

CHAPTER 14 TRANSPORT POLICY

Priority 14.1 Adoption of the Railways Framework Law in order gradually to open the Turkish rail transport market and providing for the separation of functions regarding infrastructure management and provision of services

1 Schedule of legislative alignment

Table 14.1.1

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
1	Regulations No. 1017/68/EEC, 1370/2007/EC, 1192/69/EEC and 1108/70/EEC Directives No. 91/440/EEC, 95/18/EC, 96/48/EC, 2001/12/EC, 2001/13/EC, 2001/14/EC, 2001/16/EC, 2004/49/EC, 2004/50/EC, 2004/51/EC and 2007/58/EC	Railways Framework Law	Providing continuous and safe railways transport services of high quality with appropriate fees in the framework of competitive principles.	Ministry of Transport	2009
2	Regulations No. 1192/69/EEC Directives No .91/440/EEC, 2001/12/EC, 2004/51/EC and 2007/58/EC	Turkish State Railways Law	Regulation of the procedures and principles relating to the establishment of a Turkish Railways Agency in order to manage the railways infrastructure and provide freight and passenger transportation services. Regulation effect analysis is required.	Ministry of Transport	2009
3	Regulations No. 1017/68/EEC and 1/2003/EC	Legislation on the Competition Rules in Railway Transportation ¹	Identification of the competition rules in railway transportation	Competition Authority	2009
4	Directive No. 2001/14/EC and 2004/49/EC	Implementing Regulation on Railway Security ²	Improvement and enhancement of the railway security.	Ministry of Transport	2009

¹ It will be enacted after the adoption of the Railways Framework Law and the Law on Turkish State Railways.

² It will be enacted after the adoption of the Railways Framework Law.

Table 14.1.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
5	Directives No.95/18/EC 2001/13/EC and 2004/49/EC	Implementing Regulation on the Licensing of Railway Undertakings ³	Assurance of railway undertakings and infrastructure manager to fulfil the obligations in relation to the reliability, financial capacity and adequacy of railway transportation services.	Ministry of Transport	2009
6	Directives No.96/48/EC, 2001/14/EC, 2001/16/EC, 2004/49/EC, 2004/50/EC and 2007/32/EC	Implementing Regulation on Interoperability ⁴	Assurance of the interoperability components and subsystems, which meet the requirements of this regulation and the issues in the annexes, to be introduced to the market, commissioned to the service and operated.	Ministry of Transport	2009
7	Directives No. 91/440/EEC, 2001/12/EC and 2001/14/EC, 2004/49/EC, 2004/51/EC and 2007/58/EC	Implementing Regulation on Access to the Railway Infrastructure ⁵	Assurance of free, fair and non-discriminative access to the railway infrastructure of the national railway network.	Ministry of Transport	2009
8	Directive No.96/49/EC, 96/35/EC and 2000/18/EC	Implementing Regulation on Transportation of Dangerous Goods by Rail	Assurance of the transport of dangerous goods safely by rail by taking security of life, goods and environment, and workers' safety into consideration. Identification of the procedures and principles regarding the transport of goods by rail within the country and between COTIF member countries.	Ministry of Transport	2009
9	Directive No.2007/59/EC	Implementing Regulation on the Certification of Train Drivers	Identification the conditions and procedures for the certification of train drivers with a view to enhancing railway safety and specification of the tasks of competent authority, train drivers and other stakeholders in the sector, in particular railway undertakings, infrastructure manager and training centres.	Ministry of Transport	2009
10	Regulation No. 1371/2007/EC	Implementing Regulation on the Rail Passengers' Rights	Safeguarding users' rights for rail passenger and improving the quality and effectiveness of rail passenger services in order to help increase the share of rail transport in relation to other modes of transport	Ministry of Transport	2009

³ It will be enacted after the adoption of the Railways Framework Law.

⁴ It will be enacted after the adoption of the Railways Framework Law.

⁵ It will be enacted after the adoption of the Railways Framework Law.

