

OPINION

OPI-2019-7

OF THE EUROPEAN UNION AGENCY FOR RAILWAYS

for

Estonia

regarding

Negative assessment of National Rules of Estonia in addition to the latest TSIs in force for the Rolling Stock and on-board CCS subsystems notified in the Reference Document Database by Member States according to Articles 25 and 26 of the Agency Regulation

Disclaimer:

The present document is a non-legally binding opinion of the European Union Agency for Railways. It does not represent the view of other EU institutions and bodies, and is without prejudice to the decision-making processes foreseen by the applicable EU legislation. Furthermore, a binding interpretation of EU law is the sole competence of the Court of Justice of the European Union.

General Context

- 1.1 The scope extension of TSIs (with effect on 01 January 2015), the functional and technical harmonisation of requirements within TSIs made a series of national rules redundant and unnecessary.
- 1.2 The articles 13 and 14 of Directive(EU) 2016/797 indicate clearly cases where national rules may continue to apply:
- New national rules may only be adopted in of the following cases (article 14(4)), :
 - o when a TSI does not fully meet the essential requirements;
 - o as an urgent preventive measure, in particular following an accident.
 - Existing national rules (article 13(2)) are limited to :
 - o where the TSIs do not cover, or do not fully cover, certain aspects corresponding to the essential requirements, including **open points** as referred to in Article 4(6)Case where non-application of one or more TSIs or parts of them has been notified under article 7 of Directive(EU) 2016/797,
 - o Specific cases listed but not described in TSIs,
 - o Ensure technical compatibility with existing network not yet in compliance with TSI,
 - o Vehicles excluded from the scope of TSIs,
 - o Urgent temporary preventive measure, in particular following an accident.
- 1.3 According to article 14 of Directive(EU) 2016/797, Member States had to notify existing national rules before 16 December 2016. When notifying, Members States have to provide justification for the existence of national rules (e.g. identification of the related open-point).
- 1.4 Member States shall notify their national rules for vehicle authorisation. According to the communication of the Commission in RISC, until the Single Rules Database is available, the notification is performed in the Reference Document Database (RDD).
- 1.5 Since 2016, in accordance to the ERA programme plan on cleaning-up of national rules ERA-PRG-006-PPL, Member States and the Agency started the activity on identification and evaluation of national rules in addition to the following TSIs:
- TSI WAG: Commission Regulation (EU) No 321/2013, amended by Regulation (EU) No 1236/2013,
 - TSI LOC&PAS: Commission Regulation (EU) No 1302/2014,
 - TSI PRM: Commission Regulation (EU) No 1300/2014,
 - TSI Noise: Commission Regulation (EU) No 1304/2014,
 - TSI CCS: Commission Regulation (EU) No 2016/919 (including ERA/ERTMS/033281 rev 3.0 dated 04/12/2015).
- 1.6 From 16 June 2019 and pending the Single Rules Database, the Reference Document Database will be the reference for applicants, NSAs and the Agency in terms of applicable national rules for vehicle authorisation.
- 1.7 The scope of the technical opinion covers the examination of national rules (existing or draft) leading to a negative assessment by the Agency.
- 1.8 The complete assessment covering the examination of all national rules (existing or draft) in addition to TSIs mentioned in section 1.5 is available in the Evaluation Report of remaining national rules ERA-PRG-006-REP-RST.

2. Legal Background

2.1 According to the provisions of article 13.2 of Directive (EU) 2016/797, national rules and where relevant acceptable national means of compliance shall apply in the cases defined below :

- a) where the TSIs do not cover, or do not fully cover, certain aspects corresponding to the essential requirements, including open points ;
- b) where non-application of one or more TSIs or parts of them;
- c) where a specific case requires the application of technical rules not included in the relevant TSI;
- d) national rules used to specify existing systems, limited to the aim of assessing technical compatibility of the vehicle with the network;
- e) networks and vehicles not covered by TSIs;
- f) as an urgent temporary preventive measure, in particular following an accident.

