be submitted to the Regulator (Local Council)	•	

Table 9.1.2	
Required Viewing Distance	Minimum Height of letters
2 metres	6 mm
4 metres	12 mm
6 metres	20 mm
8 metres	25 mm
12 metres	40 mm

This table shows height of letters for varying viewing distances

Required Viewing Distance	Minimum Height of letters
15 metres	50 mm
20 metres	80 mm
35 metres	100 mm
40 metres	130 mm
50 metres	150 mm

Source: Building Access Outcomes Report prepared by Australian Building Codes (refer to AS 1744)

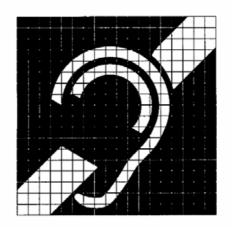


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Figure 9.1.3 - International Symbols

AS 1428.1-





NOTE: The grid is for positioning purposes only.

9.2 Lighting

Applicable (please tick) Non-applicable (please tick)

9.2.	1 L	ighting Source: AS 1428.2, AS	1680.2 & AS/NZS 2293.1~3)	Fully Complies (pl	ease tick)
(a)			of maintenance illumination been		
()		ided (in accordance with		□ YES	⊓ №
	ંક	Passageways and wal		—— ☐ YES	
	8	Stairs	150 lux	☐ YES	
	\$	Ramps	150 lux	☐ YES	
	8	Lifts	100 lux	☐ YES	
	8	Toilet and locker room	s 200 lux	— ☐ YES	
	8	Counter tops	250 lux	☐ YES	
	8	General displays	200-300 lux	☐ YES	□ NO
	8	Telephones	200 lux	☐ YES	□ NO
(b)			vided along the main accessible		
		ways and internal circul		☐ YES	□ NO
(c)			nation provided at building entries		
		exits to assist people wi	•	☐ YES	□ NO
(d) Are light switches horizontally aligned with door handles and					
			han 900mm or more than 1100mm		
			and not less than 500mm from		
		nal corners?		☐ YES	☐ NO
(e)			ed which provide some illumination		
		ery flight of stairs and e		☐ YES	☐ NO
(f)		0 , 0 .	ed within toilet and washroom		
N.L.				□ NO	
NOt	Note: (a) the design and detailing of lighting shall eliminate glare, illuminate signage, highlight level changes and glare-free with a minimum illuminance level of 50 lux at ground level.				
	(b) a minimum of 50 lux shall be provided outside the entry or exit				5 1.
Note			must meet the requirements set out a		ative
1400			ted to the Regulator (Local Council)	bove. Il fiot, all alterna	alive
	Р		ted to the Negulator (Local Council)		



Floor, Ground and Wall Surfaces

Applicable ☐ (please tick)
Non-applicable ☐ (please tick)

9.3.	1 Floor, Ground and Wall Surfaces (Source: AS 1428.2–1992)	Fully Complies	(please tick)
(a)	On the required continuous accessible path of travel, are there		
	non-slip resistant surfaces (particularly when wet) provided to		
	floors, including showers and toilets?	☐ YES	□ NO
(b)	Are highly polished, glazed or glossy surfaces avoided in order		
	to avoid slippage and reflection problems?	☐ YES	□ NO
(c)	Have tactile ground surface indicators been provided at the		
	following locations:		
	Stairways, escalators and ramps?	☐ YES	☐ NO
	kerb ramps and step ramps with appropriate	- VE0	
	luminance contrast?	☐ YES	□ NO
	Bedestrian crossings at roadways?	☐ YES	☐ NO
	Pedestrian crossings in high use vehicular areas e.g. car parks?		
	•	☐ YES	
	ቴ Vehicle pick-up and drop-off areas? ቴ Railway platforms?	☐ YES	
	b. Passenger wharves?	☐ YES ☐ YES	□ NO □ NO
	Where there is a hazard within a circulation space or	☐ 1E3	
	adjacent to a path of travel?	☐ YES	□ NO
(d)	Are floors, ground and wall surfaces made with a low reflectivity		
(u)	material to avoid disorientating images for people with vision		
	impairment?	☐ YES	⊓ №
(e)	Is the type of paves, location and gradient chosen to minimise		
(6)	the chance of moss growth or other circumstances that may		
	cause the pavers to become slippery?	☐ YES	□ NO
(f)	Are permanent, durable and non-slip strips applied to non-		
(')	complying surfaces?	☐ YES	⊓ №
Not			
	use should be minimised.		
	Appropriate design solution is to provide a continuous path of the		
	indicators. However this does need to be carried out with causing no degrading of indication to those visually impaired (changes of level on stairs including intermediate landings where		
	handrail tactile indication is not installed.	ermediate iariding	s where
Not	Note: Development Applicants must meet the requirements set out above. If not, an alternative		
1400	proposal must be submitted to the Regulator (Local Council)	bovo. Il riot, all alt	oauvo

9.4	Car Parking Facilities
Applica	able [(please tick) If your building is associated with a specific carpark you should tick applicable
Non-ar	onlicable (please tick)

9.4.1 Car Parking Facilities (Source: AS 1428.1 & 2 and AS 2890.1&5)		Fully Complies (pl	lease tick)	
(a)	Are designated car parking spaces for people with a disability close to accessible entrances/wheelchair lifts and connected to them by a continuous accessible path of travel?	☐ YES	□ NO	
(b)	Is the car parking spaces clearly marked on the pavement and of a minimum size of 3.2 m wide and 5.4 m long ?	☐ YES	□NO	
(c)	Do parking spaces have unobstructed headroom of 2.5m for a length of not less than 2160mm from the front of the space?	☐ YES	□ NO	
(d)	Are two kerb ramps provided between the roadways surface and pedestrian areas (AS 2890.1)?	☐ YES	□ NO	
(e)	If there is a boom gate or other access control pad, does the height comply with the required 900-1100mm range (AS 1428.1 Preferred height 1000mm)?	☐ YES	□ NO	
(f)	Are directional signs posted and located in a position where they are clearly seen showing entrances/exits, location of designated parking spaces and other accessible facilities?	☐ YES	□ NO	
(g)	Are parking spaces well lit, clearly line marked (with non-slip or textured paint) on the ground and signposted with the international symbol?	☐ YES	□ NO	
(h)	Is the surface of the parking space level (i.e. gradient not			
	greater than 1:40), parallel to or at 90° to the angle of parking? (1:33 is permissible for outdoor bituminous sealed areas)	☐ YES	□ NO	
Note	Note: Development Applicants must meet the requirements set out above. If not, an alternative proposal must be submitted to the Regulator (Local Council)			