Table 14.1.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
11	Regulation No. 1370/2007/EC	Implementing Regulation on Public Service Obligation	Identification of bases and procedures regarding public service obligations	Ministry of Transport	2009

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation**Table 14.1.2**

No	Requirements	Year
(Ministry of Transport (DG Turkish State Railways))		
1	Establishing the framework for restructuring the rail sector for competition, including setting up systems for infrastructure allocation, charging, safety and interoperability at Turkish State Railways (TCDD)	2009 and Beyond

3 Financial requirements and resources**Table 14.1.3****(Euro)**

Requirements (Ministry of Transport (DG Turkish State Railways))	Year	National Budget	EU sources	Other	Total
I- Investment					
II- Legislative approximation and implementation					
- Personnel					
- Training					
- Consultancy					
- Translation					
- Other					
Reform of Turkish Railways Sector ⁶	2007-2011		3,600,000		3,600,000
Total			3,600,000		3,600,000

⁶ Financed by the project titled "Reform of Turkish Railways - TR 07.02.27" under Pre-Accession Financial Assistance 2007 Programme

Priority 14.2 Continuing alignment with and implementation in the maritime sector paying special attention to the effective implementation of pollution prevention. Further strengthening maritime administration, including the improvement of the safety record of the Turkish fleet and the implementation of the maritime security Acquis

1 Schedule of legislative alignment

Table 14.2.1

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
1	Annex III/IMO of the MARPOL (73/78) Convention of 27.09.2003	Law on the Approval to Become a Party of Annex III of International Convention for the Prevention of Pollution from Ships (MARPOL 73-78)	Prevention of pollution by harmful substances in packaged form transported by sea.	Ministry of Foreign Affairs Undersecretariat for Maritime Affairs	2009-2010
2	Annex IV/IMO of the MARPOL (73/78) Convention of 27.09.2003	Law on the Approval to Become a Party of Annex IV of International Convention for the Prevention of Pollution from Ships (MARPOL 73-78)	Prevention of pollution by sewage from ships flying the flag of a foreign state entering the seaports of our country.	Ministry of Foreign Affairs Undersecretariat for Maritime Affairs	2009-2010
3	1988 Protocol (SOLAS Protocol 1988) on the International Convention for the Safety of Life at Sea, 1974, dated 3 February 2000	Law on the Approval to Become a Party of 1988 Protocol (SOLAS Protocol 1988) on the International Convention for the Safety of Life at Sea, 1974	Transferring de facto implementations into Turkey's internal legislation	Ministry of Foreign Affairs Undersecretariat for Maritime Affairs	2009
4	Directives No.94/57/EC, 2002/59/EC, 95/21/EC, 2001/25/EC and 2005/65/EC Regulation No. 725/2004/EC	Safety at Sea Law	Concerning the ships flying the Turkish flag, ships flying the flag of a foreign state entering the Turkish seas, and seaports, coasts and marine premises, identification of necessary measures and authorities, duties, responsibilities and sanctions relating to the maintenance of safety at sea in Turkey and to reduce ship-source pollution.	Undersecretariat for Maritime Affairs	2009-2010

Table 14.2.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
5	Regulation No. 2930/86/EEC	Implementing Regulation on the Application of Tonnage Measurement and Documentation of Ships and Vessels	Identification of the procedures and principles of the application of tonnage measurement of ships and vessels flying the Turkish flag.	Undersecretariat for Maritime Affairs	2009
6	Directive No.2002/6/EC	Implementing Regulation on the Procedures of Reporting in Turkish Seaports	Facilitation of reporting and notification procedures for ships flying the Turkish flag or flying the flag of a foreign state arriving to and departing from Turkish seaports.	Undersecretariat for Maritime Affairs	2009
7	Directive No. 2005/35/EC Decision No. 2005/667/JHA	Amendment to the Environment Law No. 2872	Introduction of penalties for ship-source pollution concerning the ships flying the Turkish flag, ships flying the flag of a foreign state entering the Turkish seas.	Ministry of Environment and Forestry	2009
8	Directive no. 2005/35/EC Decision No. 2005/667/JHA	Amendment to the Turkish Penal Code No. 5237 ⁷	Introduction of penalties for ship-source pollution concerning the ships flying the Turkish flag, ships flying the flag of a foreign state entering the Turkish seas.	Ministry of Justice	2009
9	Regulation No. 782/2003/EC	Implementing Regulation on Controlling the Use of Antifouling Systems Containing Organo Tin in Ships	Lowering or prohibiting the use of antifouling systems containing organo tin compounds acting as biocides in the ships flying the Turkish flag, ships constructed in Turkey and ships flying the flag of a foreign state pulling alongside Turkish ports and coasts.	Undersecretariat for Maritime Affairs	2011 ⁸