2.2 According to the provisions of article 14 (9) of Directive (EU) 2016/797, draft national rules and national rules referred to in paragraph 1 shall be examined by the Agency in accordance with the procedures laid down in Articles 25 and 26 of Regulation (EU) 2016/796.

2.3 According to the provisions of Article 25 (3) of the Agency Regulation 2016/796, where the examination referred to in paragraph 1 leads to a negative assessment, the Agency shall inform the Member State concerned and ask it to state its position regarding that assessment. If, following that exchange of views with the Member State concerned, the Agency maintains its negative assessment, the Agency shall within a maximum period of 1 month:

(a) issue an opinion addressed to the Member State concerned, stating the reasons why the national rule or rules in question should not enter into force and/or be applied; and

(b) inform the Commission of its negative assessment, stating the reasons why the national rule or rules in question should not enter into force and/or be applied.

This shall not prejudice the right of a Member State to adopt a new national rule in accordance with point (c) of Article 8(3) of Directive (EU) 2016/798 or with point (b) of Article 14(4) of Directive (EU) 2016/797

2.4 According to the provisions of Article 26 (3) of the Agency Regulation 2016/796, where the examination referred to in paragraph 1 leads to a negative assessment, the Agency shall inform the Member State concerned and ask it to state its position regarding that assessment. If, following that exchange of views with the Member State concerned, the Agency maintains its negative assessment, the Agency shall within a maximum period of 1 month:

(a) issue an opinion addressed to the Member State concerned, stating that the national rule or rules in question has or have been the subject of a negative assessment and the reasons why the rule or rules in question should be modified or repealed; and

(b) inform the Commission of its negative assessment, stating the reasons why the national rule or rules in question should be modified or repealed.

3. Analysis

3.1. Tasks under the responsibility of the Member States :

In accordance to rules cleaning-up programm plan ERA-PRG-006-PPL from March 2016, Member states were asked to :

- Identify and remove national rules covered by TSIs,
- Relate national rules to the TSIs and to the list of parameters defined in decision 2015/2299/EU,
- Clearly refer national rules not related to open point(s) or specific case(s) to TSI requirements in order to identify if they complement/contradict/replace TSIs for compatibility with existing networks,
- Ensure that the requirement is a mandatory rule. Acceptable national means of compliance in accordance to the definition in article 2 (34) of Directive 2016/797 is not considered as a national rule,
- Identify and analyse requirements that don't relate to any of the above, verify, in this case for example if the TSI is deficient/non-exhaustive.

Based on the outcome of this activity, Member States should have:

- Published their national rules in the Reference Document Database and
- Aligned their national legislation for vehicle authorisation with the Reference Document Database.

3.2. Tasks carried out by the Agency

During the project of cleaning up of national rules for vehicle authorisation covered by the Rules cleaning up program plan ERA-PRG-006-PPL , the Agency has :

- Provided technical support to Member States in the cleaning up of the remaining rules by ensuring:
 - o That rules relate to : Open points, Specific cases, Legacy system or rule duly justified for compatibility with existing fixed installation (i.e. a specific case not declared up to now).
 - o Consistency with the EU framework, including register of infrastructure and responsibilities of actors as defined in the Safety Directive and TSI OPE.
 - o That the rule is transparent and not discriminatory.
 - o The update of the Reference Document Database.
- Assessed the relevance of the remaining national rules together with the Member states, using the Reference Document Database as a reference.
- Provided regular reporting to European commission on the progress made.
- Updated the Reference Document Database with the status of the evaluation.
- In accordance with article 25(3) and 26(3) of Agency regulation 2016/797, the Agency informed officialy the Member States and the European Commission through an assessment report, sent by email, on the national rules in addition to latest TSIs (ERA-PRG-006-REP-RST). This report was published on the ERA websiste and uploaded on the CIRCABC .
- The Agency asked to the Member States to check the report, to provide comments and to take into consideration the actions proposed.
- Two national rules related to train detection system should be revised taking into account the Agency proposal made to NSA EE.
- **NSA EE** informed the Agency that they will start the procedure to enforce national rule related to rail-current, taking into account bilateral discussions with the Agency and the information in the report.
- This technical opinion provide the evaluation on the two national rules concerned by the negative assessment.