9.5 Walkways, Ramps & Landings

Applicable (please tick)
Non-applicable (please tick)

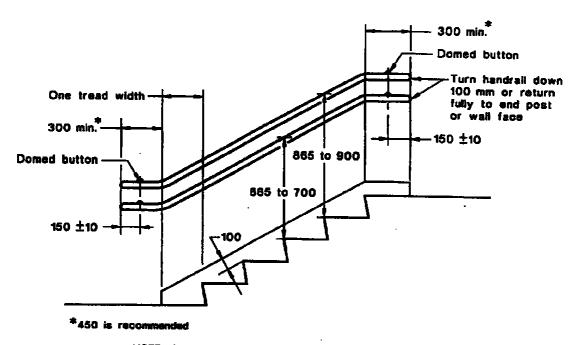
9.5.	1 General (Source: AS 1428.1 and AS 1428.2)	Fully Complies (p	lease tick)
(a)	Are paths of travel from the road and car park to all areas of a building or place level, or have minimal changes in level using ramps or walkways?	☐ YES	□ NO
(b)	Do walkways, ramps and landings have a minimum unobstructed depth of 1200mm and minimum headroom of 2000mm?	☐ YES	□ NO
(c)	Do walkways and paths have a smooth, durable and non-slip surface and are designed with a crossfall or camber of less than 1:40?	☐ YES	□ NO
(d)	Are walkways, ramps and landings constructed with smooth transitions between sections of different gradients and materials not exceeding any raised/fall surfaces between sections of a maximum of 5mm?	☐ YES	□ NO
(e)	Are any ramps and walkways straight and have provisions been made to prevent a user from leaving the walkway accidentally?	☐ YES	□ NO
(f)	In outdoor conditions, have walkways, ramps and landings been designed so that water does not accumulate on surfaces?	☐ YES	□ NO



9.5.	2 Wa	lkways	Fully Complies	(please tick)
	(So	urce: AS 1428.1 and AS1428.2)		
(a)	Do all	walkways have a maximum gradient of 1:20 and are		
	consta	nt between landings with a maximum 1:40 cross fall?	☐ YES	☐ NO
(b)		dings provided at intervals not exceeding:		
		for a 1:33 walkway?	☐ YES	☐ NO
	14 m –	for a 1:20 walkway?	☐ YES	☐ NO
(c)		the ground slopes away within 600 mm of the walkway,		
	are kei	bs and handrails provided on both sides and able to be		
	used w	rith either hand?	☐ YES	☐ NO
Note	e: <i>(a)</i>	for walkway gradients between 1:33 and 1:20, landings sh	nould be provided a	nt intervals by
		linear interpolation.		
	(b)	landings are not required where walkway gradients are fla	tter than 1:33.	
	(c)	walkways may be longer than 60 m if necessary.		

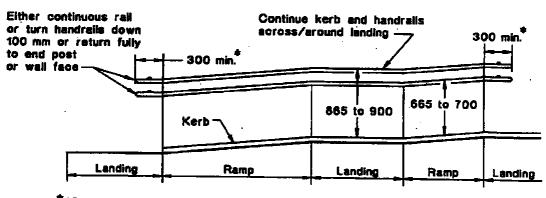
9.5.3 Ramps	Fully Complies (please tick)		
(Source: AS 1428.1 & 2 and AS 2890.1&5)			
(a) Do ramps have a maximum length of 60 m?	☐ YES ☐ NO		
(b) Where ramps are provided, are adjacent stairs also provided for those who have difficulty walking up or down ramps?	☐ YES ☐ NO		
(c) Are landings provided on ramps at changes of direction and at intervals not exceeding:			
	☐ YES ☐ NO		
6 m – for a 1:14 ramp?	☐ YES ☐ NO		
(d) Are there continuous kerbs and handrails on both sides of ramps and intermediate landings provided in accordance with			
Figure 9.5.4?	☐ YES ☐ NO		
(e) Is there a tactile floor indicator integrated and extending for 200mm away from the ramp at both the top and the bottom of			
the ramp?	☐ YES ☐ NO		
(f) Are kerb ramps a maximum of 1:8 , but only when it is not possible to provide a ramp or lift and if ramp is proposed are landings provided every 1520mm of run?	☐ YES ☐ NO		
(g) Are landings not less than 1200mm in length and for kerb ramps and step ramps are they not less than 1350mm long?	YES NO		
(h) Has a warning strip been provided at the top of the ramp to highlight the change in plane?	☐ YES ☐ NO		
Note: (a) for ramp gradients between 1:19 and 1:14, landings should be provided at intervals by linear interpolation.			
(b) the tactile ground surface indicators (TGSIs) should have at least 300mm wide and 600mm long in accordance with AS 1428.4, Clause 6.2.			
Note: Development Applicants must meet the requirements set out proposal must be submitted to the Regulator (Local Council)	above. If not, an alternative		

Figure 9.5.4 - Ramp and Stairway Handrails



NOTE: Height of rails measured from assing of tread to top of rails.

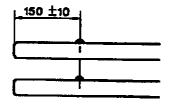
(a) Stairway handrails



*450 is recommended

NOTE: Height of rails measured from trafficable surface to top of rails.

