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## DECISION n° 274

*of the Management Board of the European Union Agency for Railways adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) for the years 2022 onwards and repealing Decisions n° 161, 188, 214, 244 and 266*

### **THE MANAGEMENT BOARD OF THE EUROPEAN UNION AGENCY FOR RAILWAYS,**

Having regard to the Regulation (EU) 2016/796 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Railways<sup>1</sup> (hereinafter referred to as “the Agency”) and repealing Regulation (EC) No. 881/2004 (hereinafter called “the Regulation”), and in particular Article 33,

Whereas:

- (1) 2021 was the last year of the 1<sup>st</sup> NSA monitoring audit cycle and a report on the return of experience was addressed by the Agency to its Management Board in November 2021;*
- (2) For running the 2<sup>nd</sup> audit cycle and to improve efficiency, the NSA monitoring tools need to be aligned to the current legal framework and need a better definition of the scope of the audits;*
- (3) Therefore, it is appropriate to repeal the existing decisions managing the 1<sup>st</sup> monitoring audit cycle and replace them with an updated framework to be applied during the year 2022 and onwards.*

**HAS DECIDED AS FOLLOWS:**

#### ***Article 1***

The policy, working methods and procedure for the monitoring of the performance and decision-making of National Safety Authorities (NSAs) for the year 2022 and onwards, are adopted as set out in Annexes I-IV to this decision.

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<sup>1</sup>. OJ L 138, 26.5.2016, p. 1-43.

Erreur ! Source du renvoi introuvable.

## **Article 2**

The following decisions are repealed:

- a) *DECISION n°161 of the Management Board of the European Union Agency for Railways adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) adopted on 29 November 2017.*
- b) *DECISION n°188 of the Management Board of the European Union Agency for Railways amending Decision n°161 of the MB of the Agency on the adoption of the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs), adopted on 28 November 2018*
- c) *DECISION n°214 of the Management Board of the Agency amending DECISION n°161 of the MB of the Agency adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) adopted on 27 November 2019 DECISION n°244 amending DECISION n°161 of the Agency for Railways adopting the policy on monitoring the performance and decision-making of National Safety Authorities (NSAs) adopted on 25 November 2020*
- d) *DECISION n° 266 of the Management Board of the European Union Agency for Railways amending Decision n° 161 of the Management Board of the European Union Agency for Railways adopting the policy on monitoring the performance and decision-making of National adopted on 6 July 2021.*

## **Article 3**

The present decision shall enter into force on the day following that of its adoption. It will be published on the Agency website.

For the Management Board

The Chairwoman  
Clio LIÉGEOIS

Annex I: NSA Monitoring - Policy  
Annex II: NSA Monitoring - Audit Procedure  
Annex III: NSA Monitoring - Referential Matrix Audit  
Annex III bis: NSA Monitoring - Referential Compliance Audit  
Annex IV: NSA Monitoring - Competency Framework