Other CER publications

Reforming Europe's Railways – An Assessment of progress

This book, written by renowned experts, collects chapters on rail reforms within Europe.

It considers why reforms have been necessary, how reforms have been implemented and gives an answer whether European rail reforms have been successful.

Price: € 38,- + postage ISBN 978-3-7771-0334-1 194 pages, hardcover



Competition in Europe's rail freight market

Since 2007 every European railway undertaking is able to offer rail freight services on every line

in every EU country. This book illustrates the opportunities and challenges ahead and offers in-depth information, examples, experiences and opinions

Price: € 34,- + postage ISBN 978-3-7771-0356-3 210 pages, hardcover



Order Form

| ☐ Yes, I would like to ordercop(y)ies of "European Railway Legislation Handbook". |
|--|
| ☐ Ja, ich möchteExemplar(e) "European Railway Legislation Handbook" bestellen. |
| Technical Data: ISBN 978-3-7771-0389-1, 844 pages, format 148 x 215 mm, hardcover, Price: € 74,– |
| Firma Company |
| Abteilung Department |
| Branche Line of Business |
| |
| Vorname/Name First Name/Surname |
| Telefon/Fax Telephone/Fax |
| Straße Street |
| E-Mail <i>Email</i> |
| PLZ/Ort Postal Code/City |
| Datum/Unterschrift Date/Signature |

For your quick order:

Fax: +49 (0) 40/2 37 14-104 E-Mail: service@eurailpress.de Internet: www.eurailpress.de

DVV Media Group GmbH | Eurailpress Sales department P.O. Box 10 16 09 D-20097 Hamburg Germany

Telephone: +49 (0) 40/2 37 14-292 Email: service@eurailpress.de

European Railway Legislation Handbook

Completely revised and enlarged second edition







Completely revised and enlarged second edition

uropean legislation is becoming increasingly important for Lethe daily operations of the railway community. In all European countries, rail markets have been opened to competition, at least with regard to freight transport. The calendar of market opening for international passenger transport is already fixed. Therefore the legal framework for railway activities in the 21st century is largely defined by European law. The primary purpose of this book is to serve as a legal reference to current European law within the rail market. The secondary purpose of this book is to review the context within which the law applies.

This handbook is an indispensable daily reference work for everyone seeking to operate successfully in European railway business, today and in future.

Vollständig überarbeitete und erweiterte 2. Auflage

ie europäische Gesetzgebung gewinnt für den alltäglichen Be-Utrieb der Eisenbahngemeinschaft immer größere Bedeutung. In allen europäischen Staaten wurden die Eisenbahnverkehrsmärkte für den Wettbewerb geöffnet, zumindest im Güterverkehr. Der Zeitplan für die Marktöffnung im Personenverkehr steht bereits fest. Der gesetzliche Rahmen für Eisenbahnaktivitäten im 21. Jahrhundert wird also weitgehend durch das europäische Recht definiert. Primäres Ziel dieses Buches ist es, als juristisches Nachschlagewerk für das auf dem Eisenbahnmarkt geltende europäische Recht zu dienen. Ein weiteres Ziel dieses Buches ist es, das Umfeld, indem das ieweilige Gesetz anzuwenden ist, zu überprüfen.

European Railway Legislation Handbook

Dieses Handbuch ist für alle. die im europäischen Bahn-Business auch in Zukunft erfolgreich tätig sein wollen, ein unverzichtbares tägliches Arbeitsmittel.



Overview of contents Complete table of contents and foreword are available at www.eurailpress.de/lex

Written in English, German and French

Foreword

Johannes Ludewig / Delphine Brinckmann-Salzedo

Chapter One - Introduction

- Scope and structure
- EU decision making: a quick refresher
- Useful legal glossary
- Community legal instruments

PART I: Progression towards a European rail market a commentary

Chapter Two -The early reforms

- Directive 91/440: a turning point
- Directives 95/18 on the licensing of railways and 95/19 on the infrastructure capacity allocation and charging

Chapter Three -The First Railway Package

- Directive 2001/12: amending Directive 91/440
- Directive 2001/13: amending Directive 95/18 on the licensing of railway undertakings
- Directive 2001/14: amending Directive 95/19 on the allocation and charging for infrastructure and safety certification

