

Compliance Assessment Form for COMMISSION DELEGATED REGULATION (EU) No 886/2013

Supplementing Directive 2010/40/EU of the European Parliament and of the Council with regard to data and procedures for the provision, where possible, of road safety-related minimum universal traffic information free of charge to users

Request of the service or check of the service on a busy day of traffic, on which an increased volume of reports is to be expected! (Rain/start of school/start of holidays/before long weekends)

Article	Key questions	Theoretical assessment	Content assessment	Requirements	Open
Article 3 List of road-safety related events or conditions					
<p>The events or conditions covered by the road safety-related minimum universal traffic information service shall consist of at least one of the following categories:</p> <p>(a) temporary slippery road; (b) animal, people, obstacles, debris on the road; (c) unprotected accident area; (d) short-term road works; (e) reduced visibility; (f) wrong-way driver; (g) unmanaged blockage of a road; (h) exceptional weather conditions.</p>	<p>Is a service in place to provide road safety-related minimum universal traffic information? Does the road safety-related minimum universal traffic information service cover at least one of the listed categories?</p>	<p>Check whether at least one category has been ticked in the self-declaration.</p>	<p>Check the data/service (app, web service, broadcast message or similar) if the ticked categories are covered.</p>	<ul style="list-style-type: none"> • Self-declaration • Obtaining service/data set 	
Article 4 Information content					
<p>1. The information provided on the road safety-related events or conditions shall include the following items:</p> <p>(a) location of the event or the condition; (b) the category of event or condition as referred to in Article 3 and, where appropriate, short description of it; (c) driving behaviour advice, where appropriate.</p>	<p>Does the information include the location of the event/the condition? Does the information include the category of the event/the condition referred to in Article 3? Does the information include a short description, where appropriate? Does the information include driving behaviour advice, where appropriate?</p>	<p>Check in accompanying documents if the listed categories are described.</p>	<p>Check in dataset and/or service if the location, the category and optionally a description and driving behaviour advice are included.</p>	<ul style="list-style-type: none"> • Accompanying documents • Entry on NAP • Obtaining a data set/service 	
<p>2. The information shall be withdrawn if the event or condition cease to subsist, or shall be modified if there is a change in the event or condition.</p>	<p>Is the information withdrawn after the end of the event/the condition? Is the information modified when the event/the condition changes?</p>	<p>Check service description in accompanying documents for information related to termination/changes of events/conditions.</p>	<p>Check if there is a process defined regarding termination/change of an event or condition and if the process is mirrored in the service/data set.</p>	<ul style="list-style-type: none"> • Accompanying documents • Survey of the organisation • Obtaining the service/data set 	<p>Criteria: Correctness; timeliness (update)</p>
Article 5 Provision of the information service					

1. Member States shall designate sections of the trans-European road network where traffic and safety conditions require the deployment of the road safety-related minimum universal traffic information service. They shall communicate these sections of roads to the Commission.
2. The provision of the information service shall fulfil the requirements set out in Articles 6 to 8.

Article 6 Detection of events or conditions and collection of data

<p>For the sole purposes of providing the information service, public and private road operators and/or service providers shall set up or use the means to detect events or identify conditions, and shall collect the relevant road safety-related traffic data.</p> <p>The deployment of these means shall comply with the conditions and requirements set out in national law.</p>	<p>Are arrangements made to identify events or conditions by public and private road operators and/or service providers? Are appropriate means being used? Are relevant road safety-related traffic data being collected? For what purpose is the traffic data collected? Does the implementation of these arrangements comply with the conditions and requirements set out in national law?</p>	<p>Check accompanying documents if compliance with the obligations of Article 6 are met.</p>	<p>Survey of organisation on compliance with the obligations of Article 6.</p>	<ul style="list-style-type: none"> • Accompanying documents • Survey of the organisation 	<p>How is it possible to guarantee that collected data will not be used arbitrarily/for other purposes?</p>
<p>ITS Directive: Article 10: Rules on privacy, security and re-use of information - Processing of personal data; PSI Directive (see Article 7, (3)c) for public bodies! Article 11: Rules on liability Annex II: Principles for specifications and deployment of ITS</p>					

