

**Support for Implementing Measures for the South East
Core Regional Transport Network Multi Annual Plan
(EuropeAid/125783/C/SER/MULTI)**



**BOSNIA AND HERZEGOVINA
MINISTRY OF COMMUNICATIONS AND TRANSPORT
RAILWAY REGULATORY BOARD**

RAILWAY REGULATORY BOARD BIH

RWR/RSA Consultant: WVG – TRADEMCO – VIENNA CONSULT – TRL



AIMS OF RAILWAYS OF BIH

- BIH AIMS TO BECOME A MEMBER OF EURO-ATLANTIC INTEGRATIONS AND EEC
- BIH IS NOW IN PHASE OF VOLUNTARY COMPULSORY APPLICATION OF EU DIRECTIVES
- THE AIM OF EU DIRECTIVES IS:
 - UNIQUE TRANSPORT MARKET – USING THE FREE NON - DISCRIMINATORY ACCESS TO INFRASTRUCTURE
 - THERE IS ONE REGULATORY BODY WITHIN ONE COUNTRY ACCORDING TO RAILWAY LAW OF BIH 2005.

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ESTABLISHING THE RAILWAY REGULATORY BOARD IN BIH

- ACCORDING TO RAILWAY LAW OF BIH FROM 2005
- RAILWAY REGULATORY BOARD IS AN ADMINISTRATIVE ORGANIZATION WITHIN THE MINISTRY OF COMMUNICATION AND TRANSPORT
- THE RRB IS LOCATED IN DOROJ, THE STAFF OF THE RRB CONSISTS OF 8 EMPLOYEES, AND IT IS FORESEEN IN 2009 TO HAVE 19 EMPLOYEES
- THE RRB IS INDEPENDENT FROM RAILWAY COMPANIES (RAILWAY OPERATOR AND INFRASTRUCTURE MANAGER)
- THE DIRECTOR OF THE RRB IS RESPONSIBLE TO THE MINISTER OF COMMUNICATION AND TRANSPORT
- THE RRB IS FINANCED BY STATE BUDGET AND OTHER RESOURCES, FOR NOW, ONLY BY STATE BUDGET

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ROLE OF THE RAILWAY REGULATORY BOARD

- THE MAIN ROLE OF THE RRB IS TO TRANSPOSE THE EU LEGISLATION IN THE RAILWAY SECTOR TO THE BIH LAW
- ROLE AND MISSION OF THE RAILWAY REGULATORY BOARD ARE BASED ON RAILWAY LAW OF BIH AND EU DIRECTIVES

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LEGAL BACKGROUND

- GENERALLY, THE SYSTEM IS ACTING ACCORDING TO:
 - RAILWAY LAW OF BIH
 - EU DIRECTIVES FOR MEMBER STATES AND CANDIDATE COUNTRIES
 - COTIF (Viñnius) signed in 1999 (RATIFIED BY BOSNIA AND HERZEGOVINA)
 - UIC, INTERNATIONAL UNION OF RAILWAYS-PUBLICATIONS (THE RAILWAY COMPANIES ARE THE MEMBERS OF THE UIC)

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TASKS, RESPONSIBILITIES AND ORGANIZATION OF THE RRB IN BIH

1. ISSUE , SURVEILLANCE AND REVOCATION OF LICENCES, SAFETY CERTIFICATES (REGULATORY ACTIVITIES)
2. SURVEILLANCE AND REGULATION OF THE RAILWAY SECTOR IN BIH IN ACCORDANCE WITH EU DIRECTIVES (NATIONAL SAFETY AGENCY)
3. APPEAL BODY (FIRST DEGREE)
4. SAFETY INVESTIGATION ORGAN


Each of these tasks is defined by the rule book of the MOCT as an independent entity and they represent lower organisational aspects of the RRB.

