



EUROPEAN
COMMISSION

Brussels, **XXX**
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COMMISSION IMPLEMENTING DECISION

of **XXX**

on the harmonised use of the paired frequency bands 874.4-880.0 MHz and 919.4-925.0 MHz and of the unpaired frequency band 1900-1910 MHz for Railway Mobile Radio

(Text with EEA relevance)

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Decision No 676/2002/EC of the European Parliament and of the Council of 7 March 2002 on a regulatory framework for radio spectrum policy in the European Community (Radio Spectrum Decision)¹, and in particular Article 4(3) thereof,

Whereas:

- (1) The radio communication system currently used for railway operations, namely Global System for Mobile Communications – Rail (GSM-R), is based on specifications that were finalised twenty years ago and, due to technological obsolescence, industrial support for GSM-R is unlikely to be assured much after 2030. The Future Railway Mobile Communication System (FRMCS) will succeed GSM-R as one of the essential elements of the European Railway Traffic Management System (ERTMS). It will support railway digitalisation and service innovation. GSM-R and its successor(s), including FRMCS, are designated as Railway Mobile Radio (RMR).
- (2) Compared to GSM-R, FRMCS offers a higher quality of service, uses spectrum more efficiently and is more cost effective. The system is also planned to deliver more in terms of applications such as Automatic Train Operation (ATO) or the Connected Driver Advisory System (C-DAS). Further applications are expected to be introduced progressively. Critical FRMCS railway applications like monitoring and control of critical infrastructure may be operated efficiently using narrow band IoT. FRMCS should be capable of integrating new applications and technological developments over an extended period of time as railway communication systems have a much longer life cycle compared to public electronic communications networks and services.
- (3) Therefore, frequency bands should be harmonised to allow for the introduction of FRMCS.
- (4) In order to enable parallel operation of GSM-R and its successor during an approximately 10-year migration phase from GSM-R to FRMCS and to benefit from new railway critical applications during and beyond migration, access to sufficient harmonised spectrum for RMR is essential.
- (5) In order to support a common approach to spectrum for RMR across the Union, the Commission issued a Mandate to the European Conference of Postal and

¹ OJ L 108, 24.4.2002, p. 1.

Telecommunications Administrations (CEPT) on 12 July 2018, and CEPT responded with its Report 74 on 3 July 2020 and Report 76 on 20 November 2020.

- (6) These reports, based on feasibility studies, assess the required amount of spectrum, identify the appropriate spectrum bands, and propose harmonised technical conditions for FRMCS.
- (7) Report 74 in particular assesses coexistence with all applications in the adjacent frequency bands.
- (8) The harmonised technical conditions for RMR (FRMCS) base stations defined in CEPT Report 76 assume that base stations providing electronic communications services (ECS), which use frequencies above 1920 MHz for reception under Commission Implementing Decision (EU) 2020/667, have enhanced selectivity compared to the current Harmonised European Standards.
- (9) The technical feasibility of using commercial mobile networks, taking into account wireless coverage and reliability needs of the railway system, was also considered in CEPT Report 74.
- (10) RMR receivers (base stations and cab-radios) should be robust against emissions in adjacent frequencies.
- (11) Only FRMCS systems using non-active antenna systems have been considered in CEPT Report 76. Additional studies should be performed in case active antenna systems are considered for FRMCS deployment.
- (12) As long as a Member State does not have railway lines in operation, it should be allowed to postpone the implementation of RMR spectrum harmonisation measures until such operation is planned.
- (13) Based on national demand, Member States should be allowed to vary the implementation date of RMR spectrum harmonisation measures in the frequency band 1990-1910 MHz between 1 January 2022 and 1 January 2025 at the latest.
- (14) Reporting from all Member States to the Commission on the implementation of this Decision, including any developments in the area of spectrum management having a negative impact on interoperability, would help assess its impact at Union level as well as its timely review.
- (15) The measures provided for in this Decision are in accordance with the opinion of the Radio Spectrum Committee,

HAS ADOPTED THIS DECISION:

Article 1

This Decision establishes the harmonised conditions for the availability and efficient use of radio spectrum for the Railway Mobile Radio (RMR) in the bands 874.4-880.0 MHz, 919.4-925.0 MHz and 1900-1910 MHz.

Article 2

For the purposes of this Decision, the following definitions shall apply:

- (a) 'RMR terminal' is an item of mobile radio equipment under the control of the RMR network;

- (b) 'cab-radio' means a RMR terminal installed on board the train capable of supporting voice and data applications;
- (c) 'equivalent isotropically radiated power ('e.i.r.p.')

Article 3

1. By 1 January 2022, Member States shall designate and make available on a non-exclusive basis the paired frequency bands 874.4-880.0 MHz and 919.4-925.0 MHz, in accordance with the Annex.
2. At the latest between 1 January 2022 and 1 January 2025, based on national demand, Member States shall designate and make available on a non-exclusive basis the unpaired frequency band 1900-1910 MHz for Railway Mobile Radio, in accordance with the Annex.
3. Member States shall ensure that networks using the frequency bands referred to in paragraph 1 give appropriate protection to systems in adjacent bands.
4. Member States where no rail services are provided at the date of 1 January 2022 shall only apply paragraph 1 as soon as a rail line is planned to be activated.

Article 4

Member States shall report to the Commission on the implementation of this Decision by 1 January 2025.

Member States shall monitor the use by RMR of the frequency bands subject to this Decision and report their findings, including any impacts on interoperability related to spectrum issues, to the Commission upon request or at their own initiative to allow a timely review of this Decision, where needed.

Article 5

This Decision is addressed to the Member States.

Done at Brussels,

For the Commission
Thierry BRETON

Member of the Commission