

List of Questions in the Consultation Document

Please Note: When answering the questions, please explain your answer, citing specific examples, including information on any additional costs or benefits that you consider to arise from the proposed approach.

Tips:

- Please read through the whole document before answering any of the questions.
 - Please feel free to get in touch with the policy contact provided in section 1.10 of the Consultation Document if you would like to discuss any sections of the Consultation Document with the author.
 - The Department's website includes further material and additional useful information on interoperability, including previous consultation documents and links to standards, etc.
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LIST OF QUESTIONS

Question 1: Do you agree that revisiting the current regulatory framework, repealing the existing Regulations (as amended), and introducing a single new set of Regulations is the right approach? (Y/N)

Question 2: Do you agree with the proposed approach for scoping out specific railway systems from the Regulations through the use of an Approved List? (Y/N)

Question 3: Do you agree with the proposed approach to provide a blanket exemption from scope for wholly private freight networks and vehicles? (Y/N)

Question 4: Do you agree with the approach taken in the draft Regulations to provide a voluntary process of authorisation for subsystems to include parts of such subsystems that are outside of the geographical scope of an existing TSI? (Y/N)

Question 5: Do you agree with the approach taken in the draft Regulations to permit the authorisation to stipulate limitations and restrictions for authorised vehicles? (Y/N)

Question 6: Do you agree with the approach taken in the draft Regulations to permit the authorisation to stipulate limitations and restrictions for all authorised subsystems, including subsystems other than vehicles? (Y/N)

Question 7: Do you agree with the approach taken in the draft Regulations to provide for a voluntary process of statutory reauthorisation? (Y/N)

Question 8: Do you agree with the approach taken in the draft Regulations to allow the Safety Authority to issue a determination of type for all subsystems, including those other than rolling stock subsystems? (Y/N)

Question 9: Do you agree that the Safety Authority should maintain a list of determinations of type for non-vehicle subsystems, but that this does not need to be an explicit requirement in the Regulations? (Y/N)

Question 10: Do you agree that the draft Regulations have adequately provided for a process of Type Authorisation that can be realistically applied to real projects, resulting in less duplication of the authorisation process? (Y/N)

Question 11: Do you agree that the draft Regulations provide a complete and balanced suite of provisions for the authorisation of railway subsystems, to be placed into service in the UK? (Y/N)

Question 12: Do you agree that the factors in draft Regulation 12(3), to be considered by the Competent Authority for the inclusion of projects and types of projects in each TSI Implementation Plan, are suitable? (Y/N)

Question 13: Do you agree that Implementation Plans should be developed for each TSI, rather than for each subsystem? (Y/N)

Question 14: Do you agree that the application of the CSM on risk assessment and evaluation should be hard-wired into the proposed Regulations? (Y/N)

Question 15: Do you agree that in the future, only Designated Bodies should be appointed by Contracting Entities to verify UK NNTRs?

Question 16: Do you agree that the role of the Notified Body should be limited to checking conformity with TSIs and, with respect to compatibility, should be limited to only checking the interface with infrastructure as defined in Article 18(2) of the Directive?

Question 17: Do you agree that the Contracting Entity should be (more explicitly) responsible for integrating the verification evidence for project subsystems and for the integration of the subsystem with the rail network, as opposed to the NoBo (on the Contracting Entity's behalf)?

Question 18: Do you agree with the approach taken in the draft Regulations to implement the new Directive's requirements for the register of infrastructure? (Y/N)

Question 19: Do you agree with the approach taken in the draft Regulations to implement the European requirements for the National Vehicle Register? (Y/N)

Question 20: Do you agree with the proposal for a new national provision to be included in the draft Regulations that gives the Competent Authority the power to grant derogation from NNTRs? (Y/N)

Question 21: Are there any other issues that you would like us to consider, with respect to the transposition of the new Directive that are not covered by the other questions in the Consultation Document?

Question on Guidance (Annex D)

Question 22: A number of new Helpnotes have been produced to cover revised or new provisions. Please consider these and let us have any comments on the proposed text.

Question regarding the partial Impact Assessment (Annex E)

Question 23: Do you have any quantitative data, or any other information, that should be considered in the partial Impact Assessment, in order to determine the likely costs, benefits and other impacts of the proposed draft Regulations in this Consultation Document?