



CFR NETWORK STATEMENT - 2020

ANNEX 23.b1 **OPERATIONAL PROCEDURE "APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES BY SYNTHETIC METHOD"**

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COMPANIA NATIONALA DE CAI FERATE CFR SA



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QUALITY-ENVIRONMENT MANAGEMENT SYSTEM
OPERATIONAL PROCEDURE
APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES
BY SYNTHETIC METHOD

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CONTROL LIST OF DOCUMENT EDITIONS / REVIEWS

LIST OF DOCUMENT BROADCAST / WITHDRAWAL

DOCUMENT ANALYSIS FORM

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1. PURPOSE

This procedure regulates the synthetic method of application - on the basis of the lists - of the shunting charges for railway vehicles on the railway infrastructure.

2. SCOPE

The procedure applies for highlighting and invoicing by SRCF the shunting charges for railway vehicles on the railway infrastructure.

3. REFERENCE DOCUMENTS

- Commission Regulation (EU) No. 1169/2010 of December 10th, 2010 on a common safety method for assessing compliance with the requirements for obtaining a Safety Authorization
- Contract of activity of Compania Națională de Căi Ferate „CFR” SA in force;
- Contract of access to the railway infrastructure;
- The provision of the Director General of CFR on access charges for the manoeuvre convoys on the railway infrastructure, including updates or amendments thereto;
- The technical plans for the operation of the stations and manoeuvre halts.
- O.S.G.G. no. 600/2018 for the approval of the managerial internal control of public entities
- SR EN ISO 9001:2015- Quality Management Systems. Requirements.
- SR EN ISO 14001:2005-Environmental Management Systems. User-guide requirements.

4. DEFINITIONS AND ABBREVIATIONS


a) Definitions:

The following definitions shall apply for the purposes of this procedure:

- **Shunting** - the movement operation of the railway vehicles on the same line or from one line to another;
- **Shunting operation** - the set of shunting performed by an RU for a particular purpose, regardless of the number of vehicles in manoeuvring convoys within the shunting operation;
- **Manoeuvre Convoy** - a group of rail vehicles linked together by pulling or pushing; the convoy of manoeuvre has also the meaning of the motor rolling stock that moves separately;
- **Railway Undertaking (RU)** – an economic operator holding a transport licence type A, B or C and carries out rail transport operations (passengers, cargo or manoeuvre); RUs are also understood as economic agents who perform manoeuvre operations in their own interest on the station lines;
- **Station** - station, manoeuvre halt (HM) or commercial halt (hcv).
- **Railway vehicle** – wagons and / or traction rolling stock (locomotives, electric motorcars, motorcars, etc.);

b) Abbreviations:

- **CFR** – Compania Națională de Căi Ferate „CFR” SA;

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- AM - Motorcar
- DLFI – Owner of the Industrial railway line;
- LFI - Industrial railway line;
- PL - Public Line
- RU – Railway Undertaking
- OP - Operational Procedure.
- RUCLCM - Unified register of free path, circulation and movement;
- SRCF - Regional Railways Branch (CFR territorial sub-division).

5. DESCRIPTION

5.1. Levying the shunting charge

The shunting charge is levied from the RU or from the economic operator who handles the shunting for a certain purpose, if the shunting is carried out at their request and in their own interest.

In the case of local conventions concluded between the RU and the DLFI, the charging lists for shunting may be drawn up in the DLFI account. In these cases, the Head of the Station requests a copy of the convention.

5.2. Determining the shunting charge

The charge is applied for shunting operation. The shunting operation (the set of shunting operations performed by a RU for a particular purpose) is, for example, but not limited to:

- Shunting for attaching / removing the locomotive to / from the train;
- locomotive setting back shunting;
- shunting for removing a damaged wagon from the train;
- shunting for attaching or detaching a group of wagons to / from the train (convoy).

5.3. Evidence of shunting services of the manoeuvre convoys

Evidence of the shunting of the manoeuvre convoys is carried out by the analytical method, based on lists drawn at the level of the subunits, to which the unit value of the shunting charge applies.


The unit value of the shunting charge for the railway vehicles is that stipulated in the CFR General Director's Order in force on the date of the service rendering.