(b) Ramp handrails



(c) Domed buttons indicating discontinuity of handrail



9.6	Stairwa	ys	
Appli	cable	🗌 (plea	se tick)
Non-	applicable[🗌 (plea	se tick)

9.6.1 Stairways (Source: AS 1428.1 and 1428.2)	Fully Complies (please tick)
(a) Is a ramp or lift provided in additions to stairways?	☐ YES ☐ NO
(b) Spiral stairways and stairways with open risers are not provided	☐ YES ☐ NO
(c) Are there colour contrasting strip 50-75 mm on the step tread	
(AS 1428.2)?	☐ YES ☐ NO
(d) Is there a tactile floor indicator integrated and extending for	
200mm away from the ramp at both the top and the bottom of	
the ramp (AS 1428.4)?	☐ YES ☐ NO
(e) Are handrails provided on both sides of the stairways and in	
accordance with the following:	
where practicable the outside handrail is continuous	
throughout the stair flight and around landings?	☐ YES ☐ NO
The inside handrails are continuous and at landings The inside handrails are continuous and at landings The inside handrails are continuous and at landings The inside handrails are continuous and at landings	
maintain a height that is parallel to the finished floor?	☐ YES ☐ NO
Where there is a background wall, do handrails have a luminance contrast factor with the wall of not less than 30%?	☐ YES ☐ NO
(f) Do handrails extend a minimum of 300mm past the top and	L TES L NO
bottom of the flight of stairs (see Figure 9.5.4 above)?	☐ YES ☐ NO
(g) Do all steps have non-slip coverings/surfaces?	☐ YES ☐ NO
Note: The tactile ground surface indicators (TGSIs) should have at le	
long in accordance with AS 1428.4, Clause 6.2.	sact coo min was and coo min
Note: Development Applicants must meet the requirements set out a	above. If not, an alternative
proposal must be submitted to the Regulator (Local Council)	
9.7 Handrails & Grabrails Applicable (please tick) Non-applicable (please tick)	
9.7.1 Handrails & Grabrails	Fully Complies (please tick)
(Source: AS 1428.1 and 1428.2)	
(a) Are top handrails fixed securely between 865mm and 1000mm	☐ YES ☐ NO
from the finished floor of the walkway, ramp or stairs?	
(b) Are handrails and grabrails free of sharp corners and	

9.7.	1 Handrails & Grabrails (Source: AS 1428.1 and 1428.2)	Fully Complies (p	lease tick)
(a)	Are top handrails fixed securely between 865mm and 1000mm from the finished floor of the walkway, ramp or stairs?	☐ YES	□ NO
(b)	Are handrails and grabrails free of sharp corners and obstructions, and do the ends return to the wall or turn		
	downwards a minimum of 100mm?	☐ YES	□ NO
(c)	Are handrails and grabrails circular for at least 270° and of a diameter between 30mm and 50mm?	☐ YES	□ NO
(d)	Is the clearance between a handrail and an adjacent wall or other obstruction at least 50mm, continuing for 600mm above the handrail?	☐ YES	□ NO
(e)	Where a handrail is not continued, has a tactile indicator in the form of a domed button been provided?	☐ YES	□ NO
(f)	Are the gripping surfaces of handrails continuous, and have handrails been designed so they do not rotate in their fittings?	☐ YES	□ NO
Not	e: Development Applicants must meet the requirements set out a proposal must be submitted to the Regulator (Local Council)	bove. If not, an altern	native

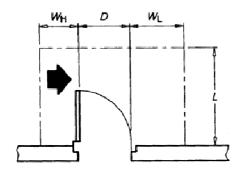
Doorways, Doors & Circulation Space

Applicable (please tick)
Non-applicable (please tick)

9.8.		Fully Complies (please tick)
	(Source: AS 1428.1 and 1428.2)		
(a)	Does the main entrance to the building/facility provide for safe , equitable and dignified access for use by the general public and incorporated in a continuous accessible path of travel? Is it		
	signed and sheltered?	☐ YES	□ NO
(b)	Is the entrance free of steps and lips and is there a clear		
	space adjacent to the door that would allow a person in a wheelchair to open the door?	☐ YES	□ NO
(c)	Where revolving doors or turnstiles are installed, is there an alternative hinged or sliding door also provided?	☐ YES	□ NO
(d)	Are all doors a minimum of 850mm wide?	☐ YES	□ NO
(e)	Do the door frames have at least 30% luminance contrast with the adjacent walls?	☐ YES	□ NO
(f)	If the door(s) are full glass panels, are they clearly marked with a 75mm wide line (or similar) positioned 900-1000mm above the floor?	☐ YES	□ NO
(g)	Do door handles mounted between 900mm and 1100mm above the floor?	☐ YES	□ NO
(h)	Is there sufficient space at doorways (Figure 9.8.3)?	☐ YES	□ NO
(i)	Does the door have a kick plate or push plate?	☐ YES	□ NO
(j)	Is there at least 1340mm between doors in a corridor or passage, or 1340 mm plus the width of the door leaf, when the door opens into the corridor (Figure 9.8.4)?	☐ YES	□ NO
(k)	Are door handles easy to use for people with hand impairments and between 35mm and 45mm from the door face?	☐ YES	□ NO
(I)	Is a convenient alternative hinged or sliding door provided where turnstiles or revolving doors are installed?	☐ YES	□ NO
. ,	Are handles in sliding doors a minimum of 60mm away from the door jamb?	☐ YES	□ NO
(n)	Can doors be easily unlocked and opened with minimal pressure using one hand, and if door closures are required, do they have a delayed action function?	☐ YES	□ NO
(o)	Are push plates mounted between 900mm and 1250mm from		
	the floor and more than 500mm from an internal corner?	☐ YES	☐ NO
	Are glass doors Grade A safety glass?	☐ YES	□ NO
Note	e: (a) If a threshold is required at a door which would normally be not more than 50m and 1:8 maximum gradient should be pr (b) Sliding doors with large D-handles are preferred for wheelch doors.	ovided.	•
	(c) Automatic opening, sliding doors with sensor detector or la all entrances.	arge raised pad ar	e preferred fo

9.8.	2 Circulation Spaces	Fully Complies (olease tick)
	(Source: AS 1428.1 and 1428.2)		
(a)	Has a minimum clear floor, or ground, space of 800mm by		
	1300mm been provided to accommodate a single stationary wheelchair (Figure 9.8.5)?	☐ YES	□ NO
(b)	Do the circulation space provided allow for: Not less than 2070mm (in direction of travel) by 1540mm (wide) space for 180° wheelchair turn?	☐ YES	□ NO
	Not less than 2250 mm by 2250 mm space to make 360°-wheelchair turn?	☐ YES	□ NO
(c)	Is the sufficient space provided for passing wheelchairs (see Figure 9.8.6):		
	 A minimum width of 1800 mm is provided for two wheelchairs to pass each other? Where passing spaces are less than 1800mm wide, are 	☐ YES	□ NO
	passing spaces at intervals of 6 m provided?	☐ YES	□ NO
Note	e: Development Applicants must meet the requirements set out ab proposal must be submitted to the Regulator (Local Council)	ove. If not, an alterna	ative

Figure 9.8.3a. - Circulation Spaces at Doorways



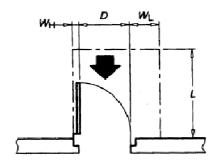
WH	D	W _L	ı
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1	/	l	
<u></u>		ļ	
	,		

Dimension D	Dimension L	Dimension WH	Dimension WL
800	1510	610	840
850	1570	610	810

