



**Innovation and Networks Executive Agency**

Department C - Connecting Europe Facility (CEF)

**AMENDMENT N° 4  
TO AGREEMENT No INEA/CEF/TRAN/M2015/1138968**

The **Innovation and Networks Executive Agency (INEA)** ("the Agency"), under the powers delegated by the European Commission ("the Commission"), represented for the purposes of signature of this amendment by the Head of Department C of the Agency, **Andreas Boschen**,

on the one part,

**and**

**Správa železnic, státní organizace (Správa železnic)**

State Organisation

Registration No A48384

Dlázdena 1003/7

110 00 Praha 1

Czech Republic

VAT No CZ70994234,

represented for the purposes of signature of this amendment by Deputy Director General, **Mojmír Nejezchleb**

hereinafter referred to collectively as "the beneficiaries", and individually as "beneficiary" for the purposes of this amendment

on the other part,

Having regard to the above-mentioned grant agreement concluded between the Agency and the beneficiary on 27/10/2016 as amended on 14/11/2017, 05/11/2018 and 02/03/2020,

Whereas:

- (1) The beneficiary has requested the Agency on 23/09/2020 to amend the above-mentioned grant agreement for the following reason(s): delays in elaboration of preliminary designs due to new technical requirements concerning the track parameters, and minor updates of communication details of the beneficiary.
- (2) The measures provided for in this amendment do not affect the award of the Union financial aid.

**HAVE AGREED AS FOLLOWS:**

## Article 1

(1) Article 2.2 is replaced by the following article:

"2.2 The action shall run from 31/10/2016 ("the starting date") until 30/06/2023 ("the completion date")."

(2) Article 3 "Maximum amount and form of the grant" is replaced by the following article:

### "ARTICLE 3 – MAXIMUM AMOUNT AND FORM OF THE GRANT

The grant for the action shall be of a **maximum amount of EUR 4,160,031.**

The grant shall take the form of:

(a) the reimbursement of 85% of the eligible costs of the action ("reimbursement of eligible costs"), which are estimated at EUR 4,894,154 and which are:

- (i) actually incurred ("reimbursement of actual costs")
- (ii) reimbursement of unit costs: not applicable
- (iii) reimbursement of lump sum costs: not applicable
- (iv) reimbursement of flat-rate costs: not applicable
- (v) declared on the basis of an amount per unit calculated in accordance with the beneficiary's usual cost accounting practices ("reimbursement of costs declared on the basis of the beneficiary's usual cost accounting practices") for personnel costs

(b) unit contribution: not applicable

(c) lump sum contribution: not applicable

(d) flat-rate contribution: not applicable"

(3) Article 4.1.1 "Reporting periods" is replaced by the following article:

#### "4.1.1 Reporting periods

The action is divided into the following reporting periods:

- Reporting period 1 from the starting date of the action to 31 December 2017;
- Reporting period 2 from 1 January 2018 to 31 December 2018;
- Reporting period 3 from 1 January 2019 to 31 December 2019;
- Reporting period 4 from 1 January 2020 to 31 December 2020;
- Reporting period 5 from 1 January 2021 to 31 December 2021;
- Reporting period 6 from 1 January 2022 to 31 December 2022;
- Last reporting period from 1 January 2023 to the completion date of the action."

(4) Article 6.3 is replaced by the following article:

#### "6.3 Communication details of the beneficiaries

Any communication from the Agency to the beneficiaries shall be sent to the following

addresses:

For Správa železnic, státní organizace:

Radka Šnajdrová

Head of External Financing Unit

Dlazdena 1003/7, 110 00 Praha 1, Czech Republic

E-mail address: XXXXXXXXXXXX

(5) Article 22 is added to the grant agreement as follows:

**"ARTICLE 22 – IMPLEMENTATION OF ACTIVITIES NOT FINANCIALLY SUPPORTED UNDER THE AGREEMENT**

The following activities as described in Annex I shall not be financially supported under the Agreement:

- Activity 2 - Preparatory studies: Upgrade of railway section below the Vyšehrad Castle.

Costs incurred by the beneficiaries, entities affiliated to the beneficiaries and implementing bodies designated by the beneficiaries in relation to these activities shall not be eligible and shall not contribute to the eligible costs of the action as estimated in Article 3 and to the estimated budget of the action as specified in Annex III. The reimbursement rate(s) specified in Article 3 do(es) not apply to these activities.