5.3.1. Shunting register

The stations recording frequent shunting services of the railway vehicles shall establish a "Shunting Registry" as set out in Annex 1. These stations shall be established by the SRCF.

The shunting registry shall be filled in on the basis of data obtained from:

- RUCLCM;
- showing the train;
- delivery-receiving list
- the manoeuvre plan (with reference to the number of wagons handled) pursuant to the request made by the RU;
- verification on site if there are inconsistencies in the above documents;
- other relevant documents.

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Stations recording occasional shunting operations of the railway vehicles can directly fill in the shunting registries.

5.3.2. Shunting List

The charge is collected based on the shunting lists prepared by the station personnel.

5.3.2.1. The Lists shall be filled in on the basis of data obtained, as appropriate, from:

- Shunting Registry;
- RUCLCM;
- showing the train;
- the manoeuvre plan and the requests of the RU
- delivery-receiving list
- verification on site if there are inconsistencies in the above documents
- other elements.

5.3.2.2. The list shall be filled in accordance with the template in the Annex 2 with the identification data and the time of activity for each convoy, according to the wording required in the form.

5.3.2.3. The lists are monthly drawn up under the signature of the head of the station, for the services of the previous month, for the railway vehicles shunted in the station, and then he sends them to the RU representatives or DLFi in the station, for confirmation. The lists signed by both parties are forwarded by the end of the month to the Traffic Division for billing.

The Heads of the traffic divisions can organize the drawn up of the lists at intervals of less than one month, depending on the volume of activity.

If the RU does not have representatives in the station, the lists shall be forwarded by letter to the Traffic Division - Infrastructure Access Control Unit under the signature of the Head of the Station by the 10th of the month in order to be sent to the RU for confirmation.

The Traffic Division sends the lists to the RU for confirmation and seeks confirmation or possible appeals within 25 calendar days from the date of submission.

As soon as the confirmation is received, the lists are forwarded for billing.

If the RU does not send the confirmed lists or other possible reasoned objections within the above deadline, the lists shall be entered for invoicing without any confirmation of the RU.

The payment term of the invoices is the same as that provided in the access contracts.


In the event of non-observance of the payment deadlines, the same interest and penalties as provided for in the access contracts shall apply.

Infrastructure Access Control Service of SRCF keeps track of the invoiced lists and of those paid by the RU and cumulated by region and transmits it monthly to the Traffic Directorate.

5.5 Disputes

If the RU disputes the application of the shunting charge, it shall forward to the Traffic Division a written justification within the timeframe shown above. If the checks show that the justification is correct, the shunting list is restored and sent for signing to the RU.

Otherwise, the Traffic Division calls the RU representative for conciliation. Within the conciliation also attended by a legal counsellor from the SRCF, the common score is made and a conciliation minute containing the sum to be collected is concluded. The disputed shunting lists are restored based on the minutes and are forwarded for invoicing.

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If the RU representative does not show for conciliation or does not recognize the CFR services or which CFR has clear evidence for (with express mention of these in the Conciliation Minute), the Traffic Division forwards the invoices for billing without the confirmation of the RU.

If there are invoices issued and unpaid within the deadlines provided in the access agreements concluded with the RU, after the expiry of these deadlines, the SRCF notifies the RU in order to settle outstanding debts. The notification includes: overdue amounts, payment (additional) terms, applicable legal measures in the event of non-compliance with these deadlines. Upon the expiration of the deadlines specified in the notices, the SRCF applies legal measures to recover debts by filing a lawsuit.

5.5. Special Provisions

This procedure does not apply if the access charging of the RU manoeuvre convoys is performed on the basis of synthetic procedure.

5.6. Cases where the shunting charge is not levied

The shunting charge is not levied in the following cases:

- for manoeuvre convoys belonging to CFR;
- for convoys manoeuvred in the interest of CFR;
- if there is a concluded convention with the agents who perform works in the interest of CFR
- for the shunting of the traction means related to the provision of the towing scheme provided in the Locomotive Log in force, during the movement of the train;
- for the splitting-up/ re-forming of a coupled train;

6. LIABILITY

6.1 Regional Director, Head of Traffic Division

- Signing payment notifications;

6.2 Head of Infrastructure Access Control Service Office (Financial Compartment) - Traffic Division

- Elaboration of payment notifications;
- Transmission to the Traffic Department of the statistical situation of the invoiced benefits.

