



# Proposal for a Regulation of the European Parliament and of the Council concerning a sustainable rail market during the COVID-19 pandemic

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Date of adoption by the Commission:  
19 June 2020

# Why this regulation?

The COVID-19 pandemic has led to a major economic shock that is having a significant negative impact in the European Union and across the globe.

Rail transport is critical to the EU strategy for a more sustainable transport sector, economic and social cohesion and connecting Europeans within and between Member States.

Following the outbreak of the disease, rail passenger and freight transport have declined significantly due to restrictions and lower demand.

=> The regulation mitigates the impact of the pandemic and allows for an ambitious, but adequate and individual policy response in the rail sector.

# Measures (Article 2(1) and (2) of the Proposal)

## DIRECT COST BASED CHARGE

- Member States may authorise infrastructure managers to reduce, waive or defer the payment of the charges for the minimum access package and for access to infrastructure connecting service facilities, where appropriate according to the market segments identified in the network statement by the infrastructure managers, in a transparent, objective and non-discriminatory way, where such payment has or will become due during the reference period.

## MARK-UPS

- Member States may authorise infrastructure managers to reassess the ability of the market segments to bear mark-ups, within the meaning of Article 32(1) of Directive 2012/34/EU, for the purposes of a possible reduction of the amounts due in respect of the reference period.

## Measures (Article 2(3) of the Proposal)

### RESERVATION CHARGES

- Member States may authorise infrastructure managers to not levy reservation charges on any railway undertakings for capacity allocated but not used during the reference period in a transparent, objective and non-discriminatory way.
  - Measures (Article 2(4) of the Proposal)

### COMPENSATION

- Member States shall compensate infrastructure managers for the specific financial loss

# The proposed measures are:

- Temporary: Period of application: from 1 March 2020 until 31 December 2020, with possibility of extension at the initiative of the European Parliament or the Council.
- Optional and at the initiative of Member States to tailor the measures according to the impact in the respective Member State
- Transparent and non-discriminatory

# Thank you



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