CIT Products for implementation of the COTIF Uniform Rules
Part 2: CIV

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GENERAL CONDITIONS OF CARRIAGE CIV/PRRAND CIV TICKETS
(1.1) CIT products: passenger documentation

- COTIF / CIV
  - PRR
    - General Terms and Conditions
      - GCC-CIV/PRR
      - MCOOP (GTC Cooperation)
    - Manuals
      - MIRT (GTV-CIT + GTT-CIV)
  - Agreements
    - AIV
(1.2) Principles: Hierarchy of the norms

PRR = regulation directly applicable in the EU Member States

- Provisions with statutory character
- Primacy over national law
- Application of national law remains explicitly reserved
- Primacy over contractual law (GCC-CIV/PRR, SCIC, tariffs, etc.)

Relation to the CIV Uniform Rules

- CIV Uniform Rules = Annex I to the PRR (except some articles)
- EU = Member of OTIF
- Hierarchy: Art. 216 § 2 and 351 TFEU
- Evolution: In parallel? Risk of differences?
(1.3) The PRR in detail

Table of contents:

I  General provisions
II  Transport contract, information and tickets
III Liability of RU for passengers and their luggage
IV  Delays, missed connections and cancellations
V  Disabled persons and persons with reduced mobility
VI  Security, complaints and quality of service
VII Information and enforcement
VIII Final provisions
Annexes I, II & III
(1.4) Architecture of the international contract of carriage of passengers

Contract of carriage of passengers

→ Ticket as proof of the contract
(1.5) General Terms and conditions - MCOOP

(1) Subject
(2) Validity
(3) Confidentiality
(4) Anti-corruption
(5) Liability

[Page Image]

Manual for Cooperation Contracts in international Passenger Traffic by Rail (MCOOP)

Applicable with effect from 1 March 2016
(1.6) General Terms and Conditions: Characteristics

General provisions
- Validity
- Obligation of loyalty and confidentiality
- Obligation to implement anti-corruption measures

Primary grounds for liability
- Passengers
- Infrastructure
- Coaches
- Staff
- Other liability

Other liability rules
- Auxiliaries
- Geographical interface
- Indemnity
- Interests prescription
- Restrictions and further reservations
1) Purpose of the manual
2) Scope
3) Actors involved in ticketing
4) International cooperation
5) Statutory provisions and contractually agreed standards
6) Legal and functional specifications for international tickets
7) Tickets with the CIT security background
8) Tickets with barcodes
9) E-tickets
10) Checking and cancellation of tickets
11) After-sales services
12) Transitional and final provisions
(2.2) Contract of carriage: the CIV passenger ticket

CIV Ticket = only a proof of the contract of carriage, Art. 6 CIV

Minimum content, Art. 7 § 2 CIV = indication of the carrier/s

Carrier/s, Art. 3 lit. a/b CIV =

> contractual carrier/s
> successive carrier/s
> substitute carrier/s
(2.3) Present standards - the role of the CIT: establishing the functional requirements of the ticket

<table>
<thead>
<tr>
<th>Code of the issuing or selling undertaking</th>
<th>Description of the type of coupon/reservation</th>
<th>Number of passengers or family and first name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of departure</td>
<td>Period of validity</td>
<td>Date of arrival</td>
</tr>
<tr>
<td>Time of departure</td>
<td>Departure point</td>
<td>Time of arrival</td>
</tr>
<tr>
<td>Reservation of accommodation or route (with carrier codes)</td>
<td>Destination point</td>
<td>Class</td>
</tr>
<tr>
<td>Special or tariff conditions</td>
<td></td>
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<td></td>
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</tr>
</tbody>
</table>

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Nº 000000000000

Information for railway purposes

Where appropriate, the codes of carriers participating in providing the carriage and the transport law applied *)

Charging currency and fare
Security in paper => certain elements in the paper cannot be scanned/printed/copied

«Off-line»

The CIT security background 2012 has a security stripe in blue and fluorescent orange, visible in daylight, and three levels of security features:

1. visible without equipment
2. visible with an UV lamp
3. visible with a magnifying glass
(2.5) Manual for International Rail Tickets - MIRT (6)
Chapter 8 – Tickets with barcodes – «security in data»

- The data proves the validity of the contract
- «Off-line»
- Several levels of security depending on the complexity of the barcode
- Different types of barcodes in different sizes on different medias such as:
  1. Paper tickets with security background
  2. Print@home tickets
  3. Smartphones etc.
(3) Summary:

Transparency

Certainty

Legal security

Standardisation of legal relationships between:
- Costumer – Railway undertaking
- Railway undertaking – Railway undertaking

Overall consistency between:
- Legal rules (GTCs and single transport contract), and
- Practical application (operational rules)
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