

APPLICATION FORM FOR ECONOMIC EQUILIBRIUM TEST (PURSUANT TO ARTICLE 7 OF REGULATION (UE) 2018/1795)

This form shall be used to request the Transport Regulation Authority (ART) to perform the economic equilibrium test of a public service contract that might be compromised by the entry into operation of a new rail service.

The EET request is eligible only for rail passenger public service contracts using the same rail infrastructure network as the new rail service.

The requested information is for the purpose of implementing the *Methodology for the economic equilibrium test of public service contracts pursuant to Article 12 of Legislative Decree No. 112/2015 and Article 14 of Commission Implementing Regulation (EU) 2018/1795, Annex A to Decision No 156/2020 of 15 September 2020* (hereinafter: EET methodology), which are referred hereto accordingly.

In compliance with the EET Methodology, the following entities may request the economic equilibrium test of a public service contract for rail passenger services:

- b.1) any authority that has awarded a public service contract for a rail passenger service on the route of the new rail service or an alternative route pursuant to Legislative Decree No. 112/2015;*
- b.2) any railway undertaking operating services under a public service contract on the route of the new rail service or an alternative route;*
- b.3) the manager of the rail infrastructure on which the new rail service is, wholly or partly, planned.*

The applicant shall complete **Section I – Basic Information**, while **Section II – Information on Public Service Contract** shall be completed according to the following table:

- Awarding authority: boxes 1, 2, 3;
- Railway undertaking performing the public service contract: boxes 1, 2, 4;
- Infrastructure Manager: boxes 2, 5.

ART reserves the right to request further information, as may be useful for carrying out the analysis for the case at issue.

The form shall be completed in full, accompanied by the necessary annexes, and sent in electronic format to the following CEM address: pec@pec.autorita-trasporti.it.

Section I – BASIC INFORMATION

1. Reporting entity

Applicant

Name:

Legal entity:

Registered office

Address:

Postcode:

City:

Province:

Country:

Contact person

Name:

Telephone:

E-mail:

CEM:

Qualification (tick the relevant box)

Awarding authority

Undertaking performing the PSC

Infrastructure manager

2. Public service contract that risks being compromised

Public service contract (PSC)

Awarded

Currently being awarded by tender

Awarding authority:

Railway undertaking performing the PSC

Contract details of awarded service:

Please attach copy of existing public service contract (where available)

Section II – INFORMATION ON PUBLIC SERVICE CONTRACT

1. Substantiation that the EET request is eligible (as referred to under paragraph 3.3 of the EET Methodology)

Evidence of value of the ratio between traffic revenues and operating costs, net of the charge paid to the railway infrastructure manager, with reference to at least the last 3 years

Expiry of public service contract*:

Has the contract been extended?

Yes No

If yes, please indicate date of contract extension:

Please enclose the existing Economic and financial plan, where available.

** Including extension period*

2. Information on routes where overlapping with the new rail service is expected (for the purpose of the analysis under paragraph 3.5 of the EET Methodology)

Stations of departure and destination and intermediate stops, timetables, travel times, daily and weekly frequencies, etc.

Level of available fares, level of theoretic capacity of supply based on number of seats, level of available fares and tickets offered by type of users*

Please enclose attachments.

** Except the infrastructure manager*

3. Substantiation that the economic equilibrium of the public service contract risks being compromised by the new rail passenger service (to be completed by the awarding authority).

General description

Description of the methodology used to determine the net cost for the awarding authority, etc.

Please attach supporting documentation, including an Economic and financial plan drawn up on account of the entry into operation of the new rail service.

4. Substantiation that the economic equilibrium of the public service contract risks being compromised by the new rail passenger service (to be completed by the undertaking performing the PSC)

General description

Description of methodology used for forecasting changes in traffic, demand, costs, revenues, investments, profitability of performed services, etc.

Please attach supporting documentation, including an Economic and financial plan drawn up on account of the entry into operation of the new rail service.

5. Substantiation that the economic equilibrium of the public service contract risks being compromised by the new rail passenger service (to be completed by the Infrastructure Manager).

General description

Please attach supporting documentation.

Notes