

# **PRIME Charges Subgroup Cancellations of international train runs due to force majeure reasons**

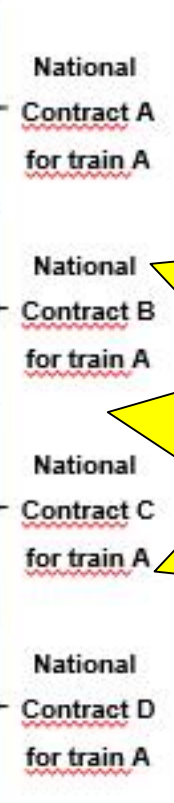
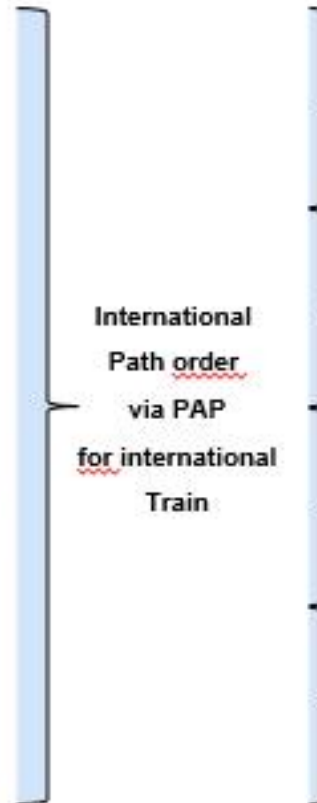
**14<sup>th</sup> Plenary Meeting  
Bern, 13<sup>th</sup> June 2019**

**María Álvarez - Adif**

# Overview

1. Problem outline
2. Assessment
  - Common definition of force majeure
  - Common list of force majeure incidents
3. Proposed procedure
4. Kind request to support to a test

# 1. Problem outline



**1 force majeure  
= 4x cancellations  
= 3x cancellation  
charges**

National approaches to international train runs can lead to discrimination and unfair treatment, making rail transport unattractive and more expensive.

## 2. Assessment

- International train runs need to be handled as one train path
- The subgroup agreed that the topic is important.
- A common definition has been agreed by RNE/CIT for the use of rail infrastructure
- Common list of force majeure reasons provided in the same framework
- In principle, common list might not be needed, but mutual acceptance of one IM's decision by others should be sufficient
- Relevant to assess impacts

## 3. Proposed procedure

- Sector needs a quick solution!
- Issues to solve:
  - Identification of individual international train in all countries
  - Number of force majeure cancellations and potential financial impacts in case of mutual recognition
  - Technical challenge of communication of force majeure decisions to all IMs
- Way forward: establishment of a test to tackle unsolved issues in close cooperation with RNE, i.e. use of existing RNE IT tools
- Aim: **Memorandum of understanding** to be signed between IMs by the end of this year

## 4. Kind request to support a test

- Support to test by volunteering from IMs side
- Suggestion to use the platform of the RFCs
- In detail: contact RAG RFC RALP and ensure contribution of RUs to this test, together with the IMs of RFC RALP.

**PRIME**

Platform of Rail Infrastructure  
Managers in Europe

**Thank you!**

**14th Plenary Meeting, Bern**

**13<sup>th</sup> June 2019**