3.2.1. National rules subject to assessment by the Agency

The table 1 below provides an overview of national rules notified by Member States and subject or not to an assessment by the Agency:

Table 1 : Overview of national rules notified by Member States and subject or not to an assessment by the Agency

National Rules relates to	Published in RDD	Evaluated	Remarks
Vehicles in the scope of Loc&Pas and WAG TSIs	Yes	Yes	Freight wagons, Locomotives, Trainsets / Electric or Diesel Multiple Unit, Passenger coaches, Track machines/OTMs.
Article 13.2(a): Open points listed in TSIs	Yes	Yes	TSIs clearly identify where a national rule may be kept and notified; traceability between TSIs and possible remaining national rules is clearly established, and the corresponding rules are recorded in RDD. The Agency checked if the national rule covers the scope of the open point.
Article 13.2(a): Other Directives	Yes	No	Corresponding rules are available in RDD. Anyway, it will have to be decided at later stage with the Commission how to deal with these rules, considering the mentioned Directives. As a general principle, the TSIs in force don't cover subjects in the scope of these other EU Directives. Corresponding parameters are defined in section 3.2.3 of the report ERA-PRG-006-REP-RST
Article 13.2 (b): Non application of TSI	No	No	
Article 13.2 (c): Specific cases mentioned but not described in TSIs	Yes	Yes	TSIs clearly identify where a national rule may be kept and notified. Traceability between TSIs and possible remaining national rules is clearly established, and the corresponding rules are recorded in RDD. The Agency checked if the national rule covers the scope of the specific case.
Article 13.2(d): Technical compatibility between vehicle and existing network(s)	Yes	Yes	This includes vehicles with ETCS pre-baseline 2 versions (e.g. 2.2.2), additional functionality implemented on-board (e.g. NTRs from other MS) and TSI options implemented trackside (e.g. infill).
Article 13.2 (e): Vehicles not covered by TSIs	No	No	Concern vehicles such as Tram-Train, metric gauge vehicle.
Article 13.2 (f): Urgent temporary preventive measure following an accident	No	No	

Table 1 : Overview of national rules notified by Member States and subject or not to an assessment by the Agency

National Rules relates to	Published in RDD	Evaluated	Remarks
TSI potentially deficient or not exhaustive	Yes	Yes	National rules when accepted by the Agency are maintained pending the resolution of the potential deficiency.
Previous versions of TSIs not listed in section 3.1.2 of the report ERA-PRG-006-REP-RST	Yes	No	
Vehicle not TSI compliant authorised before TSIs.	Yes	No	Rules are in RDD for reference/history and are not subject to Agency evaluation.

3.2.2. Summary of the results of the examination of national rules

The table 2 below provides an overview of the number of national rules and acceptable national means of compliance notified by the Member State in addition to latest TSIs and the results of the examination leading to a positive or negative assessment.

The annex 1 provides details of the assessment leading to negative assessment. The national rules subject to discussion/clarification with the Member State are also counted in the column "Negative assessment".

Table 2 : number of national rules notified by Member states and results of the examination

Member States	Number of National rules (or draft national rules) and Acceptable national means of compliance	Results of the examination		Remarks
		Positive assessment	Negative assessment	
Estonia	35	33	2	1 National rule related to Train detection system can be accepted if it is revised taking into account Agency comment 1 National rule related to Train detection system (axle counters) should be repealed

4. The opinion

In accordance with article 26(3) of Regulation 2016/796, the opinion covers the examination of national rules by the Agency leading to a negative assessment.