Dimension D	Dimension L	Dimension WH	Dimension WL
800	1510	110	840
850	1570	110	810

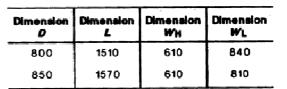
(e) a user

Hinge-side approach—door opens towards (f) Latch-side approach—door opens towards a user



	WH.	D	WL	
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			Ľ	

Dimension D	Dimension <i>L</i>	Dimension WH	Dimension WL
800	1350	110	470 -
850	1350	. 110	460



(g) Front approach - door opens towards a user

Either approach—door opens towards (h) a user

LEGEND:

Clear opening of doorway

Length

Width-hinge side = Width-latch side

Direction of approach

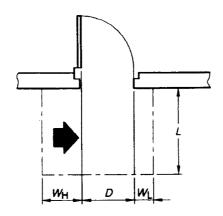
Circulation space

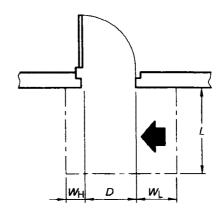
NOTES:

- 1 These dimensions also apply in mirror image configurations.
- 2 Door circulation spaces should be used in combination to allow access through doorways in both directions.



Figure 9.8.3b. - Circulation Spaces at Doorways

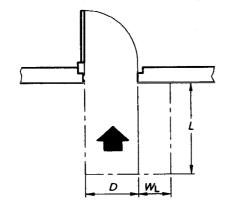


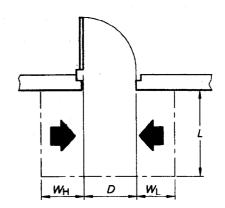


Dimension D	Dimension <i>L</i>	Dimension WH	Dimension WL
800	1160	610	220
850	1120	610	190

Dimension D	Dimension <i>L</i>	Dimension WH	Dimension WL
800	1200	200	610
850	1140	95	610

- (a) Hinge-side approach—door opens away from a user
- Latch-side approach—door opens away (b) from a user



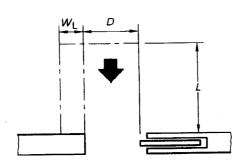


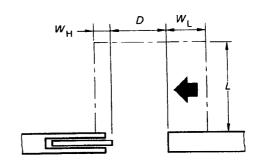
Dimension D	Dimension L	Dimension WH	Dimension WL
800	1350	0	470
850	1350	0	460

- Dimension Dimension Dimension Dimension WL WH D 800 1200 610 610 850 1140 610 610
- (c) Front approach— door opens away from a user
- (d) Either approach—door opens away from a user



Figure 9.8.3c. - Circulation Spaces at Doorways

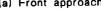


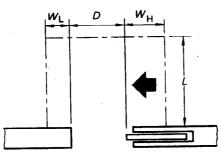


Dimension D	Dimension L	Dimension WH	Dimension WL
800	1350	0	470
850	1350	0	480

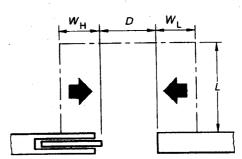
Dimension D	Dimension L	Dimension WH	Dimension <i>W</i> L	
800	1160	160	610	
850	1130	135	610	

(a) Front approach





(b) Le	atch-side	approacn
--------	-----------	----------



Dimension D	Dimension L	Dimension WH	Dimension WL
800	1180	610	305
850	1180	610	255

Dimension D	Dimension L	Dimension WH	Dimension W _L
800	1180	610	610
850	1180	610	610

(c) Slide-side approach

(d) Either approach

LEGEND:

= Clear opening of doorway D

= Length

Width—hinge side Width—latch side

= Direction of approach

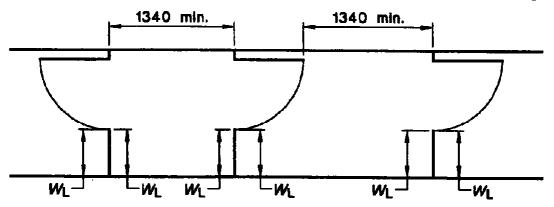
-= Circulation space

NOTES:

- These dimensions also apply in mirror reverse configurations. 1
- Door circulation spaces must be used in combination to allow access through doorways in both 2 directions.
- D-type handles are preferred on sliding doors.



Figure 9.8.4. - Distance between Doorways in Passages



LEGEND:

 W_{L} = Width—latch side (see Figure 12(c) and (g) and Figure 13(a))

DIMENSIONS IN MILLIMETRES

Figure 9.8.5 - Minimum Clear Floor Space for Wheelchairs

AS 1428.2-

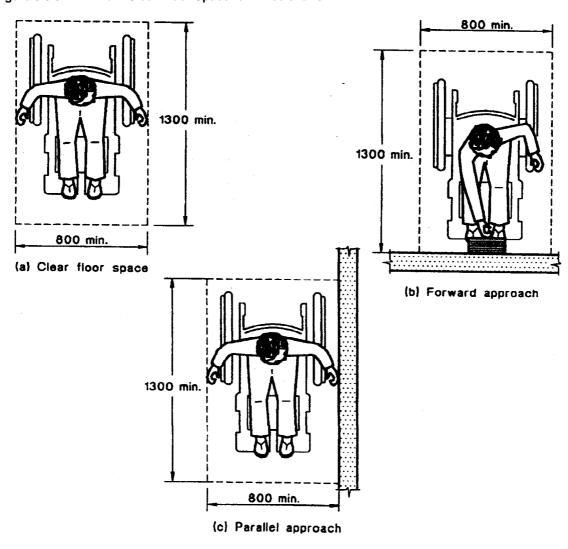
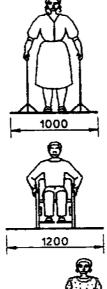




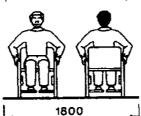
Figure 9.8.6 - Passing Space for Wheelchairs

Source: Clause 6, AS1428.2



- (a) A clear width of 1000 mm is adequate for people with ambulant disabilities, just allows passage for 80 percent of people who use wheelchairs, and is in accordance with AS 1428.1
- (b) People who use wheelchairs require a clear width of 1200 mm
- 1500

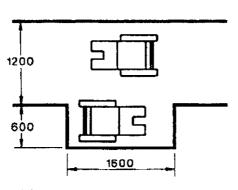
(c) A clear width of 1500 mm allows a wheelchair and a pram to pass

