

Making the railway system
work better for society.

DECISION n° 214

of the Management Board of the European Union Agency for Railways amending DECISION n° 161 of the Management Board of the European Union Agency for Railways adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) adopted on 29 November 2017

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 Article 33,

Having regard to DECISION n° 161 of the Management Board of the European Union Agency for Railways adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) adopted on 29 November 2019, and in particular, ‘Annex I –Policy, 3. Scope’,

Having regard to DECISION n° 188 of the Management Board of the European Union Agency for Railways amending DECISION n° 161 mentioned above,

Whereas:

- (1) Due to the significant financial constraints for the budgetary year 2020, the scope of the NSA monitoring should be reduced to the topics which are essential to carry out the monitoring tasks and to get reasonable assurance on the safety level achieved by Member States,

HAS DECIDED AS FOLLOWS:

Article 1

1. The Annex I Policy –“3. Scope” is amended with the inclusions of following additional paragraph that reads:

‘In 2019 and 2020, the scope of the NSA monitoring shall be limited to the:

- 1. Management of competences within the NSAs, with a specific focus on competences for supervision, safety certification and vehicle authorisation*

¹ OJ L 138, 26.5.2016, p. 1-43.

2. *Supervision activities of NSAs including:*
- a. *its supervision strategy and planning*
 - b. *integration of the risk-based approach for prioritisation*
 - c. *delivery of all supervision activities*
 - d. *NSA decision-making method, process and criteria*
 - e. *communication towards the sector and follow-up sector action plans*
 - f. *interfaces with other NSA activities such as safety certification and vehicle authorisation*
 - g. *supervision of application of Regulation 402/2013 on the common safety method for risk evaluation and assessment.*

The Agency will further adapt its audit working tools for the auditors to best perform the audit within this reduced scope. ‘

2. In case during the following years the reduced scope under paragraph 1 of this Article will have to be enlarged to the full scope as stated in the Annex I- Policy, to ensure comparability, the Agency will subsequently monitor the NSA activities that have not been monitored under the reduced scope without any further amendment of Decision n°161 of the Management Board.

Article 2

The present decision shall enter into force on the day following that of its adoption. It will be published on the Agency website.

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

Clio LIÉGEOIS
The Chairwoman