



Notification Number: 2013/351/E

## ORDER FOM XX/2013, regulating the conditions for placing in service structural subsystems, train lines and railway vehicles.

Date received : 28/06/2013

End of Standstill : 30/09/2013

### Message

Message 002

Communication from the Commission - TRIS/(2013) 01693

Directive 98/34/EC

Translation of the message 001

Notification: 2013/0351/E

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201301693.EN)

#### 1. Structured Information Line

MSG 002 IND 2013 0351 E EN 28-06-2013 E NOTIF

#### 2. Member State

E

#### 3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y Medio Ambiente.

Dirección General de Coordinación de Políticas Comunes y de Asuntos Generales de la Unión Europea. Secretaría de Estado para la Unión Europea.

Ministerio de Asuntos Exteriores y de Cooperación.

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### 3. Originating Department

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SECRETARÍA DE ESTADO DE INFRAESTRUCTURAS, TRANSPORTE Y VIVIENDA  
MINISTERIO DE FOMENTO  
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### 4. Notification Number

2013/0351/E - B00

### 5. Title

ORDER FOM XX/2013, regulating the conditions for placing in service structural subsystems, train lines and railway vehicles.

### 6. Products Concerned

Railway subsystems

### 7. Notification Under Another Act

- - DIRECTIVE 2004/49/EC, OF 29 APRIL 2004, ON SAFETY ON THE COMMUNITY'S RAILWAYS.
- DIRECTIVE 2008/57/EC, OF 17 JUNE 2008, ON THE INTEROPERABILITY OF THE RAIL SYSTEM WITHIN THE COMMUNITY.
- COMMISSION RECOMMENDATION 2011/217/EU

### 8. Main Content

Royal Decree 1434/2010, of 5 November, on the interoperability of the rail system of the Railway Network of general interest enacted into national law Directive 2008/57/EC of the European Parliament and of the Council, of 17 June 2008, on the interoperability of the rail system within the Community, which established the conditions that must be met to enable the interoperability of the rail system within the Community, and which covers the project stage, construction, placing in service, rehabilitation, renovation, operation and maintenance of the elements of that system.

The purpose of this order is to develop articles 10 and 16 of the aforementioned Royal Decree 1434/2010, of 5 November, which established that the authorisation procedures for the placing in service of subsystems and vehicles shall be established by ministerial order. As part of this, the order describes the modalities for placing in service structural subsystems, and the conditions and requirements for authorising the placing in service of vehicles, both for the initial and additional authorisations for the placing in service of vehicles, authorisations of series and continuation of series and authorisations of vehicle type, differentiating between those that comply with the TSI and those that do not.

Likewise, the order implies the enactment into national law of Directive 2008/57/EU of the European Parliament and of the Council, on the interoperability of the rail system within the Community, Chapters IV and V and Directive 2013/9/EU of the Commission of 11 March 2013, which amends annex III of Directive 2008/57/EU.

As regards authorisations for placing in service, the order takes into consideration the Commission Recommendation of 29 March 2011 on authorising the placing in service of structural subsystems and vehicles under Directive 2008/57/EC of the European Parliament and of the Council, which is a fundamental and



reference text for the application of the aforementioned Directive and of its substantive section and which radically alters the modalities and procedure followed until now in most European Union Member States.

#### **9. Brief Statement of Grounds**

Develop the enactment of Directive 2008/57, enacted into Spanish law by Royal Decree 1434/2010.  
Enact the elements of Commission Recommendation 2011/217 into Spanish law.

#### **10. Reference Documents - Basic Texts**

No basic texts available

#### **11. Invocation of the Emergency Procedure**

No

#### **12. Grounds for the Emergency**

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#### **13. Confidentiality**

No

#### **14. Fiscal measures**

No

#### **15. Impact assessment**

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#### **16. TBT and SPS aspects**

TBT aspect

NO - The draft has no significant impact on international trade.

SPS aspect

No – The draft is not a sanitary or phytosanitary measure.

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European Commission

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