⁷ To be dealt together with Amendment to the Environment Law No. 2872.

⁸ It will be enacted one year after being a party to AFS convention

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 14.2.2

No	Requirements	Year
(Ministry of Environment Forestry)		
1	<p>For the efficient implementation of the Reception of Wastes from Ships and Waste Control Regulation which was put into force in order to ensure harmonisation with Directive 2000/59/EC of the European Parliament and of the Council on port reception facilities for ship generated waste and cargo residues, in coordination with Undersecretariat of Marine Affairs;</p> <ul style="list-style-type: none"> - Analysing the appropriateness and adequacy of the relevant national legislation, - Determining the adequate capacity of waste reception in ports according to sea traffic analyses, - Determining the waste disposal and transfer methods, - Establishing a national information system on waste reception, transfer and disposal, - Carrying out technical studies to be the basis for port waste management plans, - Bringing the technical capacity concerning waste reception facilities and waste transfer in regions and ports to be determined as a result of the above mentioned studies to a sufficient level, - Training of relevant personnel - Establishing regional common separation systems for small ports - Completing the waste reception facilities in all main ports 	2009-2011
(General Directorate of Coastal Safety)		
2	Improving the technical and operational capacity of the Management of Radio Operation (Turkish Radio)	2009 and Beyond
3	Preparedness to pollution of our seas by oil and other hazardous materials and completion of the needed necessary vessel, vehicle and equipments. ⁹	After 2009
(Undersecretariat for Maritime Affairs)		
4	Analyzing the ships based air pollution on the basis of region, ship type, maritime traffic, types of emissions, environmental impact, and future trends; measuring regional emission levels, measuring ship-based pollution in ports, implementation of relevant international conventions, IMO rules and recommendations and EU acquis, carrying out a regulatory impact analysis regarding the sustainability of air quality on the basis of good environmental status in Turkish seas.	2009 and Beyond

⁹ To be fulfilled after receiving the authorization of Undersecretariat for Maritime Affairs.

Table 14.2.2 (Continued)

No	Requirements	Year
5	<p>Carrying out the following activities within the scope of preparing a maritime education master plan to meet the manning needs of Turkish and EU Merchant fleets and provide high-quality seamen:</p> <ul style="list-style-type: none"> - Building a seamen’s database - Determining the present and future seamen needs based on trends of the Turkish Merchant fleet - Determining the present and future seamen needs of the EU merchant fleet based on the trend in EU to employ Turkish seamen - Determining education on maritime requirements other than that of the merchant fleet - Identification of the present capacities of existing maritime schools and their development needs in order to provide sustainable quality maritime training - Identifying the problems and alternative solutions to Turkish maritime training - Analysis the alignment of Turkish maritime training legislation and implementation with relevant international conventions, EU acquis, IMO and ILO rules and recommendations and preparing draft legislation for legal gaps and recommendation reports for implementation gaps 	2009
6	<p>Carrying out the following tasks aimed at providing relief to the maritime traffic in Turkish ports</p> <ul style="list-style-type: none"> - Becoming a party to the FAL convention and carrying out a regulatory impact analysis - Preparing draft legislation on the implementation of the FAL Convention and relevant EU acquis - Enhancing the administrative capacities of relevant public and private bodies - Training on Port Community System 	2009 and beyond
7	<p>Executing following activities in order to enhance administrative capacity for effectively fulfilling compensation obligations and other administrative and auxiliary obligations in incidents involving oil in Turkey:</p> <ul style="list-style-type: none"> - Conducting training programs and seminars to convey the lessons learned from Erika and Prestige incidents, - Analyzing the national legislation, comparing with examples of good legislation from EU countries, conducting a gap analysis and drafting legislation to fill the gaps, - Presenting implementation manuals in order to ensure the efficient practice of compensation obligations and other administrative and support activities in cases of marine incidents involving oil pollution, - Analyzing the roles and structures of relevant public bodies, comparing with good examples from EU countries and determining necessary precautions for attaining the ideal state, - Establishing national information systems and databases and their regional and international links in order to fulfill the regional and international cooperation requirements of the OPRC Convention and EU Decision no 2850/2000. 	2009