The annex 1 provides to the Member State:

- The list of actions to be taken into account,
- An assessment table with :
 - o The national rules concerned,
 - o The Agency assessment of each rule and the reasons why this is not accepted,
 - o The status of the assessment indicating whether the rule(s) should be modified or repealed.

Valenciennes, 4.12.2019



Josef DOPPELBAUER
Executive Director

5. ANNEX 1 – Examination of national rules leading to negative assessment

The following action should be taken into account by Estonia :

- National rules related to train detection system should be modified in accordance with the Agency evaluation.
- The table below presents the rules where the evaluation performed by the Agency lead to a negative assessment.

Subsystem	Distribution of remaining rules	National rules	Examination of national rules leading to a negative assessment	Agency assessment status																
RST/CCS	Rules related to compatibility with TDS	<p>8.4.2.1.1-Rail return current: GOST 29205-91 Electromagnetic compatibility of technical means. Man-made noise from electrical transport. Limits and test methods; EVS-EN 50238:2003 Compatibility between rolling stock and train detection systems; CLC/TS 50238-2:2015 Compatibility between rolling stock and train detection systems - part 2 compatibility with track circuits.</p>	<p>The national rule refers to clause 4.2.3.3.1.1 of Loc&Pas TSI 1302/2014.</p> <p>Agency : Based on the outcome of the bilateral discussions, the following tables are proposed for national rule</p> <table border="1"> <thead> <tr> <th>Track info (Manufacturer-Type)</th> <th>Circuit</th> <th>Frequency Band</th> <th>Part of the FM ERA/ERTMS/033281 (Track Circuits listed in Annex A of TS EN 50238-2)</th> </tr> </thead> <tbody> <tr> <td>25 and 50 Hz Track Circuits</td> <td></td> <td>25 and 50 Hz</td> <td>No</td> </tr> <tr> <td>Bombardier Audio Frequency Track Circuit Style T121- 4</td> <td></td> <td>1996,2296,1699, 2146,1848,1549,2593,2445 Hz</td> <td>Yes</td> </tr> <tr> <td>тональные р-ц.(АНШ-1230)</td> <td></td> <td>425,475,725 Hz</td> <td>No</td> </tr> </tbody> </table>	Track info (Manufacturer-Type)	Circuit	Frequency Band	Part of the FM ERA/ERTMS/033281 (Track Circuits listed in Annex A of TS EN 50238-2)	25 and 50 Hz Track Circuits		25 and 50 Hz	No	Bombardier Audio Frequency Track Circuit Style T121- 4		1996,2296,1699, 2146,1848,1549,2593,2445 Hz	Yes	тональные р-ц.(АНШ-1230)		425,475,725 Hz	No	Not accepted, national rule should be modified according to the proposal
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Subsystem	Distribution of remaining rules	National rules	Examination of national rules leading to a negative assessment		Agency assessment status									