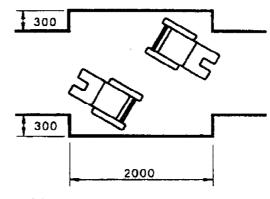


(d) To allow two wheelchairs to pass comfortably, a clear width of 1800 mm is required

DIMENSIONS IN MILLIMETRES

AS 1428.2





(a) On one side of path of travel

(b) On both sides of path of travel



9.9 Lifts **Applicable** ☐ (please tick) **Non-applicable** ☐ (please tick)

9.9.		Fully Complies	(please tick)
	(Source: AS 1735.12)		
(a)	Are lift lobbies wide enough to allow for the turning of wheelchairs?	☐ YES	□ NO
(b)	Is the lift identified with at least one international symbol for access?	☐ YES	□ NO
(c)	Is a visual indicator of the direction of travel of the lift (i.e. up or down) located no less than 1800mm from the floor level?	☐ YES	□ NO
(d)	Does the visual indicator of the direction of travel remain illuminated when the lift door is open?	☐ YES	□ NO
(e)	Where an audible indicator of the direction of travel is provided, does one sound signal indicate travel upwards, and two sound signals indicate downwards travel?	☐ YES	□ NO
(f)	Is the lift door opening a minimum of 880mm wide?	☐ YES	☐ NO
(g)	Does the lift car have a minimum width of 1300mm and minimum depth of 1400mm?	☐ YES	□ NO
(h)	Are lift floor surfaces firm and non-slip, and if carpeted, does the carpet rise to a maximum of 6mm ?	☐ YES	□ NO
(i)	Is the lift fitted with a handrail of a minimum length of 600mm?	☐ YES	□ NO
(j)	Is the handrail located no more than 400mm from the centre line of the closest control panels?	☐ YES	□ NO
(k)	Has the lift lobby been provided with seating?	☐ YES	□ NO
(I)	Are the lift and lobby provided with control panels that are accessible to people in wheelchairs (i.e. between 900mm and 1200mm from the floor)?	☐ YES	□ NO
(m)	Are the lift control panel have raised buttons for people with upper limb impairment?	☐ YES	□ NO
(n)	Are visual and tactile symbols have used to identify the communication button?	☐ YES	□ NO
(o)	Are there 30% colour contrast between the control buttons and the control panel, or the control buttons and the coloured border surrounding the control button?	☐ YES	□ NO
(p)	Is the illuminance of the face of the control panel at least 200 LUX	☐ YES	□ NO
(q)	Is the lift provided with an audio system that announces the direction of the travel of the lift and the floor of its arrival?	☐ YES	□ NO
(r)	Does the lift floor stop not more than 12mm above or below the door sill of the landing sill?	☐ YES	□ NO
Note		bove. If not, an alte	ernative

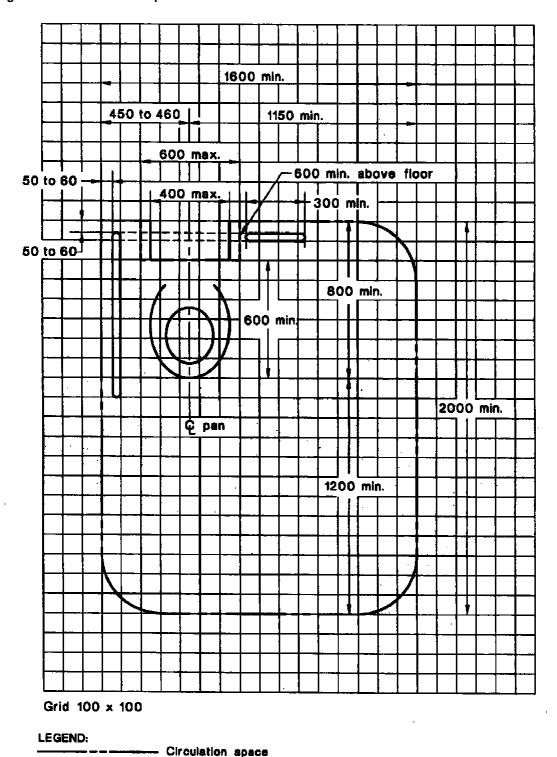
9.10 Sanitary Facilities Applicable ☐ (please tick) Non-applicable ☐ (please tick)

9.10	0.1 Lifts	Fully Complies	(please tick)
	(Source: AS 1428.1 and 1428.2)		
(a)	Are accessible toilets on a continuous accessible path of travel and within the general vicinity of the toilet area of the building?	☐ YES	□ NO
(b)	Is there international symbol for access used to identify the accessible sanitary facility?	☐ YES	□ NO
(c)	Are accessible unisex (preferably) toilet facilities provided or alternatively separate WCs for use by females and males?	☐ YES	□ NO
(d)	Is a unisex facility so located that it can be entered without crossing an area reserved for one sex only?	☐ YES	□ NO
(e)	Is the toilet compartment large enough to provide for an adequate circulation space (Figure 9.10.7)?	☐ YES	□ NO
(f)	Do the baby change facility located in a separate accessible parenting room and not in the accessible toilet?	☐ YES	□ NO
(g)	Can the door be opened or removed from the outside in case of an emergency (open outward or slide)?	☐ YES	□ NO
(h)	Is the door fitted with an 'in-use' indicator in an accessible location?	☐ YES	□ NO
(i)	Is the toilet height less than 480mm from the floor to the top of the seat?	☐ YES	□ NO
(j)	Is the front of the toilet pan located at a minimum of 800mm from the rear wall or 600mm from any rear wall mounted fixture or obstruction?	☐ YES	□ NO
(k)	Are there side and rear grabrails provided adjacent to the toilet pan, and are they between 800mm and 810mm from the floor (Figure 9.10.8)?	☐ YES	□ NO
(I)	Is the toilet lid fitted and supported between 10° and 15° beyond vertical, to act as a backrest?	☐ YES	□ NO
(m)	Are there both paper towels and warm air hand dryers provided?	☐ YES	□ NO
(n)	Is the flush control and toilet paper dispenser designed in accordance with Figure 9.10.9?	☐ YES	□ NO
(o)	Is the toilet pan a minimum of 300mm away from obstructions (excluding the side and rear grabrails)?	☐ YES	□ NO
(p)	Have urinals been constructed without a hob or step?	☐ YES	□ NO
(q)	Have a grabrail fixed to the urinal enclose and a serrated,		
	slip-resistant (stainless steel) hinged grate with apertures not more than 25 mm wide been provided?	☐ YES	□ NO
Not	 e: (a) A unisex toilet facility is recommended in areas used by generates and hotels, where persons with disabilities may be of opposite sex. (b) A slighting door is preferred for wheelchair users. (c) An in-use indicator needs to be an easy-to-use model to edysfunction can maintain their independence. 	e accompanied by	an attendant
	.,		