3 Financial requirements and resources

Table 14.2.3.1

(Euro)

Requirements (Ministry of Environment and Forestry)	Year	National Budget	EU sources	Other	Total
I- Investment					
Establishment of a national information system on waste reception facilities and waste transfer in ports	2009-2011	1,000,000	3,000,000		4,000,000
II- Legislative approximation and implementation					
- Personnel					
- Training					
Training of personnel on waste reception facilities and waste transfer in ports	2009-2011		300,000		300,000
- Consultancy					
Implementations of waste reception facilities and waste transfer in ports	2009-2011		200,000		200,000
Feasibility studies for determining the adequate capacity of waste reception facilities and the facilities for joint use	2009-2011		1,000,000		1,000,000
- Translation					
- Other					
Total		1,000,000	4,500,000		5,500,000

Table 14.2.3.2

(Euro)

Requirements (General Directorate of Coastal Safety)	Year	National Budget	EU sources	Other	Total
I- Investment					
Upgrading the technical and operational capacity of Turkish Coastal Radio (Supply) ¹⁰	2007-2011	700,000	2,100,000		2,800,000
II- Legislative approximation and implementation					
- Personnel					
- Training					
- Consultancy					
Upgrading the technical and operational capacity of Turkish Coastal Radio (Twinning) ¹¹	2007-2011		250,000		250,000
- Translation					
- Other					
Total		700,000	2,350,000		3,050,000

¹⁰ Financed by the project titled "Safer Seas: Upgrading the technical and operational capacity of Turkish Coastal Radio - TR 07.02.26" under the Pre-accession Financial Assistance Financial 2007 Programme

¹¹ Financed by the project titled "Safer Seas: Upgrading the technical and operational capacity of Turkish Coastal Radio - TR 07.02.26" under the Pre-accession Financial Assistance Financial 2007 Programme

Table 14.2.3.3

(Euro)

Requirements (Undersecretariat for Maritime Affairs)	Year	National Budget	EU sources	Other	Total
I- Investment					
Establishing a system for continuously measuring and monitoring ship-based air pollution in selected ports and sea areas	2011-2012	1,000,000	3,000,000		4,000,000
Setting up an information system and database for continuous monitoring of ship-based air pollution	2011-2012	250,000	750,000		1,000,000
Setting up a seamen information system and database.	2009-2010	250,000	750,000		1,000,000
Setting up national information systems and databases and their regional and international links in order to fulfill the regional and international cooperation requirements in accordance with the OPRC Convention and EU Decision no 2850/2000	2009-2010	500,000	1,500,000		2,000,000
II- Legislative approximation and implementation					
- Personnel					
- Training					
Training and seminars for all parties on ship-based maritime pollution, relevant national and international legislation and implementation	2011-2012		500,000		500,000
Training and seminars for all parties on national and international legislation and implementation on seamen	2009-2010		200,000		200,000
Training and seminars for all parties on using seamen's information system and database	2009-2010		100,000		100,000
Training and seminar for all parties for conveying lessons learned from Erika and Prestige incidents	2009-2010		1,000,000		1,000,000

Table 14.2.3.3 (Continued)

(Euro)