Chapter Four -Interoperability - the first generation' of texts

- Directive 96/48: the trans-European high speed rail system
- Directive 2001/16: the trans-European conventional rail system

Chapter Five -The Second Railway Package

- Directive 2004/51: further revision of Directive 91/440
- Directive 2004/49: the Safety Directive

· Directive 2004/50: amending Interoperability Directives 96/48 (for high speed lines) and 2001/16 (for the trans-European conventional rail system)

- Regulation 881/2004: the European Railway Agency
- Commission recommendation for the accession to the Convention concerning International Carriage by Rail (COTIF)

Chapter Six -The Third Railway Package

- Directive 2007/58: market opening to international passenger traffic by amending Directives 91/440 and 2001/14
- Regulation 1371/2007: rail passenger rights and obligations
- Directive 2007/59: certification of train drivers operating locomotives and trains on the railway systems in the Community

Chapter Seven - The Trans-European Network (TEN)

- The basic TEN legislation: the Guidelines Decision 1692/96 and the Financial Regulation 2236/95 as revised by Regulation 680/2007
- TEN revision and the 'Quick Start Programme'

Chapter Eight – Completing the legal framework

- Regulations 1191/69 and 1370/2007: public service trans-
- European Commission State Aid Guidelines
- Directive 2005/47: working conditions of mobile workers in crossborder services
- Directive 2004/17: public procurement rules
- Regulation 91/2003: the Statistics Regulation

• Regulation 450/2008: the Modernised Customs Code

Chapter Nine – Environmental legislation

- Directive 2002/49: environmental
- Directive 2004/26: diesel emissions
- Directive 2004/35: environmental liability

Chapter Ten: - The 'Technical Package' - the 'second generation' of interoperability texts

- Revision of the Safety Directive
- Directive 2008/57: new interoperability of the railway system
- The amended European Railway Agency Regulation

Chapter Eleven - Industry agreements

- Freight Quality Charter
- Charter on Rail Passenger Services
- CER-ETF agreements on locomotive drivers' licences and on working conditions in cross-border services

In English only

PART II: The legal texts accompanying Part I

Directive 91/440/EEC of 29 July 1991 Directive 95/18/EC of 19 June 1995 Directive 95/19/EC of 19 June 1995 Directive 2001/12/EC of 26 February

Consolidated version of Directive 91/440/FFC

Directive 2001/13/EC of 26 February

Consolidated version of Directive

Directive 2001/14/EC of 26 February

Consolidated version of Directive 2001/14/EC

Directive 96/48/EC of 23 July 1996 Directive 2001/16/EC of 19 March

Directive 2004/51/EC of 29 April 2004 Directive 2004/49/EC of 29 April 2004 Directive 2004/50/FC of 29 April 2004 Regulation (EC) 881/2004 of 29 April

Directive 2007/58 of 23 October 2007 Regulation (EC) No. 1371/2007 of 23 October 2007

Directive 2007/59/FC of 23 October

Regulation (EC) No. 680/2007 of 20 June 2007

Decision No. 884/2004/EC of 29 April

Regulation (EC) 807/2004 of 21 April

Consolidated version of Regulation (EEC) 1191/69 of 26 June 1969 Regulation (EC) No. 1370/2007 of 23

October 2007

Guidelines on State aid for railway undertakings of 22 July 2008 Directive 2005/47/EC of 18 July 2005 Regulation (EC) 91/2003 of 16 December 2002

Directive 2002/49/EC of 25 June 2002 Directive 2004/35/EC of 21 April 2004 Position of the EP adopted at second reading on 9 July 2008 amending Directive 2004/49/EC

Directive 2008/57/EC of 17 June 2008 Position of the EP adopted at second reading on 9 July 2008 amending Regulation (EC) No 881/2004 CER/UIC/CIT Freight Quality Charter -2003

CER/UIC/CIT Charter on Rail Passenger Services 2002

CER-ETF agreement on a European licence for train drivers

CER-ETF agreement on working conditions for cross-border services