9.10	0.2 Washbasins and Fixtures	Fully Complies (p	lease tick)		
(a)	(Source: AS 1428.1–1993) Have washbasins been designed and sited so as to maintain				
(4)	adequate circulation space in accordance with AS 1428.1				
	Clause 10.3 as shown on Figure 9.10.10)?	☐ YES	□ NO		
(b)	Are any exposed hot water supply pipes insulated or located so				
	as not to pose a hazard and maintain space under the sink in				
(c)	accordance with AS 1428.1? Are taps fitted with lever handles and is the hot water tap located	☐ YES	□ NO		
(0)	to the left of the cold tap	☐ YES	□ NO		
(d)	Is there a vertical mirror, 350mm wide by 950mm, centred and				
	mounted right over the washbasin and angled down towards the				
(-)	floor by 5%?	☐ YES	□ NO		
(e)	Are other fittings, such as shelves and soap and towel dispensers, installed with their operative component or outlet				
	between 900 mm and 1100 mm above the floor?	☐ YES	□ NO		
(f)	Are any clothes hanging fittings located between 1200 mm and				
	1350 mm above the floor, and more than 500 mm from an				
	internal corner?	☐ YES	□ NO		
9.10		Fully Complies (p	lease tick)		
(-)	(Source: AS 1428.1 and 1428.2				
(a)	Does the shower cubicle allow for someone to bend over comfortably or move out of the shower stream while washing?	☐ YES	□ NO		
(b)	Does the shower recess contain fittings (grabrail and folding				
	seat) and meet the dimensions specified in Figures 9.10.11 and				
()	9.10.12?	☐ YES	□ NO		
(c)	Is the shower and bathroom floor:	□ VEC			
	も Self-draining with minimum slope? も Non-slip?	☐ YES ☐ YES	□ NO		
	Without a lip or hob?	☐ YES	□ NO		
(d)	Are shower controls easy to use and a maximum of 1100mm				
	above the floor?	☐ YES	□ NO		
(e)	Is there a thermostatic control valve provided in all showers?	☐ YES	□ NO		
(f)	Is there a shower foldable seat provided that is padded, non-slip, self-draining with rounded edges and hinged, with				
	fastenings and materials capable of withstanding a force of				
	1100 Newtons?	☐ YES	□ NO		
(g)	Can the shower screen be opened or removed from the outside				
(1.)	in an emergency?	☐ YES	□ NO		
(h)	Does the shower head: Allow for hand-held usage (portable) with the lever handles				
	6. Allow for hand-held usage (portable) with the lever handles and a flexible shower hose at a minimum of 1000 mm long?	☐ YES	□ NO		
	Have a device fitted to the wall allowing various angles and				
	heights?	☐ YES	□ NO		
(i)	Are the soap holders recessed?	☐ YES	□ NO		
(j)	Are two clothes hanging fittings provided within 600mm of the seat?	☐ YES	□ NO		
Not	e: (a) Tap lever handles are preferred, with hot water to the left of				
	(b) When the foldable seat is in folded position it should not cau				
Not	(c) A curtain rail with curtain is preferred option.e: Development Applicants must meet the requirements set out a	hove If not an altern	ative		
100	proposal must be submitted to the Regulator (Local Council)				



Figure 9.10.7 - Circulation Space in Toilets

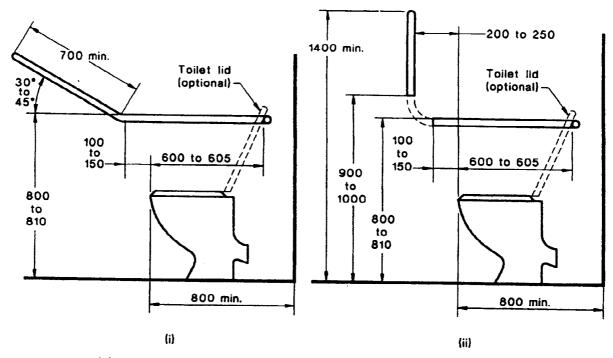


NOTES:

- 1 This circulation space can overlap any other circulation spaces specified in this Standard.
- 2 These dimensions also apply in mirror image configurations.



Figure 9.10.8 - Toilet Grabrail Locations AS 1428.2



(d) Side view showing optional systems for grabrail at sides of pan

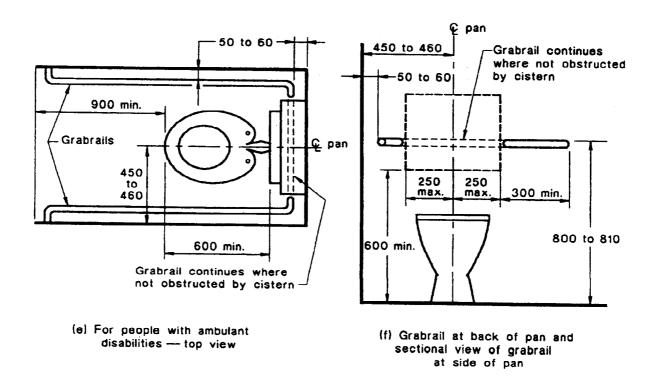
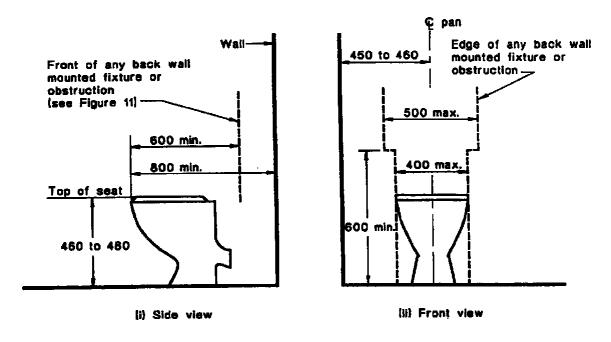




Figure 9.10.9 - Toilet Fitting Locations

AS 1428.2-



NOTES:

- 1 For the purpose of dimensioning, the front of the WC pan has been taken as the datum plane.
- 2 The dimension of 800 mm from the front of the WC pan to the wall is a critical dimension.

