

Opinion No.33
of the European Union Affairs Committee of the Sejm of the Republic of Poland
on the
“Proposal for a Directive of the European Parliament and of the Council
on railway safety
(COM(2013) 31 final)”
adopted at the 134rd meeting on 21 March 2013

The European Union Affairs Committee of the Sejm of the Republic of Poland:

1. Supports the Government’s critical comments on the “Proposal for a Directive of the European Parliament and of the Council on railway safety (COM(2013) 31 final)”;
2. Considers that the “Proposal for a Directive of the European Parliament and of the Council on railway safety (COM(2013) 31 final)” is incompatible with the principle of subsidiarity, as the proposed single safety certificate to be issued by the European Railway Agency constitutes an excessive interference with the competence of the President of the Office of Rail Transportation as the national rail safety authority. The Office is fully prepared to provide the service of issuing the EU single safety certificates to railway undertakings;
3. Notes that the principle of subsidiarity is also breached by the draft Directive in that it proposes a non-comprehensive list of special situations which provide a basis for derogation from the application of the proposed Directive.

Chair of the Committee

/-/ Agnieszka Pomaska