6.3 Head of Accounting Department - Traffic Division


- Issuance of invoices to RU;

6.4 Representative of the Regional Legal Office

- Participation in conciliation;
- Measures taking for filing lawsuits (in case of non-payment of bills) for the recovery of overdue amounts.

6.5 Head of the Station

- Drafting, checking and signing lists;
- Transmit the shunting lists to local representatives for confirmation (if applicable) and to the Traffic Division.


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7. DOCUMENTED INFORMATION (RECORDINGS)

- ✓ Shunting Registry
- ✓ Shunting Lists
- ✓ Invoices
- ✓ Monthly centralized situations
- ✓ Notifications
- ✓ Conciliation Minutes
- ✓ Correspondence letters.

8. ANNEXES

- ✓ Annex 1. – Shunting Registry Template
- ✓ Annex 2 – Shunting List template
- ✓ Annex 3 - Process diagram
- ✓ Forms – broadcast / withdrawal; control of editions / revisions; analysis of the procedure

 CNCF "CFR"- SA TRAFFIC DIRECTORATE Infrastructure Access Control Department	SMCM OPERATIONAL PROCEDURE APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES BY SYNTHETIC METHOD Cod: PO 0-8.5.3-03	Edition: 1 Revision: 0 Page: 8
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Annex 1, PO 0-8.5.3-03, Ed.1 , Rev.0

Shunting Registry

Item No.	Convoy No.	Date and time	Series and no. of locomotive	Comments

The Shunting Registry is specialized for each individual beneficiary where there is a significant activity or it contains specialized tabs on each individual beneficiary, where the activity does not justify a registry for each beneficiary. The registry shall also be filled in with records stating the service rendering (train display, delivery- receipt list , manoeuvre plan or other evidence).

At the position Comments there shall be mentioned where the manoeuvre convoy is shunted from /to or other specific documents.

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Annex 2, PO 0-8.5.3-03, Ed.1 , Rev.0

CNCF "CFR"SA

CFR Rail Region

CFR Station

No

Beneficiary

.....

Shunting List

Item No.	Convoy No.	Date and time	Series and no. of locomotive	Amount	Comments

Shunting charge applied

Total amount invoiced

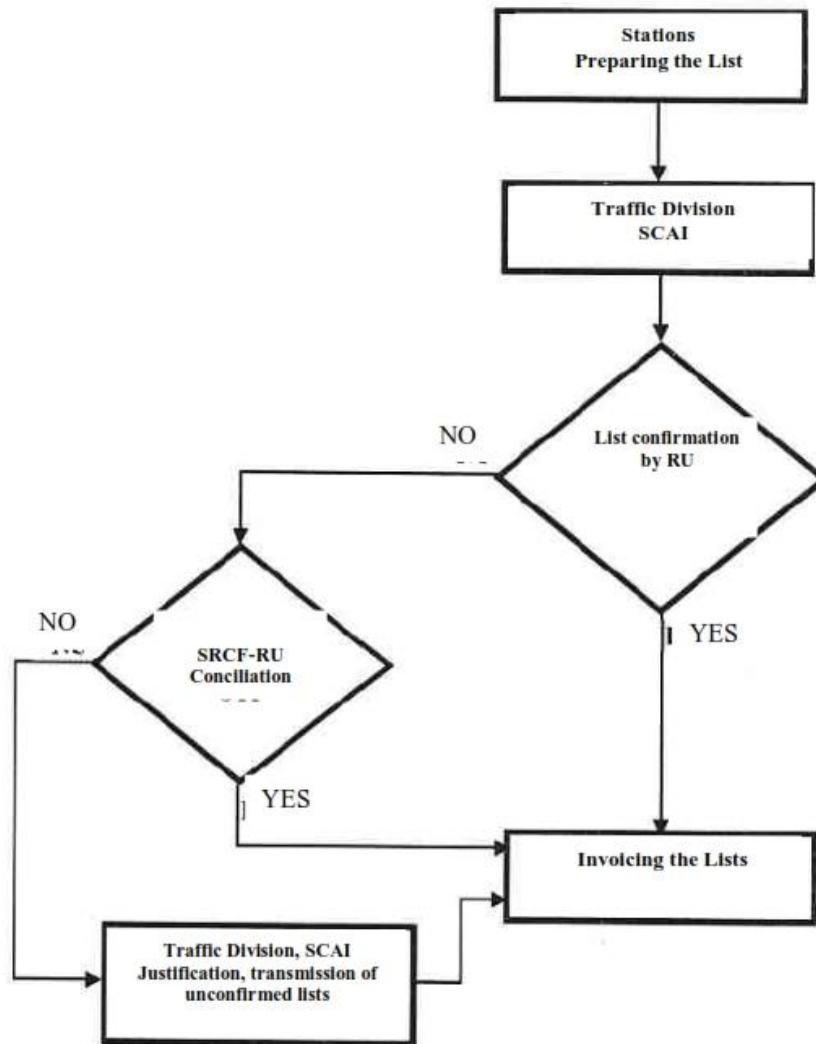
At the position Comments there shall be mentioned the train from /to which the manoeuvre convoy is shunted or other specific documents.

