

INF. 9

17 November 2023

(English only)

RID: 16th Session of the RID Committee of Experts' standing working group
(London, 20 to 23 November 2023)

Subject: Information from the European Union Agency for Railways (ERA)

Introduction

1. Following a request of the European Commission (see CE/2009/INF. 10) at the 47th session of the RID Committee of Experts, it was decided (see report OTIF/RID/CE/2009-A, paragraph 110) to add a permanent item "Information from the Agency" in RID sessions' agenda. The Agency was invited by OTIF to continue providing information in the framework of the RID Committee of Experts' standing working group.
2. Hereinafter, the Agency reports information which has the potential to facilitate the coordination of tasks performed at EU and RID Committee of Experts levels. The selected information points are the following:
 - Progress on alignment of TDG occurrence reporting between RID and CSM ASLP
 - Progress on Digital Automatic Coupling (DAC)
 - Progress on the preparation of the Information Sharing System (ISS)
 - List of TDG accidents notified to ERA
 - New texts concerning EU railways legislation

Information points

Progress on alignment of TDG occurrence reporting between RID and CSM ASLP

3. As a follow-up to the conclusions of the Joint Meeting spring session, France organised a meeting of the UNECE/OTIF working group on the improvement of accident reports on 23-25 October 2023.
4. The discussions indicated a good level of coordination is achievable for the reporting in accordance with RID and in accordance with the future CSM ASLP.

5. France will issue a report of this meeting and a formal proposal which will describe the modifications proposed to RID/ADR/ADN, taking into account the principle and detailed agreement reached during the meeting. This proposal should include the amendments necessary to achieve the most relevant improvements of the occurrence reporting in accordance with RID which can also be applied to ADR and ADN.
6. It was confirmed that the CSM ASLP text, which is currently following the legal adoption process under the European Commission (DG Move C4) responsibility, will not need any amendments to satisfy the coordination aims with RID.

Progress on transfer of requirements strictly related to wagons from RID to TSI (DAC)

7. Following the last JCGE meeting, the Agency has prepared a recommendation to modify the TSI WAG to the European Commission. This recommendation should be addressed to the European Commission, without amendment compared to the JCGE text version, by end of November.

Progress on the preparation of the Information Sharing System (ISS)

8. Following to the previous information from ERA the development of ISS concepts and business requirements have been finalised in a milestone report in December 2022.
9. Based on this business perspective description and considering the need to test the working processes of the future ISS, the Agency will start a voluntary test phase focussing on data and information sharing processes. Those tests will include the voluntary participation of the TDG Competent Authorities to prepare for the future implementation of the CSM ASLP, including the following requirements:

“Each national safety authority, each authority competent for the transport of dangerous goods responsible for collecting the reports on the occurrence of dangerous goods event and the Agency shall be entitled to request the reporting railway operators to perform a review of reported data and information, provided that the railway operator and the concerned data and information fall within their responsibility.”

10. Another aspect (also included for the testing phase) will be the requirement for any ISS users' entity to register before sharing data and information, as follows:

“Any entity that is requested or entitled to share or retrieve information and data in accordance with this Regulation, before it starts sharing data and information with the ISS, shall be registered on the basis of a registration form and identification evidence, and shall be allocated to a category for application of appropriate sharing rules, in accordance with Part C of Annex IV.”

11. In a first stage, the Agency will kindly invite the TDG Competent Authorities from the EU MS RID Contracting States to register as test volunteers. In a second phase, these tests may be extended to non-EU RID Contracting States.

List of accidents notified to ERA

12. In accordance with article 20.1 of the Railway Safety Directive (RSD) the National Investigation Bodies (NIBs) are required to notify the Agency of each serious accident, to carry out an investigation and to provide the Agency with an investigation report, normally within one year. In accordance with article 20.2 of RSD the NIBs may also decide to investigate other railway accidents or incidents of particular interest.

13. After the disconnection of ERAIL, all investigation notifications and reports submitted by the NIBs to the Agency are now publicly available at this [link](#). These notifications and reports concern accidents and incidents that have occurred from 2007 onwards.
14. For occurrences within the period between 1 January 2023 and 3 October 2023 the NIBs sent to the Agency:
- 91 investigation notifications of opened investigation
 - 1 interim statement
 - 9 final investigation reports.