Article 7 Availability, exchange and reuse of data

<p>1. Public and/or private road operators and/or service providers shall share and exchange the data they collect pursuant to Article 6. For that purpose, they shall make these data available in the DATEX II (CEN/TS 16157) format or any fully compatible and interoperable with DATEX II machine-readable format through an access point.</p>	<p>Has data been made available in DATEX II (CEN/TS 16157) or another fully compatible and DATEX II interoperable machine-readable format? Is data corresponding to the criteria available on an access point?</p>	<p>Check if DATEX II (CEN/TS 16157) format or another DATEX II compatible and interoperable machine-readable format is specified for the dataset on the NAP.</p>	<p>Obtain a dataset and check for DATEX II format or machine-readable DATEX II compatible and interoperable format.</p>	<ul style="list-style-type: none"> • Entry on NAP • Meta data • Obtaining a data set 	<p>A Datex II conversion key must be supplied for the format and version to be interoperable and compatible;</p>
<p>2. Member States shall manage a national access point to the data referred to in paragraph 1, which regroups the access points established by public and/or private road operators and/or service providers operating on their territory.</p>					
<p>3. These data shall be accessible for exchange and reuse by any user of road safety-related minimum universal traffic information:</p>					
<p>(a) on a non-discriminatory basis;</p>	<p>Are the data referred to in paragraph 3 made available for exchange and reuse on a non-discriminatory basis?</p>	<p>Check how the terms and condition of data exchange and reuse are defined. Check on access point, how access to data is regulated.</p>	<p>Check if data set can be requested/accessed without discrimination.</p>	<ul style="list-style-type: none"> • Accompanying documents/ License terms • Entry on NAP • Obtaining a data set 	<p>Non-discriminatory = same conditions for all</p>

				<ul style="list-style-type: none"> Survey of the organisation 	
(b) within the Union irrespective of the Member State of establishment;	<p>Can the dataset be obtained regardless of the member state?</p> <p>Optional: Has the dataset also been written in English to allow full access to the data for all member states?</p>	<p>Check on NAP if dataset can be obtained regardless of the member state.</p>	<p>Inspect terms of use of data set.</p> <p>Optional: Check if data set is also available in English.</p>	<ul style="list-style-type: none"> Entry on NAP Accompanying documents/ License terms Obtaining a data set 	<p>An actual check is not possible since it is not possible to check from another member state</p>
(c) in accordance with access rights and procedures defined in Directive 2003/98/EC;	<p>Is the provider a public body?</p> <p>If yes:</p> <ul style="list-style-type: none"> Do the terms of use/access rights/-procedures comply with the Directive 2003/98/EC? Are the data/services accessible according to the Directive 2003/98/EC? 	<p>Check if the company is a public body.</p> <p>Research website of the organisation regarding compliance with the Directive 2003/98/EC.</p>	<p>Inspect terms of use of data set.</p> <p>Survey of the public body.</p> <p>Obtain data set and check compliance with Directive 2003/98/EC.</p>	<ul style="list-style-type: none"> Research website Accompanying documents/ terms of use Survey of public body Obtaining a data set 	
	<p>Directive 2003/98/EC: PSI Directive: Re-use of public sector information</p> <p>States the following:</p> <ul style="list-style-type: none"> Article 4 (1): Adherence to a reasonable time limit for processing re-use requests, (2) maximum 20 working days; with possibility of extension to another 20 working days (Notification deadline!); Exceptions(!) Article 5 (1): Provision in all available formats and languages; Article 6: Where charges are made, the total income from supplying and allowing re-use of documents shall not exceed the cost of collection, production, reproduction and dissemination, together with a reasonable return on investment. Article 7: Any applicable conditions and standard charges for the re-use of documents held by public sector bodies shall be pre-established and published, through electronic means where possible and appropriate. Article 8 (1): Re-use without conditions or through a licence, (2) standard licences; Article 11: Prohibition of exclusive arrangements 				
(d) within a timeframe that ensures the timely provision of the information service;	<p>Does the time-frame ensure a timely provision of the information service?</p>	<p>Check accompanying documents on how the time-frame for timely provision of the information service is defined.</p>	<p>Obtain data set and check if the time-frame of provision is actually adhered to.</p> <p>Survey of organisation on quality assurance processes within the organisation.</p> <p>Survey of organisation, for reasons for selection of time-frame</p>	<ul style="list-style-type: none"> Accompanying documents Obtaining a dataset Survey of the organisation 	<p>Definition of "timely" missing; collect experiences and identify possible guiding value/level; start with recommended level</p>
(e) through the national access point.	<p>Is the data or data access point registered on NAP?</p>	<p>Check if data or data access point is registered on NAP.</p>	<p>Check if the data is actually accessible.</p>	<ul style="list-style-type: none"> Entry on NAP Obtaining data 	