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- ENTITIES ARE THE OWNERS OF INFRASTRUCTURE IN BIH
- EACH ENTITY HAS ITS OWN RAILWAY OPERATOR AND INFRASTRUCTURE MANAGER-RAILWAY COMPANY
- INFRASTRUCTURE MANAGER CONDUCTS THE CHARGING OF ACCESS TO THE INFRASTRUCTURE
- IN THIS FIELD, THE RRB BIH HAS THE ROLE OF APPEAL BODY IN CASE OF DISCRIMINATION

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ACTIVITIES OF THE RRB BIH

1. IN ORDER TO FULFILL ITS OBLIGATIONS, THE RRB ISSUES THE INSTRUCTIONS.

ISSUED INSTRUCTIONS ARE:

- INSTRUCTION: CONDITIONS FOR ISSUING AND THE CONTENT OF RAILWAY TRAFFIC SAFETY CERTIFICATE
- INSTRUCTION: CONDITIONS FOR ISSUING AND THE CONTENT OF LICENCE TO OPERATE RAILWAY INFRASTRUCTURE
- INSTRUCTION: CONDITIONS FOR ISSUING AND THE CONTENT OF LICENCE TO PROVIDE SERVICES OF RAILWAY TRANSPORT
- INSTRUCTION FOR ISSUING LICENCE FOR USE OF RAILWAY VEHICLES, DEVICES, PARTS AND EQUIPMENT FOR RAILWAY VEHICLES AND DEVICES, PARTS AND EQUIPMENT FOR RAILWAY INFRASTRUCTURE

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ACTIVITIES OF THE RRB BIH

- INSTRUCTION : PROCEDURE FOR APPOINTMENT OF THE TECHNICAL COMMITTEE
- INSTRUCTION: APPLICATION AND AUTHORIZATION OF THE EXPERTS FOR THE TECHNICAL COMMITTEE
- INSTRUCTION: OPEN COMPETITION AND SELECTION OF EXPERTS FOR SAFETY INVESTIGATIONS
- INSTRUCTION: COMPENSATION BOOK FOR ISSUED LICENCES, CERTIFICATES, ETC.

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ACTIVITIES OF THE RRB BIH

2. THE RRB IN BIH SUBMITS TO THE MINISTRY OF COMMUNICATION AND TRANSPORT THE ANNUAL REPORT, WHICH CONTAINS:

- OVERALL ACTIVITY OF THE RAILWAY TRANSPORT WITHOUT RESTRICTION CONCERNING VOLUME, EFFICIENCY
- RECORD OF ACCIDENTS AND ASSESSMENT OF SAFETY LEVEL IN RAILWAY SECTOR
- ASSESSMENT OF LAW APPLICATION IN RAILWAY SECTOR

THE ANNUAL REPORT FOR 2006 AND 2007 IS SUBMITTED TO THE ERA, WHEREAS THE CREATING OF THE ANNUAL REPORT FOR 2008 IS STILL IN PROGRESS.


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WORKING PLAN FOR 2009

- THE TASKS OF THE RRB ARE PERMANENTLY DEFINED BY THE RAILWAY LAW OF BIH, EU DIRECTIVES, COTIF CONVENTION, ADDENDUM FROM TIRANA, STABILISATION AND ASSOCIATION PROCESS, TECHNICAL SPECIFICATIONS FOR INTEROPERABILITY AND OTHERS. IT IS NOT POSSIBLE IN FEW WORDS TO SPECIFY ALL THE INSTRUCTIONS PLANNED TO BE DONE IN 2009 BY THE RRB.
- WITH A RESPECT TO THE NUMBER OF EMPLOYEES IN 2009, THE RRB PLANS FOLLOWING ACTIVITIES:
 1. ISSUING LICENCES, CERTIFICATES FOR MANAGERS AND OPERATORS, CERTIFICATES FOR ROLLING STOCK AND INFRASTRUCTURE IN RAILWAY SECTOR BIH
 2. PUBLISHING THE SAFETY INSTRUCTION
 3. CREATING AND PUBLISHING THE RULE BOOK FOR THE RRB FUNCTION

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THANK YOU FOR ATTENTION!

FOR ANY FURTHER QUESTIONS, PLEASE CONTACT

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