RST/CCS	Rules related to compatibility with TDS	<p>8.4.2.2.1-Electro-magnetic fields/Induced voltages in the track/under the vehicle: GOST 29205-91 Electromagnetic compatibility of technical means. Man-made noise from electrical transport. Limits and test methods;</p>	<table border="1"> <tr> <td data-bbox="284 577 478 896"></td> <td data-bbox="284 577 478 896"> <p>H5 XT LT 02-98, Annex A.38 H5 XT LT 03-98, Annex A.38 H5 XT LT 04-98, Annex A.38</p> </td> <td data-bbox="284 577 478 896"> <p>Electrical Locomotives</p> </td> </tr> <tr> <td data-bbox="478 577 742 896"> <p>8.4.2.4 Psophometric current 8.4.3.3 Psophometric current</p> </td> <td data-bbox="478 577 742 896"> <p>H5 XT LT 01-98, Table I (2) - § 4.2 H5 XT LT 02-98, Table I (2) - § 4.2 H5 XT LT 03-98, Table I (2) - § 4.2 H5 XT LT 04-98, Table I (2) - § 4.2</p> </td> <td data-bbox="478 577 742 896"> <p>Diesel Multiple Units Diesel Locomotives Electrical Multiple Units Electrical Locomotives</p> </td> </tr> <tr> <td data-bbox="742 577 1153 896"> <p>8.4.3.1 Maximum Electro-Magnetic fields</p> </td> <td data-bbox="742 577 1153 896"> <p>H5 XT LT 01-98, Annex A.91 and A.92 H5 XT LT 02-98, Annex A.91 and A.92 H5 XT LT 03-98, Annex A.91 and A.92 H5 XT LT 04-98, Annex A.91 and A.92</p> </td> <td data-bbox="742 577 1153 896"> <p>Diesel Multiple Units Diesel Locomotives Electrical Multiple Units Electrical Locomotives</p> </td> </tr> </table>		<p>H5 XT LT 02-98, Annex A.38 H5 XT LT 03-98, Annex A.38 H5 XT LT 04-98, Annex A.38</p>	<p>Electrical Locomotives</p>	<p>8.4.2.4 Psophometric current 8.4.3.3 Psophometric current</p>	<p>H5 XT LT 01-98, Table I (2) - § 4.2 H5 XT LT 02-98, Table I (2) - § 4.2 H5 XT LT 03-98, Table I (2) - § 4.2 H5 XT LT 04-98, Table I (2) - § 4.2</p>	<p>Diesel Multiple Units Diesel Locomotives Electrical Multiple Units Electrical Locomotives</p>	<p>8.4.3.1 Maximum Electro-Magnetic fields</p>	<p>H5 XT LT 01-98, Annex A.91 and A.92 H5 XT LT 02-98, Annex A.91 and A.92 H5 XT LT 03-98, Annex A.91 and A.92 H5 XT LT 04-98, Annex A.91 and A.92</p>	<p>Diesel Multiple Units Diesel Locomotives Electrical Multiple Units Electrical Locomotives</p>	<p>Following the assessment performed by the Agency, NSA EE indicates that they will start the procedure to enforce national rule related to rail-current, taking into account bilateral discussions with the Agency and the information in the report.</p> <p>The national rule refers to clause 4.2.3.3.1.2 of Loc&Pas TSI 1302/2014. Agency: EE should not have national rule as 1520 mm axle counters are fully covered by the version 4 of the document ERA/ERTMS/033281.V4. Very few axle counters are only existing in some sidings and should be checked after authorisation under the route compatibility check. The information</p>	Not accepted, national rule should be repealed.
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Subsystem	Distribution of remaining rules	National rules	Examination of national rules leading to a negative assessment	Agency assessment status
		EVS-EN 50238:2003 Compatibility between rolling stock and train detection systems; CLC/TS 50238-3:2013 Compatibility between rolling stock and train detection systems - part 3 compatibility with axle counters	of where such axle counters are installed should be mentioned in the register of infrastructure RINF.	

