

Transposition Note for Directive 2014/106/EU of the European Parliament and Council as regards amending Annexes V and VI to Directive 2008/57/EC on the interoperability of the rail system within the Community

This Transposition Note outlines how Directive 2014/106/EU is transposed by the Railways (Interoperability) (Amendment) Regulations 2015 (the “Regulations”). The Secretary of State is responsible for measures to implement Directive 2014/106/EU in Great Britain.

The transposition table below indicates that the approach taken to transposition is predominately one of copy out. For these purposes we regard a provision as having been copied out when the text is implemented by cross-reference. The articles referred to in the national provision column of the table refer to the articles in the text of the Regulations.

| Article of Directive 2014/106/EU | Copy-out (yes/no) | If no- reason for elaboration | National Provision |
|---|-------------------|-------------------------------|--|
| Article 1 replaces the present text of Annexes V and VI with that set out in Annexes I and II to Directive 2014/106 respectively. | Yes | | The definition of ‘the Directive’ in Regulation 2(1) of the Regulations has been amended to include in that definition Directive 2014/106/EU. The inclusion of Directive 2014/106/EU in the definition means the processes set out in Annexes V and VI of the Directive are now incorporated into the Railways (Interoperability) Regulations 2011 |
| Article 2(1) makes provision for the dates by which the Directive 2014/106/EU is to be implemented by Member States | Yes | | Regulation 1 makes provision for the date the amendments to the Railways (Interoperability) Regulations 2011 made by Directive 2014/106/EU come into force |
| Article 2(2) to provides for | No | No transposition required | |

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| Member States to communicate implementation of Directive 2014/106/EU | | | |
| Article 2(3) applies to the Republic of Cyprus and the Republic of Malta | No | No transposition required | |
| Article 3 states the entry into force date of the Directive | No | No transposition required | |
| Article 4 addresses the Directive to Member States | No | No transposition required | |