



SAP TRACKING MECHANISM FOR KOSOVO

(First meeting, Pristina, March 2003)

Questionnaire on Transport¹ - STM 0104

1. Legislative framework and institutions²

1.1. Please provide an update on recent acts or legislative frameworks in this field (including transport related environmental regulations). Do the legislative frameworks take into account the EC relevant legislation? Describe efforts to align provisions with EU standards. **[Lead: PISG- O/PM-MTC]**

1.2. Is there an overall transport policy/strategy? How is policy developed? **[Lead: PISG-O/PM-MTC]**

1.3. What co-operation has been established has been established with neighbouring and other countries? What bilateral arrangements have been signed? Describe any further plans in this regard. **[Lead: PISG-O/PM-MTC Also: Pillar IV-O/DSRSG]**

1.4. Are there any monopoly situations in this field? Are there EC-compatible rules on competition and public aids in this field? **[Lead: PISG-O/PM-MTC]**

2. The sector

2.1. Describe the (i) capital investment and maintenance plans in infrastructure and (ii) funding needs/sources (road tax, user charges, access to IFIs etc) for Kosovo's transport sector (road, railroad, air). How are such plans being developed? How is financial sustainability and the long-term viability of the transport sector expected to be achieved? To what extent are these plans based on international donors assistance? **[Lead: PISG-O/PM-MTC Also: MFE as appropriate]**

2.2. Describe the level and effectiveness of information exchange and co-ordination between the various transport modes. **[Lead: PISG-O/PM-MTC]**

1 The purpose of the paper is to structure a discussion of the overall reforms which will be required in order to achieve EU standards in this sector. It is not expected that precise replies can be provided, at the first discussion, to all points raised in this paper, and further more detailed questions will be sent at a later time.

2 If a translation cannot be provided, at this stage, of the relevant legislation or drafts, a short summary of the key features would be helpful.

2.3. Please provide basic data and description of the transport sector and sub-sectors, including organisation, responsibilities and statistics if possible. **[Lead: PISG-O/PM-MTC]**

Road Transport

2.4. What legal and regulatory frameworks govern the sector, particularly the access to the markets? What technical rules and standards (including environmental)? **[Lead: PISG-O/PM-MTC]**

Lead: PISG-O/PM-MTC

2.5. Please provide an update on the institutional framework and organisation of the sector, including the split of competencies between transferred and reversed responsibilities. Describe reform and restructuring efforts and plans. **[Lead: PISG-O/PM-MTC]**

2.6. Describe road haulage operators and fleets operating international transport. **[Lead: PISG-O/PM-MTC]**

2.7. Describe transport infrastructure. **[Lead: PISG-O/PM-MTC]**

2.8. Market access and pricing (freight): Describe licensing systems for national and international road haulage operators (responsible bodies, quantitative limits on licenses etc.)? Do you foresee problems for full liberalisation of the international carriage of goods? Describe present degree of liberalisation (including bilateral arrangements if any). **[Lead: PISG-O/PM-MTC]**

2.9. Fixing of rates: are they prescribed by tariffs or are they freely negotiable? **[Lead: PISG-O/PM-MTC Also: MFE as appropriate]**

2.10. Fiscal Harmonisation: Describe types, amounts and procedures of the transport specific charges and taxes currently imposed on national and international hauliers? How are the revenues being used? (e.g. general budget, road maintenance?) **[Lead: PISG-O/PM-MTC Also: MFE as appropriate]**

2.11. Social legislation: Describe rules for the admission of operators, driving times legislation etc. **[Lead: PISG-O/PM-MTC Also: MFE as appropriate]**

2.12. Market access (passengers): Describe access and types of services. Is the cabotage allowed by Kosovo's legislation? **[Lead: PISG-O/PM-MTC]**

2.13. Describe safety and environmental standards (weight, dimensions, emissions etc.). **[Lead: PISG-O/PM-MTC Also: MEP as appropriate]**

2.14. Describe public aids and public service obligations. **[Lead: PISG-O/PM-MTC Also: MFE as appropriate]**

Railway Transport

2.15. What legal and regulatory frameworks govern the sector, particularly the access to the markets? What technical rules and standards (including environmental)? **[Lead: Pillar IV-KTA-POEs]**

2.16. Please provide a brief update on the institutional framework and organisation of the sector. Describe reform and restructuring efforts and plans for UNMIK Railways including management support and pricing policy. **[Lead: Pillar IV-KTA-POEs Also: MEP as appropriate]**

2.17. Please describe the investment in and allocation of infrastructure. Charges? **[Lead: Pillar IV-KTA-POEs]**

2.18. Describe possible public aids and public service obligations. **[Lead: Pillar IV-KTA-POEs]**

Air Transport

2.19. What legal and regulatory frameworks govern the sector, particularly the access to the markets? What technical rules and standards (including environmental)? **[Lead: Pillar IV- O/DSRSG]**

2.20. Describe institutional framework and organisation of the sector, especially state of play regarding the transition to civil air traffic and other activities related to air transport. Describe reform and restructuring efforts and plans. **[Lead: Pillar IV- O/DSRSG]**

2.21. State of play concerning the creation of a civilian aviation authority (including assistance and staffing) and steps to meet ICAO requirements. **[Lead: Pillar IV- O/DSRSG]**

2.22. Technical harmonisation/air safety: Describe responsible bodies. Relationship with Eurocontrol? **[Lead: Pillar IV- O/DSRSG]**

2.23. Procedures for the investigation of Civil Aviation Accidents? Describe legislation on air carrier liability (limits, insurance coverage, enforcement ?). **[Lead: Pillar IV- O/DSRSG]**

2.24. Mutual acceptance of personnel licenses: validation of foreign licenses? Bilateral licensing arrangements? **[Lead: Pillar IV- O/DSRSG]**

2.25. Describe the ground handling market at airports (market access, current providers, self handling etc.). **[Lead: Pillar IV- O/DSRSG]**

2.26. Could you provide basic statistics on air transport? What is the annual number of passengers at Kosovo's airport? **[Lead: Pillar IV- O/DSRSG]**

2.27. Rules on the limitation of noise emissions? **[Lead: Pillar IV- O/DSRSG]**

2.28. Market access: Third package rules: Describe licensing rules applicable to air carriers (including appeals procedure). Public service obligations? Do you have a system of tariff approvals for your own carriers (if any)? **[Lead: Pillar IV- O/DSRSG]**

2.29. Describe relationship between competition law and air transport including state aids. **[Lead: Pillar IV- O/DSRSG]**

2.30. Describe allocation of slots. **[Lead: Pillar IV- O/DSRSG]**

Maritime Transport

2.31. Do there exist any rules allowing establishment in the maritime transport sector (registration, bodies)? **[Lead: Pillar IV- O/DSRSG]**

3. Administrative Capacity

3.1 Please provide a detailed update on the administrative capacity in the relevant bodies (Directorate of Roads, UNMIK Railways, civilian aviation authority) and regulatory agencies (Civil Aviation Regulatory Office, Railway Regulatory Office). Modernisation plans? Main needs? Monitoring of performance? 3.2. Please describe the use of

information technologies in the sector? [**Lead: PISG-O/PM-MTC for road transport**
Also: Pillar IV-O/DSRSG for civil aviation and Pillar IV-KTA for railways]

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