According to Article 7 paragraph 2 of the Railway Safety Law (”Official Gazette of the RS”, No 41/18),

the Acting Director of the Directorate for Railways has adopted

RULEBOOK

ПРАВИЛНИК

{0>on a common safety method for supervision by national safety authorities after issuing a safety certificate or safety authorisation<}100{>ОN A COMMON SAFETY METHOD FOR SUPERVISION OF THE SAFETY PERFORMANCE AFTER ISSUING A SAFETY CERTIFICATE OR SAFETY AUTHORISATION

Subject matter

{0>Article 1<}100{>Article1<0}

{0>This Regulation establishes a common safety method (CSM) of supervision of the safety performance after issuing a safety certificate for railway undertakings or a safety authorisation for infrastructure managers as referred to in Annex IV to Regulation (EU) No 1158/2010 and Annex III to Regulation (EU) No 1169/2010 respectively.<}100{>This rulebook establishes a common safety method on supervision of the safety performance of railway undertakings and railway infrastructure managers after issuing a safety certificate or safety authorisation.

Scope of application

Article 2

The method from Article 1 of this rulebook shall be applied to the supervision of safety performance of railway undertakings or railway infrastructure managers and the use of a safety management system to ensure the control of all risks associated with their activities, including maintenance and supply of material and the use of contractors and to the supervision of the application of the common safety method for monitoring of the effectiveness of the safety management during exploitation and maintenance of the railway system.

Elements of the method

Article 3

The method includes:

1) setting up the supervision strategy and plan;

2) communicating the supervision strategy and plan;

3) techniques for conducting supervision and supervision activities;

4) appointing competent persons for undertaking of supervision activities;

5) carrying out the supervision strategy and plan;

6) outcomes of supervision plan;

7) reviewing supervision activities;

8) links between assessment and supervision;

9) setting up decision-making criteria;

10) coordination and cooperation with the railway safety authorities of other states.

Setting up the supervision strategy and plan

Article 4{0>Supervision activities<}100{> <0}

Setting up the supervision strategy and plan shall include:

1) identification of areas for supervision activities;

2) way of carrying out the supervision during the lifecycle of a valid safety certificate / safety authorisation;

3) initial estimate of resources required to carry out the plan based on the identified supervision areas;

4) allocation of resources to carry out the supervision plan;

5) use of data and information from a variety of sources as a basis for setting up of a supervision strategy and plan.{0>The national safety authority shall:<}100{>

The sources shall include information gathered during the assessment of safety management systems, outcomes of previous supervision activities, information from authorisations to place structural subsystems into service, national investigation bodies’ accident reports and recommendations, other accident and incident reports or data, a railway undertaking’s or an infrastructure manager’s annual reports, annual maintenance reports from entities in charge of maintenance, complaints from the public and other relevant sources.<0}

Communicating the supervision strategy and plan

Article 5<0}

Communicating the supervision strategy and plan shall include:{0>The national safety authority shall:<}100{><0}

1{0>(a) communicate the overall objectives of the supervision strategy and overall explanation of the plan or plans to relevant railway undertakings or infrastructure managers and, where appropriate, more widely to other stakeholders;<}100{>) communicating the overall objectives of the supervision strategy and overall explanations of the plan to railway undertakings, infrastructure managers and, where appropriate, to other stakeholders;<0}

{0>(b) provide relevant railway undertakings or infrastructure managers with an overall explanation on how the supervision plan or plans will be undertaken.<}100{>2) providing railway undertakings and infrastructure managers with a detailed explanation on how the supervision plan will be undertaken.<0}

Techniques for conducting supervision and supervision activities

{0>Article 4<}100{>Article 6<0}{0>Techniques for conducting supervision<}100{> <0}

Techniques for conduction supervision shall include:

1) interviews with people employed at various levels in a railway infrastructure manager or railway undertaking;

2) review of documents and records related to the safety management system;

3) examining the outcomes of the safety management system revealed by inspections or related activities. <0}

{0>The national safety authority shall ensure that its supervision activities include checking<}100{>ДирекцијаДирекција Supervision activities shall include checking:<0}

1{0>(a) the effectiveness of the safety management system;<}100{>) the effectiveness of the safety management system;<0}

2{0>(b) the effectiveness of individual or partial elements of the safety management system, including operational activities.<}100{>) the effectiveness of individual or partial elements of the safety management system, including operational activities.<0}

Appointing competent persons for undertaking of supervision activities <0}

{0>Article 6<}100{>Article 7<0}

Supervision activities shall be undertaken only by competent persons.<0}

{0>Carrying out the supervision strategy and plan(s)<}100{>СпровођењеСССССС Carrying out the supervision strategy and plan

Article 8<0}

Carrying out the supervision strategy and plan shall include{0>The national safety authority shall:<}100{>:<0}