(a) Pan clearances, seat height and seat width

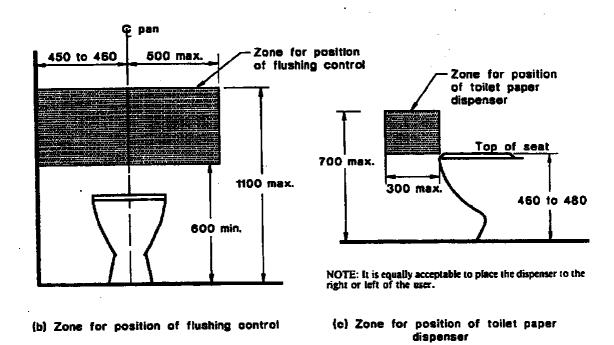
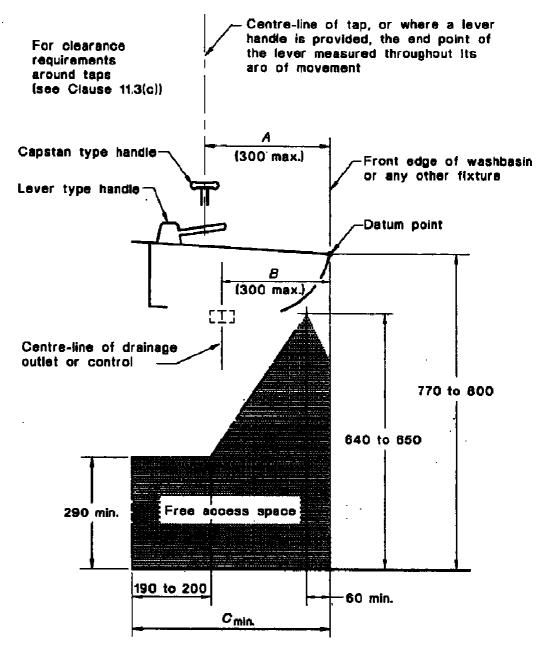




Figure 9.10.10 - Washbasin and Fixtures



LEGEND:

 $C_{\min} = \{\text{the greater of } A \text{ and } B\} + 190$ Outer limits of obstructions baneath the washbasin

NOTE: The dimensions of the unobstructed space beneath the washbasin are critical dimensions.

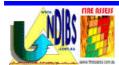
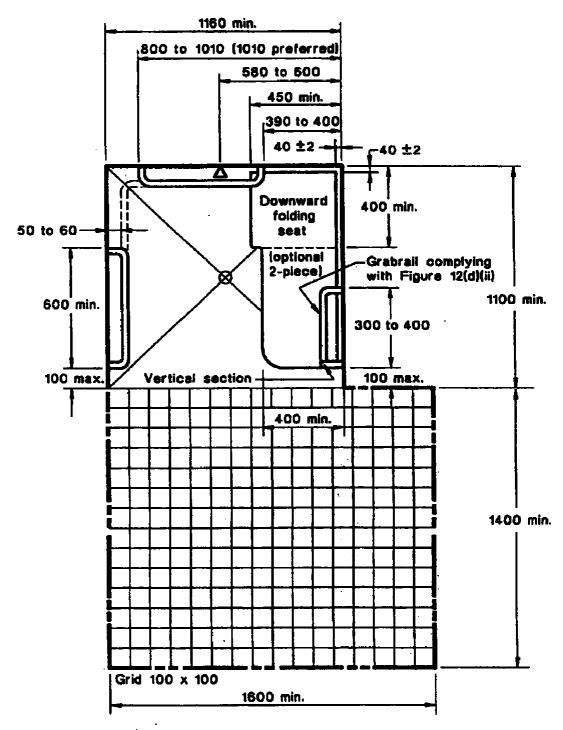


Figure 9.10.11 - Shower Design
AS 1428.2



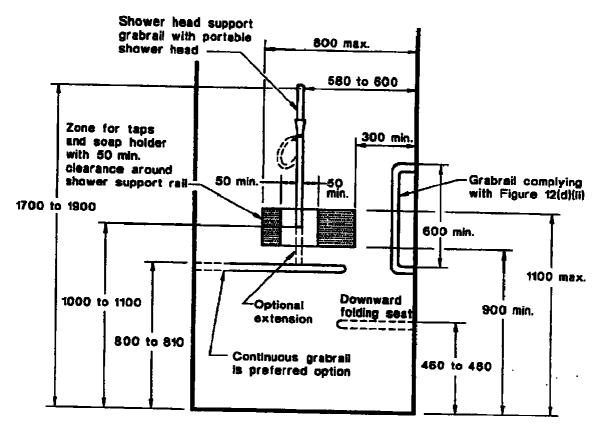
(b) Shower recess with three walls

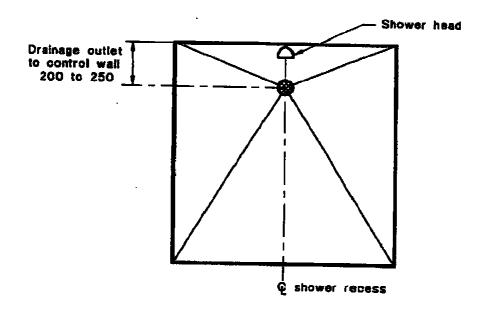
LEGEND: _____ Circulation space

NOTE: Mirror reverse is equally acceptable.