Within that period the NIBs also sent a total of 179 final reports for accidents occurred in previous years.

15. During this period, the Agency had received no notification and 2 final reports for occurrences where dangerous goods or tank-wagons were involved. This is shown in the table hereinafter.

Date of occurrence	Country	Title	Occurrence short description (as reported to ERA)	ERAIL ID in the excel database
16/6/2021	France	Level crossing accident, 16/6/2021, Rumigny, France	"Collision between a freight train carrying dangerous goods and a semi-trailer of exceptional transport carrying a boat."	FR-10079
13/6/2022	Romania	Fire in RS, 13/6/2022, Zăvestreni	"A fire broke out at the tank wagon no. 82537942512-7, which was the first in the composition of the freight train no. 66306."	RO-10238

New texts concerning EU railways legislation (non-exhaustive)

16. The Agency has identified texts which may be relevant for the RID Committee of Experts' standing working group, as following:

From 1/1/2023 until 6/10/2023

- Commission Implementing Decision (EU) 2023/1696 of 10 August 2023 amending Implementing Decision 2011/665/EU as regards the specification for the European register of authorised types of vehicles referred to in Article 48 of Directive (EU) 2016/797 of the European Parliament and of the Council
- Commission Implementing Regulation (EU) 2023/1693 of 10 August 2023 amending Implementing Regulation (EU) 2019/773 on the technical specification for interoperability relating to the operation and traffic management subsystem of the rail system within the European Union
- Commission Implementing Regulation (EU) 2023/1695 of 10 August 2023 on the technical specification for interoperability relating to the control-command and signalling subsystems of the rail system in the European Union and repealing Regulation (EU) 2016/919

- Commission Implementing Regulation (EU) 2023/1694 of 10 August 2023 amending Regulations (EU) No 321/2013, (EU) No 1299/2014, (EU) No 1300/2014, (EU) No 1301/2014, (EU) No 1302/2014, (EU) No 1304/2014 and Implementing Regulation (EU) 2019/777:
 - This Regulation revises the EU Technical Specifications for Interoperability (TSIs), in the framework of the Digital Rail and Green Freight package.
- Council Decision (EU) 2023/2116 of 22 May 2023 on the position to be taken on behalf of the European Union at the 15th meeting of the Committee of Technical Experts of the Intergovernmental Organisation for International Carriage by Rail (OTIF) as regards the modification of the uniform technical prescriptions concerning the qualifications and independence of assessing entities and concerning a common safety method on risk evaluation and assessment, the modification of the rules of procedure of the Committee of Technical Experts, and the modification of the references to the technical documents of TAF TSI listed in Appendix I to the uniform technical prescriptions concerning telematics applications for freight
- Commission Implementing Decision (EU) 2023/1198 of 21 June 2023 amending Directive 2008/68/EC of the European Parliament and of the Council on the inland transport of dangerous goods to authorise certain national derogations

From 1/1/2022 until 31/12/2022

- Council Decision (EU) 2022/936 of 13 June 2022 on the position to be taken on behalf of the European Union at the 14th meeting of the Committee of Technical Experts of the Intergovernmental Organisation for International Carriage by Rail (OTIF) as regards the modification of the uniform technical prescriptions concerning telematics applications for freight and the revision of Annex B to the ATMF Uniform Rules on derogations, and in the written procedure of the Revision Committee of OTIF as regards the modification of the ATMF Uniform Rules
- Council Decision (EU) 2022/675 of 11 April 2022 on the position to be taken on behalf of the European Union at the 57th session of the Committee of Experts for the Carriage of Dangerous Goods of the Intergovernmental Organisation for International Carriage by Rail as regards certain amendments to Appendix C to the Convention concerning International Carriage by Rail
- Commission Implementing Decision (EU) 2022/1095 of 29 June 2022 amending Directive 2008/68/EC of the European Parliament and of the Council on the inland transport of dangerous goods to authorise certain national derogations (notified under document C(2022) 4302)

Conclusion

17. The above information has been prepared by the Agency regarding the potential links between the development of EU railway laws and provisions on Transport of Dangerous Goods. Delegates are kindly invited to suggest future topics of interest to be considered by the Agency.