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Light Impact Assessment

*4th Railway Package – Cleaning up National rules for Vehicle
Authorisation*

Technical Opinion OPI-2019-7

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1. Context and problem definition

<p>1.1. Problem and problem drivers</p>	<p>One of the main objectives of the the 4th Railway Package (RP) is to increase the efficiency of the authorisation process of vehicles and to ensure transparency and non-discrimination of applicants in this process.</p> <p>Applicants for vehicle authorisations have to demonstrate compliancy with TSIs and with national rules notified by MSs.</p> <p>The scope extension of TSIs, the functional and technical harmonisation of requirements within TSIs made a number of national rules redundant and unnecessary.</p> <p>Problem/need to be addressed:</p> <p>In accordance with Art. 14 (9) of Interoperability Directive 2016/797 the Agency examined the draft national rules and national rules notified in accordance to Art 13.2. The majority of rules were cleaned in consensus with the MS. The Technical Opinion focus on rules where there is disagreement between MS and the Agency concerning their justifications/acceptance. These rules might represent an obstacle in the vehicle authorisation process.</p>
<p>1.2. Main assumptions</p>	<p>1. In June 2012, the European Commission has commissioned an impact assessment in view of the preparation of the 4th RP, hereinafter referred to as the 4th RP IA¹. The cleaning of national rules is represented as an horizontal measure (to increase efficiency of the authorisation process) in all evaluated option. (where one of the option was the policy package summarized as 4th RP). This LIA uses this IA as main source for economic data.</p> <p>2. The TO only identifies the remaining rules in addition to TSIs refered in section of the TO where there is disagreement between MS and the Agency. As long as there is no removal or modification of the concerned rule(s), there is no economic impact. In this LIA we assume, that as a consequence of publication of the TO, the MS will withdraw the remaining rules so that an economic impact will appear.</p> <p>3. The majority of national rules was cleaned in consensus with the MS, which already lead to a significant reduction of applicable rules in the framework of vehicle authorisation (e.g. from approx. 14.000 national rules to less than 1000 national rules). As a consequence this achievement contributes significantly to the economic impacts of the complete cleaning process. The scope of the TO focus on the remaining rules where there is disagreement between MS and Agency, It contributes much lower to the economic impacts of the complete cleaning process.</p>

¹ See <https://ec.europa.eu/transport/sites/transport/files/modes/rail/studies/doc/2012-06-ia-support-study-era-final-report.pdf>

<p>1.3. Stakeholders affected</p>	<table border="1"> <thead> <tr> <th><i>Category of stakeholder</i></th> <th><i>Importance of the problem (*)</i></th> </tr> </thead> <tbody> <tr> <td>National Safety Authorities</td> <td>2 NSAs have to check the national part of the application for vehicle authorisation. However as compliance with national rules is checked by a DeBo, they are not directly concerned by the problem. However NSAs might be in charge of the management of national rules, especially keeping them up to date. In this context the problem could be relevant for them.</td> </tr> <tr> <td>ERA</td> <td>2 Although ERA is not involved in the assessment of the national part of the application for vehicle authorisation, ERA is delivering the final authorisation decision. For this reason, ERA is concerned by the problem however in a limited way.</td> </tr> <tr> <td>Vehicle Supplier</td> <td>5 As applicants for vehicle authorisations they have to declare compliance with all applicable national rules.</td> </tr> <tr> <td>RUs</td> <td>5 If they are applicants for vehicle authorisations – see vehicle suppliers</td> </tr> <tr> <td>Infrastructure Managers</td> <td>5 If they are applicants for vehicle authorisations – see vehicle suppliers</td> </tr> <tr> <td colspan="2"> <p>Note: Other stakeholders not listed in this table like IMs, wagon keepers are not impacted.</p> </td> </tr> <tr> <td colspan="2"> <p>*) 1=low; 5=high</p> </td> </tr> </tbody> </table>	<i>Category of stakeholder</i>	<i>Importance of the problem (*)</i>	National Safety Authorities	2 NSAs have to check the national part of the application for vehicle authorisation. However as compliance with national rules is checked by a DeBo, they are not directly concerned by the problem. However NSAs might be in charge of the management of national rules, especially keeping them up to date. In this context the problem could be relevant for them.	ERA	2 Although ERA is not involved in the assessment of the national part of the application for vehicle authorisation, ERA is delivering the final authorisation decision. For this reason, ERA is concerned by the problem however in a limited way.	Vehicle Supplier	5 As applicants for vehicle authorisations they have to declare compliance with all applicable national rules.	RUs	5 If they are applicants for vehicle authorisations – see vehicle suppliers	Infrastructure Managers	5 If they are applicants for vehicle authorisations – see vehicle suppliers	<p>Note: Other stakeholders not listed in this table like IMs, wagon keepers are not impacted.</p>		<p>*) 1=low; 5=high</p>	
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<p>1.4. Evidence and magnitude of the problem</p>	<p>The evidence of the problem related to the inefficiency of the authorisation process was analysed in detail in the 4th RP impact assessment (see section 3 problem definition).</p> <p>The magnitude of the problem for all EU countries was not quantified but it is estimated to be an impact of hundreds of millions EUR for the European railway sector.</p>																
<p>1.5. Baseline scenario</p>	<p>The remaining national rules, where there is disagreement between MS and the Agency concerning their justifications/acceptance, are kept in force after the publication of this TO by the MS.</p>																
<p>1.6. Subsidiarity and proportionality</p>	<p>According to the provisions of article 14 (9) of Directive (EU) 2016/797 , draft national rules and national rules referred to in paragraph 1 shall be</p>																

