

Making the railway system
work better for society.

DECISION n° 213

of the Management Board of the European Union Agency for Railways amending MB Decision n° 189 on the practical modalities relating to recovery of costs incurred by the Agency for its assistance to Member States, candidate countries and stakeholders on training and other appropriate activities

THE MANAGEMENT BOARD OF THE EUROPEAN UNION AGENCY FOR RAILWAYS,

Having regard to the Regulation (EU) 2016/796 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Railways¹ (hereinafter referred to as “the Agency”) and repealing Regulation (EC) No. 881/2004 (hereinafter called “the Regulation”), and in particular Articles 43 and Article 8,

Having regard to Decision 189 of the Management Board of the European Union Agency for Railways on the practical modalities relating to recovery of costs incurred by the Agency for its assistance to Member States, candidate countries and stakeholders on training and other appropriate activities, dated 28 November 2018, hereafter ‘Decision n°189’,

Whereas:

- (1) The Agency was confronted with significant financial constraints in 2019 and therefore, it was agreed that it had a legitimate interest to recover costs when engaging at the request of the Commission, Member States, candidate countries or the networks referred to in Art.38 of the Agency Regulation, in training and other appropriate activities concerning the application and explanation of railway safety and interoperability legislation and related products of the Agency such as registers, implementation guides and recommendations;
- (2) The Agency’s financial situation will still be uncertain and constrained in 2020 and possibly beyond;
- (3) Therefore, in order to counter the negative effects of such budget constraints, the Agency should continue to charge for costs related to assistance provided to requesting parties as it was the case during the year 2019.

HAS DECIDED AS FOLLOWS:

Article 1

1. Article 4 of Decision n° 189 is replaced by the following :

¹. OJ L 138, 26.5.2016, p. 1-43.

“The present decision shall enter into force on the day following that of its adoption and shall be applicable until 16 June 2021. It will be published on the Agency website.”

2. All other Articles of Decision n° 189 remain unchanged.

Article 2

The present decision shall enter into force on 1 January 2020. It will be published on the Agency website.

Done at Valenciennes, on 27-11-2019
For the Management Board

Clio LIÉGEOIS
The Chairwoman