

REDESIGN OF THE INTERNATIONAL TIMETABLING PROCESS (TTR)



Overall Presentation



TTR Legal Framework

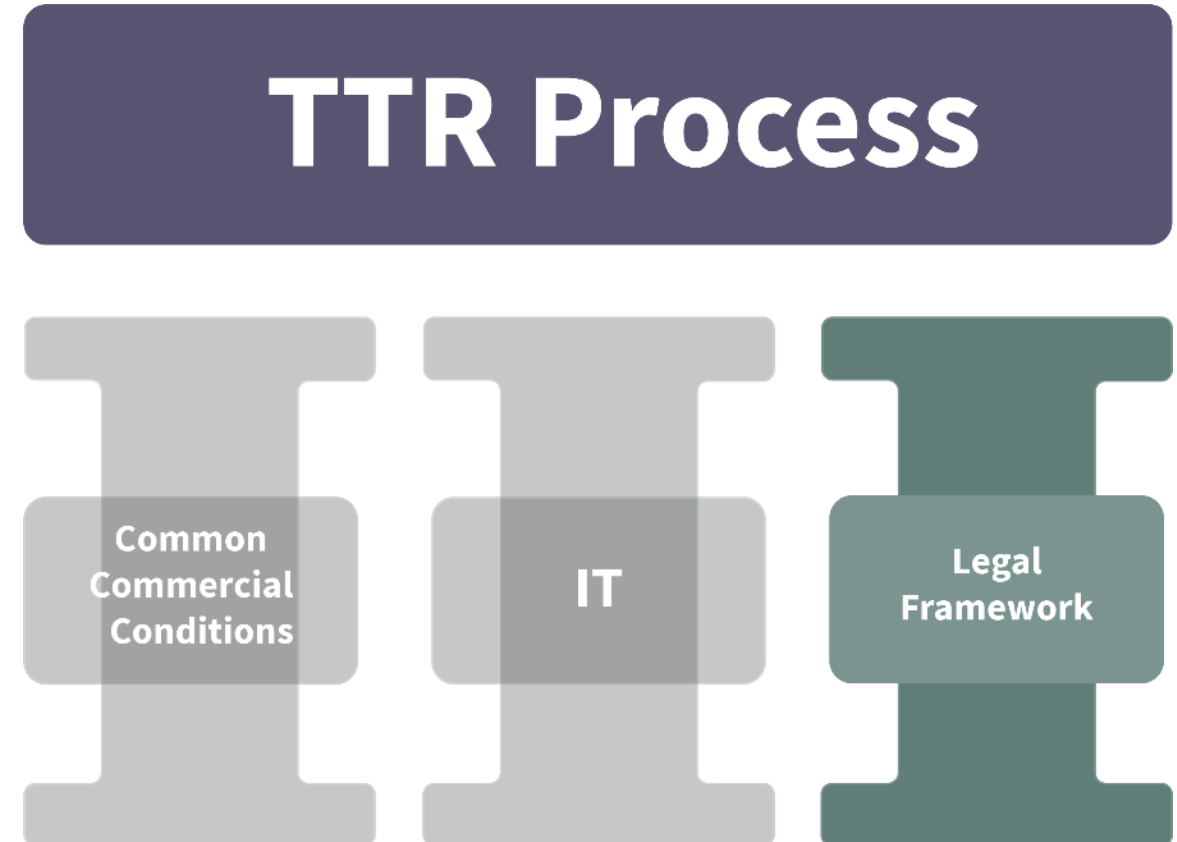
— Legal Framework: Introduction

The current legal framework (European and national laws) reflects existing capacity management processes, which do no longer (fully) meet market needs.

A team of legal experts from RNE Members, FTE, CER, EIM and CIT*

- Investigated how to support TTR in terms of legal framework conditions
- Provides ongoing legal analysis

*DG MOVE joins the task force as observer from May 2020



— Basic Considerations for Legal Framework

EU legal framework

TTR

Options for implementation*

Network
Statements

FCA

Implementing/
Delegated Acts

Bilateral
Agreements

Other Measures

*Such measures must respect applicable EU law, in particular Directive 2012/34/EU.

— Preliminary findings on the Legal Framework

Some shortcomings have been identified, which might result in a high degree of legal uncertainty if TTR was to be implemented fully under the existing legal framework:

- **No common understanding** among stakeholders on key questions of **interpretation of the legal framework**, e.g.:
 - can provisions of Article 48 of Directive 2012/34/EU serve as a basis to accommodate the rolling planning concept (even for TTR full roll-out)?
 - can ATT requests be rejected if this is necessary to protect rolling planning capacity?
- **Diverging transposition of provisions of Directive 2012/34/EU** at national level, e.g.:
 - possibility to safeguard capacity exists but is subject to specific national requirements (e.g. capacity can only be reserved for specific types of transport)
 - possibility for safeguarding of capacity for ad hoc requests (Article 48(2)) not transposed into national law

— Preliminary Conclusions

In some Member States uncertainties about compliance of TTR with the legal framework lead to serious hesitation to proceed with the implementation of TTR



Adjustments to the legal framework at European level seem required to enable a harmonised implementation of TTR



— Useful Links (TTR Legal Framework)

- Overview of aspects in the legal framework:
<http://ttr.rne.eu/legal/>
- Documents containing TTR legal evaluations:
<https://cms.rne.eu/ttr-documents/content/legal-framework>

— Contact TTR Legal Framework

**If you have further questions regarding the TTR Legal Framework, please do not hesitate to contact the leader of task force 'TTR Legal Framework',
Ms Elisabeth Hochhold.**