Requirements (Undersecretariat for Maritime Affairs)	Year	National Budget	EU sources	Other	Total
Training and seminars for all parties on the FAL convention and implementation of the national legislation	2011-2012		300,000		300,000
- Consultancy					
Consultancy on analyzing the ships based air pollution on the basis of region, ship type, maritime traffic, types of emissions, environmental impact, and future trends; measuring regional emission levels, measuring ship-based pollution in ports, implementation of relevant international conventions, IMO rules and recommendations and EU acquis, carrying out a regulatory impact analysis regarding the sustainability of air quality on the basis of good environmental status in Turkish seas	2011-2012		1.500.000		1.500.000
Consultancy on carrying out the following activities within the scope of preparing a maritime education master plan to meet the manning needs of Turkish and EU Merchant fleets and provide high-quality seamen	2009-2010		1,000,000		1,000,000

Table 14.2.3.3 (Continued)

(Euro)

Requirements (Undersecretariat for Maritime Affairs)	Year	National Budget	EU sources	Other	Total
Procurement of consultancy services on the following matters: - Analyzing the national legislation, comparing with examples of good legislation from EU countries, conducting a gap analysis and drafting legislation to fill the gaps regarding incidents involving oil pollution, - Presenting implementation manuals in order to ensure the efficient practice of compensation obligations and other administrative and support activities in cases of marine incidents involving oil pollution, - Analyzing the roles and structures of relevant public bodies, comparing with good examples from EU countries and determining necessary precautions for reaching the ideal state	2009-2010		1,500,000		1,500,000
Consultancy on carrying out activities regarding relieving traffic in Turkish ports	2011-2012		1,000,000		1,000,000
- Translation					
- Other					
Total		2,000,000	13,100,000		15,100,000

Priority 14.3 In the field of aviation, providing a clear strategy for the progressive alignment to the acquis on the Single European Sky, and alignment with, and implement, the relevant provisions and specificities of the European Civil Aviation Conference's policy statement in the field of civil aviation security

1 Schedule of legislative alignment

Table 14.3.1

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
1	Regulation No. 2150/2005/EC	Legislation Aiming at Harmonization with the Commission Regulation Laying down Common Rules for the Flexible Use of the Airspace	Identification of common rules for the flexible use of the air space	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
2	Regulation No. 730/2006/EC	Legislation Aiming at Harmonization with the Commission Regulation on Airspace Classification	Identification of the fundamental rules concerning air space classification and access of flights operated under visual flight rules above FL 195.	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
3	Regulation No. 95/93/EEC	Implementing Regulation on Slot Implementing Principles	Transformation of the Instruction on Slot Implementing Principles into an implementing regulation.	Directorate General of Civil Aviation	2009
4	Regulation No. 2096/2005/EC	Legislation Aiming at Harmonization with the Commission Regulation Laying down Common Requirements for the Provision of Air Navigation Services	Identification of common rules for the provision of air navigation services.	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.

Table 14.3.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
5	Regulation No. 549/2004/EC	Legislation Aiming at Harmonization with the Framework Council Regulation on the Single European Sky	Establishment of the legal framework necessary for the creation of the Single European Sky.	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
6	Regulation No. 550/2004/EC	Single European Sky - Legislation Aiming at Harmonization with the Council Regulation on Service Provision	Establishment of the legal framework necessary for the provision of air navigation services in the Single European Sky.	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
7	Regulation No. 551/2004/EC	Single European Sky - Legislation Aiming at Harmonization with the Council Regulation on the Airspace	Establishment of the legal framework relating to the air space in the Single European Sky	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
8	Regulation No. 552/2004/EC	Single European Sky - Legislation Aiming at Harmonization with the Council Regulation on the Interoperability of the European Air Traffic Management Network	Assurance of Interoperability of the European Air Traffic Management Network	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.