The possible costs related to the implementation of these activities shall not be taken into consideration for determining the final amount of the grant in accordance with Article II.25. These activities shall not be taken into consideration for the purpose of Article II.25.4.

By way of derogation from Article II.22, the estimated budget breakdown set out in Table 2 of Annex III may not be adjusted by transfers of amounts to these activities. An amendment may not have the purpose or the effect of transferring amounts to these activities."

(6) Annex I shall read as follows:

## **"ANNEX I DESCRIPTION OF THE ACTION**

### **ARTICLE I.1 – IMPLEMENTATION OF THE TEN-T NETWORK**

The action contributes to the implementation of the:

- the core network
  - Corridor(s): Rhine - Danube
  - Pre-identified section(s) on the core network corridor(s):
    - München - Praha
    - Nürnberg - Praha

### **ARTICLE I.2 – LOCATION OF THE ACTION**

I.2.1 Member State(s): Czech Republic.

I.2.2 Region(s) (using the NUTS2 nomenclature): Praha (CZ01).

I.2.3 Third country(ies): not applicable.

### **ARTICLE I.3 – SCOPE AND OBJECTIVES OF THE ACTION**

The Praha railway junction is an important railway node located on the Rhine-Danube and Orient/East-Med core network corridors. Currently, it represents a major bottleneck in regional and international rail transport. The Action is part of a Global Project covering the upgrade of this junction in order to increase its capacity and improve its safety and interoperability.

The Action covers the railway line between the Prague main railway station (Praha hl. n.) and Praha Smíchov station, located on the pre-identified sections: Munich – Praha and Nuremberg – Praha of the Rhine – Danube core network corridor.

The railway line Praha hl. n. – Praha Smíchov is located in a built-up area of Praha with significant passenger flows, both suburban and long-distance transport from Praha to the Plzeň region and further to Germany. The current problems include low capacity of the line insufficient for the growing numbers of passengers, obsolete and outdated safety equipment, unsatisfactory technical condition of the infrastructure.

The Action covers preparatory studies for the upgrade of two sub-sections of the railway line Praha hl. n. – Praha Smíchov station, namely (i) Praha hl. n. (excluding) – Praha Vyšehrad, and (ii) Praha Smíchov railway station. It will consist of the elaboration of preliminary and detailed design for the railway line, bridges and station, all necessary procedures for obtaining the zoning and building permits, required for the future construction works.

The Action will contribute to the following objectives of the Global Project:

- increase the railway capacity;

- increase the track speed to 60 km/h and reduce travel times;
- reach the railway load of class D4 and loading gauge of UIC GC;
- replace outdated, operationally unreliable and obsolete structures and equipment, reduce costs for servicing of transport routes;
- enhance safety of passengers and railway personnel;
- ensure accessibility of railway transport for persons with reduced mobility in accordance with TSI PRM.

The Action will be implemented in close coordination with another CEF action addressing studies and works to upgrade the railway section "Praha Smíchov (excl.) - Černošice (excl.)" (2015-CZ-TM-0354-M).

Project management will be ensured by the beneficiary on its own expenses within the established management structure for implementation of EU funded projects. The Action therefore does not include a specific project management activity.

## ARTICLE I.4 – ACTIVITIES

### I.4.1 Activities timetable

Activity number	Activity title	Indicative start date	Indicative end date	Milestone number
1	Preparatory studies: Upgrade of the railway section Praha hl. n. (excluding) - Praha Vyšehrad	31/10/2016	30/06/2023	1, 5, 9, 10, 12, 16, 19
2	Preparatory studies: Upgrade of railway section below the Vyšehrad Castle	31/10/2016	31/12/2020	2, 6, 13, 14, 15, 17, 20
3	Preparatory studies: Upgrade of the Praha Smíchov railway station	31/10/2016	30/06/2021	3, 4, 7, 8, 11, 18, 21

### I.4.2 Activities description

#### **Activity 1: Preparatory studies: Upgrade of the railway section Praha hl. n. (excluding) - Praha Vyšehrad**

The activity covers preparatory studies and related tasks for the section Praha hl. n. (excluding) – Praha Vyšehrad, which are necessary for future construction works on the section. Based on the current stationing, the section is provisionally determined between km 1.571 and km 3.330. The total length of this section is approximately 1.8 km. In the section 3,330 - 3,517 km long 187 m, a temporary connection to the existing track will be designed. The final stationing will be specified in the framework of the preparatory studies within the activity.