Figure 12 - Shower Recess Fittings







9.11	Swimming Pools		
Appli	cable		(please tick)
Non-a	nnlicable		(nlease tick)

9.11.1 Swimming Pools	Fully Complies	(please tick)
(Source AS 1428 & AS 1926 and parts)		
(a) Is safe, equitable and dignified access for use by all persons is provided in accordance with AS 1428.2?	☐ YES	□ NO
(b) Where access is provided through the internal door, that door is free of steps and lips, and clear space adjacent to the door		
provided to allow a person in a wheelchair to open the door?	☐ YES	☐ NO
(c) Are the fitted ramps and handrails to allow safe ingress and egress into and from the water by all persons?	☐ YES	□ NO
(d) Are tactile ground surface indicators (TGSIs) installed on the edge of the pool?	☐ YES	□ NO
(e) Are the plastic wheelchairs available at each aquatic center and public/common swimming pool facility?	☐ YES	□ NO
(f) Is the mechanical or hand operated hoist available to independently transport people with mobility impairment into and		
from the water?	☐ YES	□ NO
Note: (a) Sliding doors with large D-handles are preferred for wheelch (b) Public Pools must also comply with Standards Australia HB2 (c) Swimming Pools need to comply with AS 1926 Swimming P Note: Development Applicants must meet the requirements set out a proposal must be submitted to the Regulator (Local Council)	241-2002. ool Safety.	ernative

9.12 Places of Public Entertainment & Auditoriums

Applicable ☐ (please tick)
Non-applicable ☐ (please tick)

9.12	2.1 Places of Public Entertainment & Auditoriums (Source AS 1428.1~4)	Fully Complies (p	lease tick)		
(a) (b)	Are all buildings used for public entertainment and auditoriums accessible and permit independent use for all persons? Is the provision for persons who use wheelchairs provided at an	☐ YES	□ NO		
	overall rate of not less than 1 space for each 100-auditorium seats?	☐ YES	□ NO		
(c)	Are the accessible seating positions evenly spaced across the auditorium with comparable sightlines to allow a wide choice of location, quality and price range?	☐ YES	□ NO		
(d)	Are the accessible seating positions allowing patrons to sit in individual, paired or group position, and adjacent to flip back seats allowing for extra people in wheelchairs to slot in when needed (Figures 9.12.13 & 9.12.14)?	☐ YES	□ NO		
(e)	Are fixed seats with an extra leg room provided in front of and to one side of the accessible seats for those with ambulant mobility impairment who are not in wheelchairs?	☐ YES	□ NO		
(f)	Are comparable sightlines provided in the accessible seating positions for a person seated in a wheelchair when a person in front stands up, i.e. the same sightlines as the person in front has when standing?	☐ YES	□ NO		
(g)	Is a wheelchair space with a flat floor surface with a gradient not steeper than 1 in 40 provided?	☐ YES	□ NO		
(h)	Where a system of hearing augmentation is required by the BCA, has a listening system to aid hearing impaired persons been installed?	☐ YES	□ NO		
Not	Note: Development Applicants must meet the requirements set out above. If not, an alternative proposal must be submitted to the Regulator (Local Council)				

Figure 9.12.13 – Wheelchair Seating in Auditoriums with no aisles or crossovers

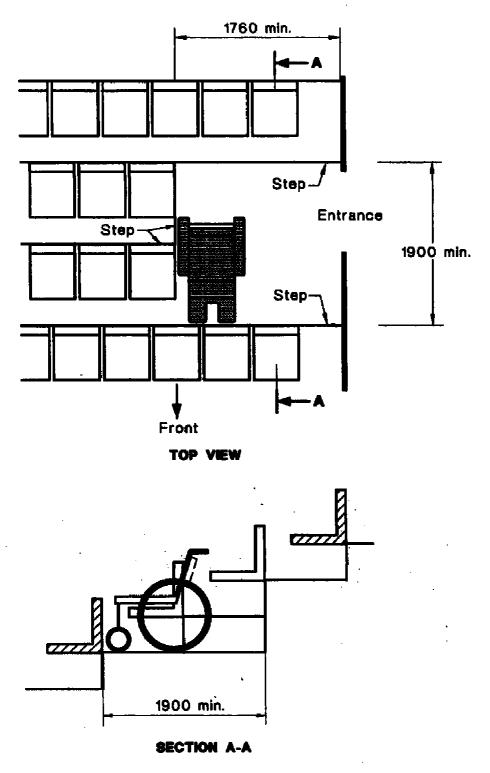
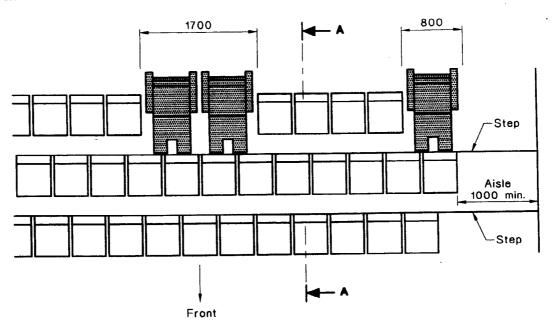
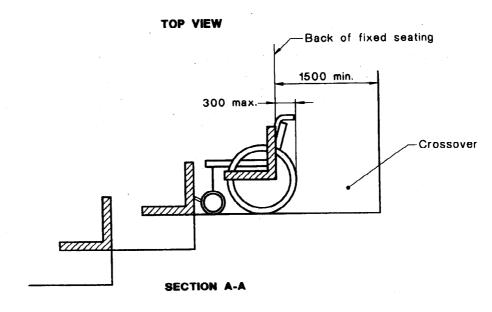






Figure 9.12.14 - Places of Entertainment & Auditoriums





NOTES:

- 1 Wheelchair spaces within a row:
 - (a) one wheelchair: 850 mm
 - (b) two wheelchairs: 1700 mm
- 2 850 mm space may be reduced to 800 mm if located at the end of a row.



Emergency Preparedness

Applicable (please tick)
Non-applicable (please tick)

9.11	.1 Emergency Preparedness	Fully Complies (p	lease tick)
	(Source AS 3745 & NSW OH&SR2001 Sect.17)		
(a)	Have all staff who may be called upon to assist those who are		
	mobility, visual or auditory disadvantaged been trained and accredited for emergency assistance of such people.	☐ YES	□ NO
(b)	Are there sufficient staff numbers to render assistance to those		
	with such a requirement ?	☐ YES	☐ NO
(c)	Is there nominated locations deemed "fire isolated" which may		
	be used as safe havens to avoid incident stampede?	☐ YES	□ NO
(d)	Emergency Plans:		
	& Are emergency plans appropriately distributed?	☐ YES	□ NO
	Are emergency plans mounted and oriented to the location as required?	☐ YES	□ NO
	 Are all emergency equipment detailed on the plan including: Portable fire extinguishers Fire hose reels First Aid kits Designated exit paths from location (primary/secondary) Designated assembly point 	☐ YES☐ YES☐ YES☐ YES☐ YES☐ YES☐ YES☐ YES	□ NO □ NO □ NO □ NO
(e)	If there is a fire engineered solution, does it include the		
` ′	consideration of disabled emergency egress?	☐ YES	□ NO
(f)	Does regular (quarterly) warden emergency training include consideration for properly and adequately dealing with those		
	with a disability?	☐ YES	∐ NO

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