Table 14.3.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
9	PART M in the annex of the Council Regulation No. 2042/2003	Implementing Regulation on Commercial Air Operators Maintenance System SHY-M Rev.1)	Regulating the maintenance system of Commercial Air Transport Corporations according to EASA standards and in accordance with PART-M, introducing the technical control of civil aircrafts within Turkish registry in terms of airworthiness.	Directorate General of Civil Aviation	2009
10	Directive No.96/67/EC	Implementing Regulation on the Ground Services of Airports (SHY-22) ¹²	Regulation of the conditions of access to the ground handling market and service standards.	Directorate General of Civil Aviation	2009
11	Regulation No. 261/2004/EC	Instruction on the Rights of Passengers ¹³	To make arrangements concerning the passenger grievances.	Directorate General of Civil Aviation	2009
12	Regulation No. 2299/89/EEC	Instruction on the Computerized Reservation Systems	Regulation of rules concerning the operation of computerized reservation systems.	Directorate General of Civil Aviation	2010
13	Regulation No. 1107/2006	Implementing Regulation on the Rights of Disabled Persons and Persons with Reduced Mobility when Travelling by Air	Regulation of the rights of disabled persons and persons with reduced mobility when travelling by air	Directorate General of Civil Aviation	2009
14	Directive No. 2004/36/EC ¹⁴	Implementing Regulation on Safety Assessment of Domestic and Foreign Aerial Vehicles	Safety assessment of domestic and foreign aerial vehicles.	Directorate General of Civil Aviation	2009

¹² It is also mentioned under "Priority 4.1 Continuing to remove restrictions affecting foreign direct investments originating from the EU"

¹³ It is also mentioned under the "Priority 28.1 Further aligning with the consumer acquis and ensuring adequate administrative structures and enforcement capacity.

¹⁴ Directive No. 2004/36/EC was abolished with Regulation No. 216/2008/EC however is being arranged within the scope of Article 69 (5) of the Regulation.

Table 14.3.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
15	Regulation No. 1032/2006	Implementing Regulation on Automatic System Requirements for Exchange of Flight Information Among Air Traffic Control Units with the Aim of Announcement, Coordination and Transfer of Flights.	Making arrangements concerning automatic system requirements for exchange of flight information among air traffic control units with the aim of announcement, Coordination and Transfer of Flights.	Ministry of Transport, General Directorate of State Airport Authority	After 2011
16	Regulation No. 1033/2006	Implementing Regulation on Requirements concerning Procedures for Flight Plans before the flight for Single European Sky.	Making arrangements concerning requirements concerning procedures for flight plans before the flight for Single European Sky.	Ministry of Transport, General Directorate of State Airport Authority	After 2011
17	Regulation No. 1794/2006	Implementing Regulation on Tariffs for Air Navigation Services.	Developing joint tariff plans for air navigation services	Ministry of Transport, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
18	Regulation No. 633/2007	Implementing Regulation on Implementation Requirements of Flight Message Transfer Protocol used Among Air Traffic Control Units with the Aim of Announcement, Coordination and Transfer of Flights.	Making arrangements concerning implementation requirements of flight message transfer protocol used among air traffic control units with the aim of announcement, coordination and transfer of flights.	Ministry of Transport, General Directorate of State Airport Authority	After 2011
19	Regulation No. 1265/2007	Implementing Regulation the Requirements for Air-Ground Voice Channel Spacing for Single European Sky	Making arrangements concerning requirements for air-ground voice channel spacing for Single European Sky	Ministry of Transport, General Directorate of State Airport Authority	After 2011

Table 14.3.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
20	Regulation No. 1315/2007	Implementing Regulation on Safety Surveillance in Air Traffic Management	Making arrangements concerning safety surveillance in air traffic management	Ministry of Transport, Directorate General of Civil Aviation, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
21	Regulation No. 1321/2007	Implementing Regulation on Implementing Principles for Collecting Information on Civil Aviation Incidents in a Central Pool.	Identifying implementing principles in order to collect information on civil aviation incidents in a central pool.	Ministry of Transport, General Directorate of State Airport Authority	To be enacted within the framework of full membership perspective.
22	Regulation No. 1330/2007	Implementing Regulation on Implementing Principles for Conveying Information on Civil Aviation Incidents to the Relevant Parties	Identifying implementing principles in order to convey information on civil aviation incidents to the relevant parties	Ministry of Transport, General Directorate of State Airport Authority	After 2011

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

No institutional capacity building requirement is envisaged under this priority at this stage.