The activity will cover the following sub-activities: preparation of the preliminary design, zoning decision procedure, preparation of the detailed design and building permit procedure.

Sub-activity 1.1: Preparation of the preliminary design

This sub-activity will involve the following tasks:

- Elaboration of the preliminary design documentation.
- Processing of EIA documentation.
- Obtaining opinions of the relevant authorities.

#### Sub-activity 1.2: Zoning decision procedure

This sub-activity will involve the following tasks:

- Negotiation of the preliminary design.
- Incorporating the requirements of the zoning decision into the preliminary design documentation.

#### Sub-activity 1.3: Preparation of the detailed design

This sub-activity will involve the following tasks:

- Preparation of the detailed design to define the technical scope of the future construction works.
- Activities for property settlement (land purchase, establishment of easements).

#### Sub-activity 1.4: Building permit procedure

This sub-activity will involve the following tasks:

- Negotiation of the detailed design.
- Incorporating the requirements of the building permit into the detailed design documentation.

#### Sub-activity 1.5: Preparation of tender documents for future construction works.

The activity will be implemented by Správa železnic (the beneficiary). The studies and tender documentation for future works contract will be prepared by a certified external consultant based on a publicly procured service contract.

Deliverables of the activity are:

- Completed preliminary design
- EIA decision
- Zoning decision
- Completed detailed design
- Building permit
- Tender documents for future construction works

### **Activity 2: Preparatory studies: Upgrade of railway section below the Vyšehrad Castle**

N.A.

### **Activity 3: Preparatory studies: Upgrade of the Praha Smíchov railway station**

The activity covers preparatory studies and related tasks for the upgrade of the Praha Smíchov railway station, which are necessary for future construction works. Based on the current stationing, the station section is provisionally determined between km 3.806 (railway line 0201 Praha hl. n. – Praha Smíchov) and km 1.805 (railway line 0202 Praha-Smíchov – Plzeň hl. n.). The total length of this section is approximately 2.2 km. The final stationing will be specified in the framework of the preparatory studies within the activity.

The activity will cover the following sub-activities: preparation of the preliminary design,

zoning decision procedure, preparation of the detailed design and building permit procedure.

### 3.1 Sub-activity: Preparation of the preliminary design

This sub-activity will involve the following tasks:

- Elaboration of the preliminary design documentation.
- Processing of EIA documentation.
- Obtaining opinions of the relevant authorities.

### 3.2 Sub-activity: Zoning decision procedure

This sub-activity will involve the following tasks:

- Negotiation of the preliminary design.
- Incorporating the requirements of the zoning decision procedure into preliminary design documentation.

### 3.3 Sub-activity: Preparation of the detailed design

This sub-activity will involve the following tasks:

- Preparation of the detailed design to define the technical scope of future construction works.
- Activities for property settlement (land purchase, establishment of easements).

### 3.4 Sub-activity: Building permit procedure

This sub-activity will involve the following tasks:

- Negotiation of the detailed design.
- Incorporating the requirements of the building permit into the detailed design documentation.

### 3.5 Sub-activity: Tender documents for the construction works

This sub-activity will involve the following task:

- Preparation of tender documents for the construction works.

The activity will be implemented by Správa železnic (the beneficiary). The studies and tender documentation for future works contract will be prepared by a certified external consultant based on a publicly procured service contract.

Deliverables of the activity are:

- Completed preliminary design
- EIA decision
- Zoning decision
- Completed detailed design
- Building permit
- Tender documents for the construction works

## ARTICLE 1.5 – MILESTONES AND MEANS OF VERIFICATION

Milestone number	Milestone description	Indicative completion date	Means of verification
1	Start of preliminary design (section Praha hl. n. – Praha Vyšehrad)	09/11/2016	Minutes of the meeting with the contractor
2	Start of preliminary design (section below Vyšehrad castle)	31/10/2016	N.A.



