

Commission Regulation (EU) No 1305/2014 of 11 December 2014 on the technical specification for interoperability relating to the telematics applications for freight subsystem of the rail system in the European Union and repealing the Regulation (EC) No 62/2006 (Text with EEA relevance)

Article 1

Subject matter

The technical specification for interoperability (TSI) relating to the ‘telematics applications for freight’ subsystem of the European rail system as set out in the Annex, is hereby adopted.

Article 2

Scope

1 The TSI shall apply to the subsystem ‘telematics applications’ of the rail system in the European Union as defined in Section 2.6(b) of Annex II to Directive 2008/57/EC.

2 The TSI shall apply to the following networks:

- a the trans-European conventional rail system network as defined in Annex I, Section 1.1 of Directive 2008/57/EC;
- b the trans-European high-speed rail system network as defined in Annex I, Section 2.1 of Directive 2008/57/EC;
- c other parts of the network of the rail system in the Union.

The TSI shall not apply to the cases referred to in Article 1(3) of Directive 2008/57/EC.

3 The TSI shall apply to networks with the following nominal track gauges: 1 435 mm, 1 520 mm, 1 524 mm, 1 600 mm and 1 668 mm

Article 3

Update and reporting on technical documents

The Agency shall make available via its website the Location codes and Company codes as referred to in point 4.2.11.1 (items b and d) and the technical documents referred to in Section 7.2 of the Annex and shall report to the Commission on their progress.

The Commission shall inform the Member States about this progress through the Committee established in accordance with Article 29(1) of Directive 2008/57/EC.

Article 4

Compliance with networks in non-EU countries

With regard to railway freight services operated from or to third countries, compliance with the requirements of the TSI set out in the Annex is subject to the availability

of information from entities outside the European Union unless bilateral agreements provide information exchange compatible with that TSI.

Article 5

Implementation

1 The Agency shall assess and oversee the implementation of this Regulation to determine whether the agreed objectives and deadlines have been achieved and shall provide an assessment report to the TAF steering committee referred to in Section 7.1.4 of the Annex.

2 The TAF steering committee shall assess the implementation of this Regulation, based on the assessment report provided by the Agency, and shall take the appropriate decisions for further actions to be taken by the sector.

3 Member States shall ensure that all railway undertakings, infrastructure managers operating and wagon keepers registered on their territory are informed of this Regulation and shall designate a National Contact Point for the follow-up of its implementation as described in Appendix III.

4 Member States shall send to the Commission a report on the implementation of this Regulation by 31 December 2018. This report shall be discussed in the Committee established in accordance with Article 29(1) of Directive 2008/57/EC. Where appropriate, the TSI set out in the Annex to this Regulation shall be adapted.

Article 6

Repeal

Regulation (EC) No 62/2006 is repealed from the entry into force of this Regulation.

Article 7

Entry into force and application

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2015.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 11 December 2014.

For the Commission

The President

Jean-Claude JUNCKER