<p>4. Public and private road operators and service providers shall ensure the timely renewal and quality of data made available through their access point.</p>	<p>Do public and private road operators and service providers ensure the timely renewal as well as the quality of the data provided through their access point?</p>	<p>Check accompanying documents on how the time-frame for timely renewal of data is defined. Check service description related to quality of data.</p>	<p>Obtain a dataset and check if the time-frame for renewal is actually adhered to. Survey of the organisation on quality assurance processes.</p>	<ul style="list-style-type: none"> • Accompanying documents/ Service description • Entry on NAP • Obtaining data set • Survey of the organisation 	<p>Quality of data: should be described in a document, detailing the quality levels; Timely renewal: Update frequency for dynamic data (events) EU EIP</p>
<p>Article 8 Dissemination of information</p>					
<p>1. Public road operators, service providers and broadcasters dedicated to traffic information shall provide road safety-related minimum universal traffic information to end users prior to the provision of any other non-safety-related traffic information.</p>	<p>Is road safety-related minimum universal traffic information provided prior to any other non-safety-related traffic information?</p>	<p>Survey of organisation to check if there is a process in place to ensure that road safety-related minimum universal traffic information is provided prior to any other non-safety-related traffic information.</p>	<p>Obtain service and check if this is actually handled in the service as intended in the process.</p>	<ul style="list-style-type: none"> • Survey of organisation • Process examination • Obtaining service 	<p>Distance to the event/incident is essential for information dissemination. Only for listed traffic reports (not route information because it is locally more relevant).</p>
<p>2. The information service shall fulfil the following conditions: (a) it shall be provided in such a way as to ensure the widest reach of end users concerned by the given event or condition referred to in Article 3;</p>	<p>Through which channels is the information distributed? Which channels are suitable for distributing information in the best possible way to reach a large number of end users?</p>	<p>Check accompanying documents for distribution channels.</p>	<p>Survey of the organisation Review the named distribution channels.</p>	<ul style="list-style-type: none"> • Accompanying documents • Survey of the organisation • Obtaining service 	<p>Difficult to assess how to engage with the highest number of end users</p>
<p>(b) it shall be made available by public and/or private road operators and/or service providers and/or broadcasters dedicated to traffic information, where possible free of charge to end users.</p>	<p>Is traffic information made available, where possible free of charge to the end user?</p>	<p>Check the accompanying documents for licensing models.</p>	<p>Obtain service and check the service for fees.</p>	<ul style="list-style-type: none"> • Accompanying documents and License terms • Obtaining a service/data set 	<p>Difficult to assess if it is possible to provide the information for free</p>
<p>3. Public and private road operators and service providers shall collaborate to harmonise the presentation of the content of the information provided to end users. They shall inform end users of the existence of the information service and its coverage.</p>	<p>How is the content/the information presented? Are there efforts towards a harmonised graphical user interface? How are end users informed of the existence of the service?</p>	<p>Analyse Accompanying documents.</p>	<p>Survey of the organisation regarding aspirations. Obtain and check of the services/datasets.</p>	<ul style="list-style-type: none"> • Accompanying documents/ Process description • Survey of the organisation 	

	Is information provided about the areas covered?			<ul style="list-style-type: none"> Obtaining a service/data set 	
Article 9 Assessment of compliance with requirements					
<p>1. Member States shall designate an impartial and independent national body competent to assess whether the requirements set out in Articles 3 to 8 are fulfilled by public and private road operators and service providers and broadcasters dedicated to traffic information. Two or more Member States may designate a common body competent to assess compliance with these requirements on their territories. Member States shall notify the national bodies to the Commission</p>					
<p>2. Public and private road operators, service providers and broadcasters dedicated to traffic information shall provide the designated national bodies with their identification details and a description of the information service they provide, and submit a declaration of compliance with the requirements set out in Articles 3 to 8.</p>	<p>Do public and private road operators, service providers and broadcasters dedicated to traffic information provide their identification details? Do they provide a description of the information service? Is a declaration of compliance with the requirements set out in Articles 3 to 8 submitted?</p>	<p>Check if a self-declaration has been properly completed and signed. Check if a description of the information service is provided. Check if identification details have been provided.</p>	<p>Check if the information is correct (identification data, signing authority). Check for compliance with criteria of Article 9 (2).</p>	<ul style="list-style-type: none"> Self-Declaration & accompanying documents Entry on NAP 	
<p>The declaration shall contain the following elements, where applicable: (a) the road safety-related categories covered and the road network coverage of the information service;</p>	<p>Does the declaration contain the listed elements?</p>	<p>Check of the Self-Declaration.</p>		<ul style="list-style-type: none"> Self-Declaration 	
<p>(b) information on their access point to road safety-related traffic data and its conditions of use;</p>	<p>Is information on the access point to road safety-related traffic data and its conditions of use included in the declaration?</p>	<p>Check of the Self-Declaration.</p>		<ul style="list-style-type: none"> Self-Declaration Accompanying documents 	
<p>(c) the format of the road safety-related traffic data accessible through their access point;</p>	<p>Is the format of road safety-related traffic data included in the declaration?</p>	<p>Check of the Self-Declaration.</p>		<ul style="list-style-type: none"> Self-Declaration Accompanying documents 	
<p>(d) the means of dissemination of the information service to end users.</p>	<p>Are the means of dissemination described in the declaration?</p>	<p>Check accompanying documents for means of dissemination.</p>		<ul style="list-style-type: none"> Self-Declaration Accompanying documents 	
<p>Public and private road operators, service providers and broadcasters dedicated to traffic information shall immediately update their declarations of compliance following any change in the provision of their service.</p>	<p>Are the Self-Declaration & accompanying documents still valid? Are immediate updates for the declarations of compliance in place?</p>	<p>Check Self-declarations and accompanying documents.</p>	<p>Survey of the organisation.</p>	<ul style="list-style-type: none"> Self-Declaration Accompanying documents Survey of the organisation 	<p>If a change occurs, the declaration of compliance shall be submitted at the same time as the data set is updated;</p>