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Document Review – Comment Sheet

Document commented: Common Safety Methods on the assessment of Safety Level and Safety Performance of railway operators at national and Union level (CSM ASLP)

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<i>Deadline for submitting comments:</i>	17 March 2021

	<i>Reviewer 1</i>	<i>Reviewer 2</i>	<i>Reviewer 3</i>	<i>Reviewer 4</i>	<i>Reviewer 5</i>
<i>Date:</i>	15.03.2021				
<i>Name:</i>					
<i>Organisation:</i>	NSA Norway				
<i>Email:</i>					

Document History

<i>Version</i>	<i>Date</i>	<i>Comments</i>
0.1		
0.2		
0.3		

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Conventions:

<i>Type of Comment</i>		<i>Reply by requestor</i>	
<i>G</i>	General	<i>R</i>	Rejected
<i>M</i>	Mistake	<i>A</i>	Accepted
<i>U</i>	Understanding	<i>D</i>	Discussion necessary
<i>P</i>	Proposal	<i>NWC</i>	Noted without need to change

Review Comments <if necessary add extra lines in the table>

<i>N°</i>	<i>Reference (e.g. Art, §)</i>	<i>Type</i>	<i>Reviewer</i>	<i>Reviewer's Comments, Questions, Proposals</i>	<i>Reply</i>	<i>Proposal for the correction or justification for the rejection</i>
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				<p>For instance, the deadline for sharing information in Norway currently is 8 days for other than category A type events. With the introduction of CSM ASLP, this deadline seems to be extended to once each quarter year. For the work NSA Norway does, it is important to be hands on the railway sector and to have information on all type of events shortly after they occur and once each quarter is not frequent enough.</p>	NWC	<p>each country depending on the location of occurrence to be reported.</p> <p>We suggest that this topic is discussed during the legal adoption process with the Commission.</p> <p>The CSM approach is proportional to the risk, it is trying to prevent reoccurrence of severe accidents and gives 4 days for reporting on such events in case the prevention of reoccurrence can be obtained in the short term with appropriate information, notably on the occurred scenario.</p> <p>For other less severe events, e.g. cat B events, it is considered that more time for reporting can be allowed, based on the fact that the analysis of all occurrences can be given the same level of attention and that operators are already required by the CSM MO to monitor in a day to day basis their risks.</p>

N°	Reference (e.g. Art, §)	Type	Reviewer	Reviewer's Comments, Questions, Proposals	Reply	Proposal for the correction or justification for the rejection
2	Article 7(8)			<p>Article 7 (8) states: “For the implementation of this Regulation, the railway operators shall notify the Agency whether they will share the applicable data and information - directly - with the Information Sharing System or – indirectly - via a pre-existing system notified by a third party.”</p> <p>Please define and explain “third party” mentioned in this article.</p> <p>Are there any rules which determine who approves for instance RUs/IM to act as third party, or will it be up to NSA to decide?</p>	<p>NWC</p> <p>A</p> <p>U</p>	<p>The text indicates that it is to the operator to decide as it is a requirement addressed to the operator.</p> <p>The term of ‘third party’ is used with reference to the operator, meaning another entity than the operator. This third party entity may be the NSA or another entity. The Article 7(8) has been clarified to better reflect this.</p> <p>In any case, the NSA will be notified of the reported occurrence from the supervised operators by the ISS. It is independent of the chosen channel.</p> <p>See answer above and to comment 1.</p>

N°	Reference (e.g. Art, §)	Type	Reviewer	Reviewer's Comments, Questions, Proposals	Reply	Proposal for the correction or justification for the rejection
4	Annex VI – Part A. nr. 2	G		<p>NSA Norway is concerned that the common information sharing rules, which are to be developed, will compromise the high level of the confidentiality level the railway companies enjoy today.</p> <p>If the level is compromised, and the various parties are, in some way, able to access the reporting of each other, the high reporting level in Norway might be reduced.</p> <p>The experience from our well-functioning system in Norway is that the successful and consistently high level of reporting is conditional upon the requirement to keep reported issues confidential. For instance, RU A should not be able to see the number of incidents reported by RU B. This includes the specific events and aggregated numbers.</p> <p>NSA Norway would like to know in detail how this will be resolved.</p>	NWC	<p>In accordance with established sharing rules of the CSM, RU A will neither see RU B number of incident reported, nor any other specific information concerning one RU in particular.</p> <p>This is obtained by a strict application of the sharing rules.</p>
5	Article 7, nr 6 -9.	G		<p>The experience of NSA Norway is that the operators make mistakes in reporting of the incidents. NSA Norway is therefore very concerned about the almost total absent of quality checks of the validity of the data shared in the ISS.</p> <p>NSA Norway would like to point out the importance of developing a system with high level of user-friendliness. Much effort should be laid into the language, the pedagogics of the layout and technical solutions as to minimize the number of incorrect reporting or erroneous choice from the taxonomy.</p>	NWC A	<p>The level of checking possibility for the NSAs is unchanged by the CSM, as NSAs are in the loop of the reported data, independently of the channel used.</p> <p>We agree that the user friendliness is important, and it is also an objective pursued by the Agency</p> <p>The ISS will also allow for a certain number of automatized checkings, facilitating the tasks of the users.</p>

Note: This table could be changed according to the requestor's needs

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