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2. Objectives

<p>2.1. Strategic and specific objectives</p>	<p>Strategic objective(s) of the Agency with which this initiative is coherent.</p> <ul style="list-style-type: none"> <input type="checkbox"/> Europe becoming the world leader in railway safety <input type="checkbox"/> Promoting rail transport to enhance its market share <input checked="" type="checkbox"/> Improving the efficiency and coherence of the railway legal framework <input type="checkbox"/> Optimizing the Agency’s capabilities <input checked="" type="checkbox"/> Transparency, monitoring and evaluation <input checked="" type="checkbox"/> Improve economic efficiency and societal benefits in railways <input type="checkbox"/> Fostering the Agency’s reputation in the world <p>The specific objective is to Increase the efficiency of the vehicle authorisation processes (Specific Objective 1);</p>
<p>2.2. Link with Railway Indicators</p>	<p>N/A</p>

3. Options

3.1. List of options	Baseline Option 1 – Technical Opinion
3.2. Description of options	<p>Baseline - corresponds to the Baseline of the 4th RP IA</p> <ul style="list-style-type: none"> › No cleaning of national rules <p>Option 1 – TO Negative Assessment of National Rules</p> <ul style="list-style-type: none"> › Description of remaining rules where there is disagreement between MS and ERA about their justification. › Further Assumption: These remaining rules will be removed or modified by the MS as a consequence of the publication of the TO
3.3. Uncertainties/risks	<p>1. The residual risk (related to a potential incompatibility with the network of the concerned MS) resulting from a removal or modification of a national rule is not taken into account in this LIA. It is considered to be marginal or non existent.</p> <p>2. The estimation of benefits of the 4th RP as stated in the 4th RP IA was based on stakeholders’ opinion survey and was performed in 2012. More updated evidence is not yet available.</p>

4. Impacts of the options

4.1. Impacts of the options (qualitative analysis)	The positive or negative impacts from the option are derived by comparing the option against the baseline.		
	<i>Category of stakeholder</i>		<i>Option 1</i>
	NSAs	Positive impacts	Reduced costs in the framework of management of/ keeping up to date remaining national rules
		Negative impacts	N/A
	Agency	Positive impacts	Less work in the framework of classification of national rules (art 14.10)
		Negative impacts	N/A
	RUs	Positive impacts	They profit from clear and transparent national rules Reduced costs for vehicle (type) configuration management (e.g. in terms of vehicle change management and management of its operational use)
		Negative Impacts	N/A
	Vehicle Suppliers	Positive impacts	see RUs
		Negative Impacts	N/A