3 Financial requirements and resources

No financial requirement is envisaged under this priority at this stage.

Priority 14.4 Continuing the legislative and administrative alignment to the transport acquis in particular as regards safety at road transport

1 Schedule of legislative alignment

Table 14.4.1

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
1	Directives No.91/439/EEC, 2006/126/EC and 92/6/EEC	Law Amending Certain Articles of the Highways Traffic Law No.2918	Harmonization of the driving licenses in our country with those in the EU. Equipment of certain vehicles with speedometer	Turkish National Police	2009
2	Regulation No. 561/2006/EC Directive No. 2006/22/EC	Implementing Regulation Amending the Implementing Regulation on Working Times, which cannot be Divided into Weekly Workdays	Arrangement of working and resting time for drivers.	Ministry of Labour and Social Security	After 2011
3	Decision No. 2000/275/EC Directive No. 2003/59/EC	Implementing Regulation on Motor Vehicle Drivers' Courses ¹⁵	Establishing the equivalence between the drivers' training in our country and that in the European Union.	Ministry of Education	2010
4	Council Decision No. 93/704/EC	Implementing Regulation Amending the Implementing Regulation on Highways Traffic	Establishment of a database on traffic accidents in conformity with the EU standards.	Turkish National Police	2009
5	Directives No. 96/35/EC and 2000/18/EC	Communiqué on the Safety Advisors in charge of the Transport of Dangerous Goods ¹⁶	Identifying the possible risks of transport of dangerous goods by road/rail and setting up the procedures and principles on the appointment, training and duties of the safety advisors, who shall be in charge of taking the necessary measures to prevent risks to cause damages on human health and environment	Ministry of Transport	2009

¹⁵ It will be enacted after the adoption of the Law Amending the Certain Articles of the Highways Traffic Law No.2918

¹⁶ It will be enacted in accordance with the Article 25 of the Implementing Regulation on Transportation of Dangerous Goods by Rail published in the Official Gazette dated 31.03.2007 and No. 26479

Table 14.4.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
6	Regulation No. 3821/85/EEC	Implementing Regulation on Recording Equipment in Road Transport	Establishing and operating digital tachograph system in Turkey	Ministry of Industry and Trade	2010
7	Directive No. 92/106/EEC	Implementing Regulation on the Combined Transport of Goods	Providing economical door-to-door transport services to offer a better service quality for customers. Save energy by reducing jams, accidents and environmental pollution on highways. Laying down the responsibilities, obligations and trainings of and operators and drivers of all kinds of carrier vehicles on road, sea and railway transportation.	Ministry of Transport	After 2011
8	Directive No.2000/30/EC	Implementing Regulation on the Technical Roadside Inspection of the Roadworthiness of Commercial Vehicles	Provision of technical roadside inspection of the roadworthiness of commercial vehicles travelling on highway and thus ensuring road and passenger safety; laying down the rights, obligations and responsibilities of carriers and drivers.	Turkish National Police Ministry of Transport	After 2011
9	Regulation No. 2411/98/EC	Implementing Regulation Amending the Implementing Regulation on Highways Traffic	Introducing the use of the sign of our country on the plates of the vehicles in parallel with the EU applications.	Turkish National Police	After 2011

Table 14.4.1 (Continued)

No	EU legislation in force	Draft Turkish legislation	Scope	Institution in charge	Publication date
10	Directive No. 2004/54/EC	Amendment to the Circular No.B091TCK1303/720/0330 of 8.3.2005 of the General Directorate of Highways	Establishing the principles on minimum tunnel safety criteria.	General Directorate of Highways	After 2011
11	Directive No. 2004/54/EC	Amendment to the Tunnel Operations Instruction	Laying down the working principles within the scope of restructuring regarding the operation of tunnels.	General Directorate of Highways	After 2011
12	Directive No.99/36/EC	Implementing Regulation Amending the Implementing Regulation on Transportable Pressure Equipment ¹⁷	Aligning the requirements of the transportable pressure equipment with those of EU	Ministry of Industry and Trade	2010
13	Directive No.1999/62/EC	Amendment to Implementing Regulation on Road Operations	Re-regulation of operation principles and applications according to the new systems and structuring.	General Directorate of Highways	After 2011
14	Directive No.2004/52/EC	Legislation on the Interoperability of Electronic Fee Collection Systems	Establishing the principles on the interoperability of electronic fee collection systems.	General Directorate of Highways	After 2011
15	Directive No. 1999/62/EC	Amendment to Implementing Regulation on the Operation of Istanbul Strait Bridge	Laying down the working principles according to the new systems and applications.	General Directorate of Highways	After 2011