3	Start of preliminary design (Praha Smíchov railway station)	09/11/2016	Minutes of the meeting with the contractor
4	Preliminary design for Praha Smíchov railway station submitted for negotiation	09/08/2017	Draft of Preliminary design
5	Preliminary design for section Praha hl. n. – Praha Vyšehrad submitted for negotiation	09/11/2017	Draft of Preliminary design
6	Preliminary design for section below Vyšehrad castle submitted for negotiation	31/03/2018	N.A.
7	EIA for Praha Smíchov railway station issued	04/04/2018	EIA decision
8	Preliminary design for Praha Smíchov railway station completed	29/11/2018	Handover protocol
9	EIA for section Praha hl. n. – Praha Vyšehrad issued	06/08/2018	EIA decision
10	Preliminary design for section Praha hl. n. – Praha Vyšehrad completed	29/11/2018	Handover protocol
11	Zoning decision for Praha Smíchov railway station issued	24/11/2018	Zoning decision
12	Zoning decision for section Praha hl. n. – Praha Vyšehrad issued	31/03/2021	Zoning decision
13	EIA for section below Vyšehrad castle issued	30/06/2019	N.A.
14	Preliminary design for section below Vyšehrad castle completed	31/07/2019	N.A.
15	Zoning decision for section below Vyšehrad castle issued	31/10/2019	N.A.
16	Detailed design for section Praha hl. n. – Praha Vyšehrad completed	31/12/2022	Handover protocol
17	Detailed design for section below Vyšehrad castle completed	31/08/2020	N.A.
18	Detailed design for Praha Smíchov railway station completed	15/12/2020	Handover protocol
19	Building permit for section Praha hl. n. – Praha Vyšehrad issued	31/05/2023	Building permit
20	Building permit for section below Vyšehrad castle issued	31/12/2020	N.A.
21	Building permit for Praha Smíchov railway station issued	15/06/2021	Building permit

"



(7) Annex III shall read as follows:

**"ANNEX III**

**ESTIMATED BUDGET OF THE ACTION**

**Table 1: Planned sources of financing of the eligible costs of the action**

Financing sources	Amount of financial contribution to the action eligible costs (EUR)
1. CEF-Transport financing	4,160,031
2. Beneficiary's own resources	0
of which:	
(a) EIB loan	0
3. State budget(s)	734,123
4. Regional/ local budget(s)	0
5. Income generated by the action	0
6. Other sources	0
<b>TOTAL</b>	<b>4,894,154</b>

**Table 2: Indicative breakdown per activity of estimated eligible costs of the action (EUR)**

Activities	2016	2017	2018	2019	2020	2021	2022	2023	Total
<b>ELIGIBLE DIRECT COSTS</b>									
Activity 1	0	151,787	60,086	0	77,920	725,724	359,069	20,000	1,394,586
Activity 2	0	0	0	0	0	0	0	0	0
Activity 3	0	290,746	161,132	188,631	1,168,800	1,690,259	0	0	3,499,568
<b>TOTAL ELIGIBLE DIRECT COSTS</b>	<b>0</b>	<b>442,533</b>	<b>221,218</b>	<b>188,631</b>	<b>1,246,720</b>	<b>2,415,983</b>	<b>359,069</b>	<b>20,000</b>	<b>4,894,154</b>
Annual instalments of maximum CEF contribution	564,188.35	0	0	160,336.35	1,059,712	2,053,585.55	305,208.65	17,000	4,160,030.9

**Table 3: Indicative breakdown per beneficiary of the maximum CEF contribution (EUR)**

Not applicable.  
"

## Article 2

All the other provisions of the grant agreement shall remain unchanged.

## Article 3

The present amendment shall form an integral part of the grant agreement and it shall enter into force on the date on which it is signed by the last party. It shall take effect on the date of its entry into force.

## SIGNATURES

For the beneficiary Správa železnic, státní  
organizace  
Mojmír Nejezchleb

For the Agency  
Andreas Boschen

Done at Praha 1, on

**20 -11- 2020**

Done at Brussels, on

**16 DEC. 2020**

In duplicate in English.

**Ověřovací doložka změny datového formátu dokumentu podle § 69a zákona č. 499/2004 Sb.**

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**Jméno a příjmení osoby, která změnu formátu dokumentu provedla:**

System ERMS (zpracovatel dokumentu Anna VRÁNA)

**Subjekt, který změnu formátu provedl:** Správa železnic, státní organizace

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