CNCF "CFR"SA
Head of Station
and surname
Signature/stamp

Beneficiary CFR
Representative Name
Name and surname
Signature/stamp

Annex 3, PO 0-8.5.3-03, Ed12 , Rev.0

Process diagram



**DOCUMENT BROADCAST/WITHDRAWAL LIST:
 OPERATIONAL PROCEDURE
 APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES
 BY SYNTHETIC METHOD**

Code: PO 0-8.5.3-03 Edition 1, Revision 0

No. Copy	Document name (Code/update):			
	Sent: PO 0-8.5.3-03 Edition 1, Revision 0			Withdrawn: -
	Recipient	Name, first name	Date	Date
1	Traffic Directorate		12.10.2018	
2	Infrastructure Access Control Office		12.10.2018	
3	Operation, Development, Modernization Office		12.10.2018	
4	Technical Directorate		12.10.2018	
5				
6				
7				
8				
9				
10				
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.....				

No. Copy	Document name (Code/update):			
	Sent: PO 0-8.5.3-03 Edition 1, Revision 0			Withdrawn: -
	Recipient	Name, first name	Date	Date
1/	Bucharest Rail Region -Traffic Division		12.10.2018	
2/	Craiova Rail Region –Traffic Division		12.10.2018	
3/	Timisoara Rail Region –Traffic Division		12.10.2018	
4/	Cluj Rail Region –Traffic Division		12.10.2018	
5/	Brasov Rail Region –Traffic Division		12.10.2018	
6/	Iasi Rail Region –Traffic Division		12.10.2018	
7/	Galati Rail Region –Traffic Division		12.10.2018	
8/	Constanta Rail Region –Traffic Division		12.10.2018	

CONTROL LIST OF DOCUMENT EDITIONS/REVISIONS:**OPERATIONAL PROCEDURE
APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES
BY SYNTHETIC METHOD****Code: PO 0-8.5.3-03 Edition 1, Revision 0**

Ed/ Rev	Reason of amendment	Modified chapter, paragraph/pag e/row	Date of entry into force	Elaborated/revised	Approved
				Name, first name	Name, first name
1/0	Initial development	-	01.10.2018	EPURE Daniel	GAVRILA Ion

DOCUMENT ANALYSIS FORM**OPERATIONAL PROCEDURE****APPLYING SHUNTING CHARGES FOR RAILWAY VEHICLES
BY ANALYTICAL METHOD**

Code: PO 0-8.5.3-03 Edition 1, Revision 0

Item No.	SO attending the document analysis	Points of view formulated by	Comments
1.	Traffic Directorate - CAI Office		
2.	Traffic Directorate - S RDT Office		
3.	Legal Directorate		
4.	Technical Directorate - SMSCP	X	From the SMCM point of view
	Rail Regions 1-8		
1.	Bucuresti	X	
2.	Craiova	X	
3.	Timisoara	X	
4.	Cluj	X	
5.	Brasov	X	
6.	Iasi	X	
7.	Galati	X	
8.	Constanta	X	