	Overall assessment (input for section 5.1)	Positive impacts	Reduced costs for vehicle (type) configuration management due to an increase in the efficiency and transparency of the authorisation process.																													
		Negative impacts	Very limited																													
<p>4.2. Impacts of the options (quantitative analysis)</p>	<table border="1" data-bbox="587 488 1390 987"> <thead> <tr> <th data-bbox="587 488 756 555"><i>Category of stakeholder</i></th> <th colspan="2" data-bbox="756 488 1390 555"><i>Option 1</i></th> </tr> </thead> <tbody> <tr> <td data-bbox="587 555 756 663" rowspan="2">RUs, Suppliers</td> <td data-bbox="756 555 999 607">Benefits (euro)</td> <td data-bbox="999 555 1390 607"><<100 M€ (1)</td> </tr> <tr> <td data-bbox="756 607 999 663">Costs (euro)</td> <td data-bbox="999 607 1390 663">N/A</td> </tr> <tr> <td data-bbox="587 663 756 770" rowspan="2">NSAs</td> <td data-bbox="756 663 999 714">Benefits</td> <td data-bbox="999 663 1390 714">N/A</td> </tr> <tr> <td data-bbox="756 714 999 770">Costs (euro)</td> <td data-bbox="999 714 1390 770">N/A</td> </tr> <tr> <td data-bbox="587 770 756 878" rowspan="2">Agency</td> <td data-bbox="756 770 999 822">Benefits (euro)</td> <td data-bbox="999 770 1390 822">N/A</td> </tr> <tr> <td data-bbox="756 822 999 878">Costs (euro)</td> <td data-bbox="999 822 1390 878">N/A</td> </tr> <tr> <td data-bbox="587 878 756 987" rowspan="2">Overall</td> <td data-bbox="756 878 999 929">Benefits (euro)</td> <td data-bbox="999 878 1390 929"><<100 M€</td> </tr> <tr> <td data-bbox="756 929 999 987">Costs (euro)</td> <td data-bbox="999 929 1390 987">N/A</td> </tr> </tbody> </table> <p data-bbox="555 1043 1428 1178">(1) Based on 4th RP IA: section 5.59 – estimated benefits for cleaning up of national rules. The amount of 100 M€ relates to the complete cleaning process. However the economic impact with regards to the TO can be considered much lower.</p> <p data-bbox="555 1196 852 1229">Overall resulting figures:</p> <table border="1" data-bbox="555 1245 1420 1404"> <thead> <tr> <th data-bbox="555 1245 868 1301">CBA</th> <th data-bbox="868 1245 1420 1301">Option 1</th> </tr> </thead> <tbody> <tr> <td data-bbox="555 1301 868 1357">NPV</td> <td data-bbox="868 1301 1420 1357"><<100 M€</td> </tr> <tr> <td data-bbox="555 1357 868 1404">B/C ratio</td> <td data-bbox="868 1357 1420 1404">>1</td> </tr> </tbody> </table>			<i>Category of stakeholder</i>	<i>Option 1</i>		RUs, Suppliers	Benefits (euro)	<<100 M€ (1)	Costs (euro)	N/A	NSAs	Benefits	N/A	Costs (euro)	N/A	Agency	Benefits (euro)	N/A	Costs (euro)	N/A	Overall	Benefits (euro)	<<100 M€	Costs (euro)	N/A	CBA	Option 1	NPV	<<100 M€	B/C ratio	>1
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5. Comparison of options and preferred option

<p>5.1. Effectiveness criterion (options' response to specific objectives)</p>	<p>The proposed option meets all specific objectives.</p> <p>Comparison not applicable as only one option was proposed and the baseline is not legally compliant with the 4th RP in force.</p>
<p>5.2. Efficiency (NPV and B/C ratio) criterion</p>	<p>The proposed option retrieves positive NPV (<< 100 M€) and B/C ratio >1</p> <p>Comparison not applicable as only one option was proposed and the baseline is not legally compliant with the 4th RP in force.</p>
<p>5.3. Summary of the comparison</p>	<p>N/A as there is only one option.</p>
<p>5.4. Preferred option(s)</p>	<p>The proposed option is recommended in terms of both effectiveness and efficiency. There is no alternative proposal concerning the implementation of the 4th RP.</p>

<p>5.5. Further work required</p>	<p>The risks mentioned under section of 3.3 have to be closely monitored once the 4th RP is transposed in all Member States , in particular to detect any potential negative economic impacts.</p>
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6. Monitoring and evaluation

<p>6.1. Monitoring indicators</p>	<p>N/A</p>
<p>6.2. Future evaluations</p>	<p>N/A</p>

