

Dear Sir/Madam,

We are addressing you, because you are a public or private road operator, traffic information service provider, data owner/supplier, broadcaster dedicated to traffic information, National Body designated for the assessment of compliance, or National Access Point as mentioned in the Commission Delegated Regulation (EU) No 886/2013¹.

Delegated Regulation No 886/2013 establishes the specifications necessary to ensure compatibility, interoperability and continuity for the deployment and operational use of data and procedures for the provision, where possible, of road safety-related minimum universal traffic information free of charge to users of the trans-European road network in accordance with Directive 2010/40/EU. The Delegated Regulation requests Member States to manage a national access point for safety-related traffic data as specified in the Delegated Regulation.

The Delegated Regulation also describes the obligation of Member States to carry out an assessment of compliance of the above mentioned parties with this delegated regulation. Public and private road operators, traffic information service providers, data suppliers and broadcasters dedicated to traffic information shall submit a declaration of compliance with the requirements set out in Articles 3 to 8 of the Delegated Regulation.

This letter and attached documents provide an EU-wide harmonised approach towards the assessment of compliance for Delegated Regulation No 886/2013.

Why a harmonised approach?

Without a harmonised approach, road operators, traffic information service providers, data suppliers and broadcasters run the risk that -if operating in more than one country- they will have to submit a declaration of compliance in different formats, different languages, under a variety of different rules.

Similarly, the National Bodies responsible for carrying out the assessment of compliance could possibly be facing discussions with a whole range of road operators, service providers, data suppliers and broadcasters that operate within their territory, that might submit their own declarations of compliance in different languages and in a variety of formats.

During a series of dedicated workshops² with Member State representatives, road operators and traffic information service providers and data suppliers on the topic of assessment of compliance and how to ensure clear guidelines on applying the Delegated Regulation at the national level, this problem was identified and discussed. All stakeholders that participated in the workshops agreed and recognised the urgent need for a 'Uniform Declaration of Compliance Form', that would be accepted by the road operators, traffic information service

¹ Commission Delegated Regulation (EU) No 886/2013 of 15 May 2013 supplementing Directive 2010/40/EU of the European Parliament and of the Council with regard to data and procedures for the provision, where possible, of road safety-related minimum universal traffic information free of charge to users.

² Next-ITS workshop (Stockholm, 27 April 2016), TISA workshop (Brussel, 22 June 2016), TISA-EU EIP workshop (Brussel, 21 September 2016), EC DG MOVE workshop (Brussel, 29 September 2016), TISA-EU EIP workshop (Brussel, 7 November 2016)

providers, data suppliers and broadcasters as well as by the National Bodies designated for the assessment of compliance.

Uniform Declaration of Compliance Form

Through a joint effort of TISA³ and EU EIP⁴ a Uniform Declaration of Compliance Form has been developed. Three existing examples of Declaration of Compliance Forms, from The Netherlands, France and Denmark, were taken as a starting point and served as the basis. The Uniform Declaration of Compliance Form was then discussed with all the stakeholders (public and private) that participated in these dedicated workshops. First of all, it was ensured that the Declaration of Compliance Form would be in line with the (minimum) requirements set out in article 9 of the Delegated Regulation. Secondly, the form was developed in such a way that the administrative burden for all parties involved would be minimized, but nevertheless providing sufficient information for a solid assessment of compliance. Last, but not least, an explanatory note was drafted, providing more insight in those aspects of the Delegated Regulation that -following the discussion with the stakeholders- were deemed to be in need of additional explanation.

How to use this Uniform Declaration of Compliance Form?

The stakeholders agree that this Uniform Declaration of Compliance Form shall be used from now on by all public and private road operators, traffic information service providers, data suppliers and broadcasters across Europe as the only form for declaration of compliance. This means that one Uniform Declaration of Compliance form can be used per country, as well as that one Uniform Declaration of Compliance form can be used for a number of countries (jointly).

Similarly, the National Bodies designated for the assessment of compliance can use this Uniform Declaration of Compliance Form as the standard Declaration of Compliance form in their country. They shall use the English form and simultaneously make a translation into their own national language. Road operators, traffic information service providers, data suppliers and broadcasters shall use either the English language form or the national language form.

Evaluation of the Uniform Declaration of Compliance Form after 3 years

At the moment of writing (December 2016) only few countries have established a National Access Point as described in Delegated Regulation No 886/2013. Probably also only a limited number of road operators, traffic information service providers, data suppliers and broadcasters dedicated to traffic information have already provided a Declaration of Compliance to National Bodies designated for the assessment of compliance. Therefore, currently only very limited experience has been gained with the Declaration of Compliance in the context of Delegated Regulation No 886/2103.

It is proposed to use the Uniform Declaration of Compliance Form for a pilot period of three years, i.e. 2017-2019. Shortly before the completion of this three-year period, an evaluation shall be carried out with National Bodies, road operators, traffic information service

³ Traveller Information Services Association, www.tisa.org

⁴ European ITS Platform, www.its-platform.eu

providers, data suppliers and broadcasters, in order to assess whether the form has addressed the identified challenges or it needs to be modified.

Support from TISA, EU EIP and the European Commission

The Uniform Declaration of Compliance Form is supported by TISA, the EU EIP project and the European Commission (DG MOVE). The principle and model of the Uniform Declaration of Compliance Form is accepted by all stakeholders who participated in the dedicated workshops as the most efficient and effective way to ensure compliance with article 9 of the Delegated Regulation No 886/2013. The Form will thus contribute to compatible, interoperable and continuous deployment and use of road safety-related minimum universal traffic information across Europe.