1{0>(a) execute the plan or plans as foreseen;<}100{>) execution of the defined supervision plan;<0}

2(b) take proportionate action to deal with failure to comply, including issuing any urgent safety alerts when necessary;<}100{>) taking the necessary measures to deal with failure to comply with the requirements for issuance of a safety certificate or safety authorisation, including issuing any urgent safety alerts when necessary;<0}

3(c) evaluate how adequately a railway undertaking or an infrastructure manager has developed and implemented an action plan or plans to remedy any non-compliance identified by the national safety authority within a specified time period.<}100{>) evaluation of how adequately a railway undertaking or an infrastructure manager has developed and implemented an action plan or plans to remedy any non-compliance identified during supervision activities within a specified time period.<0}

Outcomes of supervision plan

Article 9<0}

Outcomes of supervision plan shall includeThe national safety authority shall:<}100{>:

1{0>(a) share results with the relevant railway undertaking or infrastructure manager of the effectiveness of their safety management system in delivering safe performance, including identifying areas of non-compliance on the part of the infrastructure manager or railway undertaking;<}100{>) sharing with railway undertakings and infrastructure managers the results of the supervision plan related to the effectiveness of their safety management systems in delivering safe performance, including identifying areas of non-compliance of the infrastructure manager or railway undertaking;<0}

2{0>(b) have an overview of the safety performance of the individual railway undertakings or infrastructure managers operating in its Member State;<}100{>) preparing an overview of the safety performance of railway undertakings and infrastructure managers;<0}

{0>(c) publish and communicate to relevant stakeholders its views on the overall safety performance in the Member State;<}100{>3)3333) publishing and communicating to the relevant stakeholders the views on the overall safety performance of the railways in the Republic of Serbia;<0}

4{0>(d) publish and communicate to relevant stakeholders its views on the effectiveness of the safety regulatory framework.<}100{>) publishing and communicating to the relevant stakeholders the views on the effectiveness of the safety regulatory framework.<0}

{0>Reviewing supervision activities<}100{>АнализаА Reviewing supervision activities

Article10.<0}

Reviewing supervision activities shall include: <0}

1{0>(a) conduct a review of the plan or plans to check that the original targeted activity, use of data/information from a variety of sources, supervision outcomes and resource allocation are appropriate, changing priorities as necessary;<}100{>) checking whether the identified areas of the supervision activity, use of data and information from a variety of sources, supervision outcomes and resource allocation are appropriate and changing priorities when necessary;<0}

2{0>(b) make any necessary changes to the plan or plans if they are to be revised and consider the impact of the changes on the supervision strategy;<}100{>) making of any necessary changed to the supervision plan and considering the impact of the changes on the supervision strategy;<0}

3{0>(c) contribute when necessary with its views and any proposals to its Member State to overcome any deficiencies in the safety regulatory framework.<}100{>) contributing when necessary with views and proposals to overcome any deficiencies in the safety regulatory framework.<0}

Links between assessment and supervision

{0>Article 5<}100{>Article 11<0}{0>Links between assessment and supervision<}100{> <0}

Information gathered during the assessment of a railway undertaking’s or infrastructure manager’s safety management system shall be used for the purposes of the supervision of the continued application of their safety management system after issuing the safety certificate or the safety authorisation.ational safety authority shall also use information gathered during its supervision activities for reassessing a railway undertaking’s or an infrastructure manager’s safety management system prior to the renewal of a safety certificate or safety authorisation.<}100{>

Information gathered during the supervision activities shall be used for the purposes of reassessing a railway undertaking’s or infrastructure manager’s safety management system prior to the renewal of a safety certificate of safety authorisation.

Decision-making criteria

{0>Article 7<}100{>Article 12<0}

Decision-making criteria shall include the manner of monitoring and improving of the safety regulatory framework, as well as non-compliance of the application of the safety management system by a railway undertaking or infrastructure manager with the safety regulatory framework.

Coordination and cooperation

{0>Article 8<}100{>Article 13<0}

Coordination and cooperation shall include exchange of information with the railway safety authorities of other states in order to ensure a common approach to the supervision of railway undertakings performing transport services in more than one state, as well as exchange of information on the supervision strategy and plan.

Entry into force

{0>Article 9<}100{>Article 14<0}

Тhe Rulebook on a Common Safety method for Supervision of the Safety Performance after Issuing a Safety Certificate or Safety Authorisation (“Official Gazette of the RS”, No 87/15) shall be repealed with effect from the date of entry into force of this rulebook.

Entry into force

{0>Article 9<}100{>Article 15<0}

This rulebook shall enter into force on the eighth day following its publication in the “Official Gazette of the Republic of Serbia”.

No 340-1063/2020   
In Belgrade, 5 October 2020

Acting Director

Lazar Mosurovic{0>**Entry into force and application**<}100{> <0}