¹⁷ It will be enacted after the adoption of Implementing Regulation on Transportation of Dangerous Goods by Rail.

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 14.4.2

No	Requirements	Year
(Ministry of Industry and Trade)		
1	Training of the Ministry personnel in charge of the Regulation No. 3821/85/EEC under TAIEX	2009
2	Training of the Ministry personnel in charge of the Directive No. 99/36/EC under TAIEX	2009
(General Directorate of Highways)		
3	Enhancement of Institutional Capacity of DG Highways on Tunnel Safety, road charging and electronic toll systems	2009-2011
(Ministry of Labour and Social Security)		
4	Strengthening the Institutional Capacity for Rearrangement of Implementing Regulation on Working Times which cannot be Divided into Weekly Workdays within the scope of the related EU legislation	2009-2013
(Ministry of National Education (Directorate General of Private Educational Institutions))		
5	In accordance with Directives No. 91/439/EEC and 2003/59/EC, establishment of the legal and institutional framework necessary for implementation of Law Amending the Certain Articles of the Highways Traffic Law upon its enactment and preparing the curriculum of driving schools.	2009
(Ministry of Transport)		
6	Enhancement of the administrative capacity of Ministry of Transport for providing weight and dimension measurement of commercial vehicles with a view to implementing Directives No. 96/53/EC and 2002/7/EC	2009

3 Financial requirements and resources

Table 14.4.3.1

(Euro)

Requirements (General Directorate of Highways)	Year	National Budget	EU sources	Other	Total
I- Investment					
II- Legislative approximation and implementation					
- Personnel					
- Training	2009-2011		1,200,000		1,200,000
- Consultancy	2009-2011		600,000		600,000
- Translation					
- Other	2009-2011		200,000		200,000
Total			2,000,000		2,000,000

Table 14.4.3.2

(Euro)

Requirements (Ministry of Labour and Social Security)	Year	National Budget	EU sources	Other	Total
I- Investment					
II- Legislative approximation and implementation					
- Personnel					
- Training					
Training of 150 personnel working in DG for Labour and Regional Directorates	2009-2013		40,000		40,000
Training of 150 labour inspectors in the Board of Labour Inspection	2009-2013		40,000		40,000
- Consultancy					
Consultancy during legislative alignment	2009-2013		100,000		100,000
- Translation					
- Other					
Total			180,000		180,000

Table 14.4.3.3

(Euro)

Requirements (Ministry of National Education (Directorate General of Private Educational Institutions))	Year	National Budget	EU sources	Other	Total
I- Investment					
II- Legislative approximation and implementation					
- Personnel					
- Training					
Training for enhancing the institutional capacity concerning implementation procedures and principles of “Implementing Regulation on Motor Vehicle Drivers”, curriculum, theoretical and practical examinations, (Directors of driver training courses, relevant personnel of provincial/district Director of National Education, inspectors and examiners,)	2009-2012	150,000	300,000		450,000
Training on preparation of Implementing Regulation on Motor Vehicle Drivers and curriculum, on-site visit in member-states	2009		10,000		10,000
- Consultancy					
Curriculum, legal basis and rules of practical examinations on driver training	2009		1,000		1,000
- Translation					
Implementation documents preparation of Implementing Regulation on Motor Vehicle Drivers and curriculum	2009	1,000			1,000
- Other					
Total		151,000	311,000		462,000