# Commisson Implementing Regulation (EU) 2019/772 of 16 May 2019 amending Regulation (EU) No 1300/2014 as regards inventory of assets with a view to identifying barriers to accessibility, providing information to users and monitoring and evaluating progress on accessibility (Text with EEA relevance)

## COMMISSON IMPLEMENTING REGULATION (EU) 2019/772

## of 16 May 2019

## amending Regulation (EU) No 1300/2014 as regards inventory of assets with a view to identifying barriers to accessibility, providing information to users and monitoring and evaluating progress on accessibility

## (Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive (EU) 2016/797 of the European Parliament and of the Council of 11 May 2016 on the interoperability of the rail system within the European Union[(1)], and in particular Article 5(11) thereof,

Whereas:

(1) Pursuant to Article 7 of Commission Regulation (EU) No 1300/2014[(2)], chapter 7 of the Annex of Regulation (EU) No 1300/2014 is to be amended in order to specify the characteristics of the inventory of assets, including the content, data format, functional and technical architecture, operating mode, rules for data input and consultation, and rules for self-assessment and designation of the entities responsible for data provision.

(2) Pursuant to Article 5(1) of Regulation (EU) 2016/796 of the European Parliament and of the Council[(3)] and Article 7(2) of Regulation (EU) No 1300/2014 a working party was established in order to make a proposal for a recommendation as regards the minimum structure and content of data to be collected for the inventory of assets with a view to identifying barriers to accessibility, providing information to users and monitoring and evaluating progress on accessibility. That working party completed its work in May 2017, and as a result, the Agency finalised the recommendation ERA-REC-128 for amending Regulation (EU) No 1300/2014.

(3) The Inventory of Assets is a static tool indicating the existence of the equipment and is therefore not intended to provide information on the status and functioning of the equipment.

(4) Where a station, or elements thereof, undergoes an upgrade, renewal or any work foreseen by a national implementation plan in accordance with Article 8 of Regulation (EU) No 1300/2014, the information related to the compliance of that work with Regulation (EU) No 1300/2014 of the station, or elements thereof, should be collected.

**Changes to legislation:** Commisson Implementing Regulation (EU) 2019/772 is up to date with all changes known to be in force on or before 13 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

(5) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 51(1) of Directive (EU) 2016/797,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EU) No 1300/2014 is amended as follows:

(1) The following Article 7a is inserted after Article 7

*Article 7a*

**Collection, maintenance and exchange of accessibility data**

1 Within nine months after 16 June 2019, each Member State shall decide which entities are in charge of collecting, maintaining and exchanging the accessibility data.

2 Member States may ask the Commission for an extension of the time limit. This extension shall be exceptional, duly justified and limited in time. In particular it is considered to be justified if the data collection tool and the operating modes as set out in the Annex of this regulation are not made available and fully operational by the European Union Agency for Railways two months following its entry into force.

3 For each station, there shall be an entity responsible for exchanging the accessibility data.

4 Collection and conversion of data shall be finalised within 36 months following the entry into force of this Regulation.

5 Until the architecture for data exchange described in sections 7.2, 7.3 and 7.4 of Annex I to Commission Regulation (EU) No 454/2011[(4)] is completely operational, the exchange of the accessibility data shall consist of transfer of that data to the European Railway Stations Accessibility Database (ERSAD) hosted by the European Union Agency for Railways.

(2) The Annex is amended in accordance with the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 16 May 2019.

*For the Commission*

*The President*

Jean-Claude JUNCKER

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# ANNEX

The Annex to Regulation (EU) No 1300/2014 is amended as follows:

(1) In Chapter 2, section 2.3, the following paragraph is inserted after the first sentence:
*Accessibility data*

Accessibility data consists of the information related to the accessibility of passenger railway stations that needs to be collected, maintained and exchanged, that is to say, of a description of the characteristics and equipment of the passenger railway stations. Where relevant that description is complemented by the information regarding the stations' state of conformity to this TSI.

(2) In Chapter 7, section 7.2, sub-section 7.2.1, the following sub-sections are inserted:

7.2.1.1. *Inventory of assets — infrastructure*

7.2.1.1.1. Functional and technical architecture

The functions of the inventory of assets consist of:

(1) identifying the existing obstacles and barriers to accessibility;

(2) providing practical information to users;

(3) monitoring and evaluating progress on accessibility.

The architecture for the exchange of accessibility data is provided for in Regulation (EU) No 454/2011 (TAP TSI).

The following standards shall apply for the formatting and exchange of accessibility data:

(1) CEN/TS 16614-1:2014 Public transport — Network and Timetable Exchange (NeTEx) — Part 1: Public transport network topology exchange format 2014-05-14

(2) EN 12896-1:2016 Public transport. Reference data model. Common concepts (Transmodel)

For the intended particular usage, a harmonised specific transmodel profile as is provided for in the technical documents referred to in Appendix O, index 1.

7.2.1.1.2. Rules for the input and self-assessment of accessibility data

The rules for the input and self-assessment of accessibility data shall be the following:

(1) entities that collect the accessibility data relative to assets need not be independent from the daily management of those assets;

(2) during the first collection of accessibility data pursuant to the entry into force of Commission Implementing Regulation (EU) 2019/772[(5)], the state of conformity of stations to this TSI may be inventoried as unassessed;

(3) where a station, or elements thereof, undergoes an upgrade, renewal work or any type of work foreseen by a national implementation plan for this TSI, the corresponding accessibility data shall be updated, including the state of conformity to this TSI, where relevant;