



Brussels, 12.5.2022
C(2022) 3204 final

COMMISSION DECISION

of 12.5.2022

on the signing of a High-Level Understanding between the European Union and Ukraine on indicative maps of the Trans-European transport network in Ukraine, being a high level agreement within the meaning of Article 49(6) of Regulation (EU) No 1315/2013 (TEN-T regulation)

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THE EUROPEAN COMMISSION,

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

Whereas:

- (1) Article 17(1) of the Treaty on European Union lists the powers of the Commission and provides in particular that the Commission is to ensure the Union's external representation, with the exception of the common foreign and security policy and other cases provided for in the Treaties.
- (2) Annex III to Regulation (EU) No 1315/2013 of the European Parliament and of the Council¹ (hereafter the TEN-T regulation) includes indicative maps of the trans-European transport network extended to specific neighbouring countries. Article 49(6) of Regulation (EU) No 1315/2013 empowers the Commission to adopt delegated acts concerning the adaptation of Annex III in order to include or adapt indicative maps of these neighbouring countries, based on high-level agreements on transport infrastructure networks between the Union and the neighbouring countries.
- (3) It is appropriate to adapt the indicative maps of Ukraine. Therefore, the Union and Ukraine should enter into a high-level agreement on transport infrastructure networks. In view of the wording, purpose and context of Article 49(6) of Regulation (EU) No 1315/2013, this high-level agreement should be considered as a non-binding instrument, setting out political commitments. As a result, on the international scene, it should be referred to as "understanding".
- (4) Discussions have taken place between representatives of the Commission and Ukraine with a view to drawing up a non-binding instrument setting out political commitments with regard to the adapted indicative maps. The High-Level Understanding between the European Union and Ukraine on indicative maps of the Trans-European transport network in Ukraine ("High-Level Understanding") is the result of those discussions.
- (5) The envisaged date for signing the High-Level Understanding on behalf of the Union is May 2022.
- (6) The Council has been kept informed of the discussions and the envisaged date for signature of the High-Level Understanding.
- (7) The High-Level Understanding does not, nor is it intended to, create any legal obligations on either side under domestic or international law.

¹ OJ L348, 20.12.2013, p.1

- (8) Given the interest of the Union in identifying the core and comprehensive networks and therefore adapting the indicative maps of the trans-European transport network of Ukraine, it is appropriate to sign the High-Level Understanding.
- (9) It is necessary to submit the High-Level Understanding to the Council for endorsement, prior to its signing by the Commission on behalf of the Union,

HAS DECIDED AS FOLLOWS:

Article 1

The High-Level Understanding between the European Union and Ukraine on indicative maps of the Trans-European transport network in Ukraine, as attached to this Decision, is approved.

The text of the High-Level Understanding on indicative maps of the Trans-European transport network in Ukraine is submitted to the Council for endorsement.

Article 2

The Member of the Commission responsible for transport, or the Member of the Commission responsible for European Neighbourhood policy, or the High Representative of the Union for Foreign Affairs and Security Policy/Vice-President of the Commission, in his capacity as Vice-President of the Commission, or the Director-General for Mobility and Transport, or the Director for Investment, Innovative & Sustainable Transport in the Directorate-General for Mobility and Transport are authorised to sign the High-Level Understanding on behalf of the Union, after its endorsement by the Council.

Done at Brussels, 12.5.2022

For the Commission
Adina-Ioana VĂLEAN
Member of the Commission



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ANNEX

ANNEX

to the

Commission Decision

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ANNEX

High-Level Understanding between

The European Union

And

Ukraine

on indicative maps of the Trans-European transport network in Ukraine

The European Union and Ukraine,

Reaffirming the high importance they attach to the extension of the trans-European transport network to Ukraine as part of the European Neighbourhood Policy (ENP),

Mindful of the future challenges to restore transport infrastructure in Ukraine following the Russia's unjustified and unprovoked invasion of Ukraine:

- aim to ensure the coherence between the EU's trans-European transport network and the transport network of Ukraine;
- aim to promote adequate planning and development of sustainable and resource-efficient transport connectivity between the EU and Ukraine;
- facilitate the identification of common infrastructure priorities between the EU and Ukraine;
- aim to facilitate the development of the existing transport network,

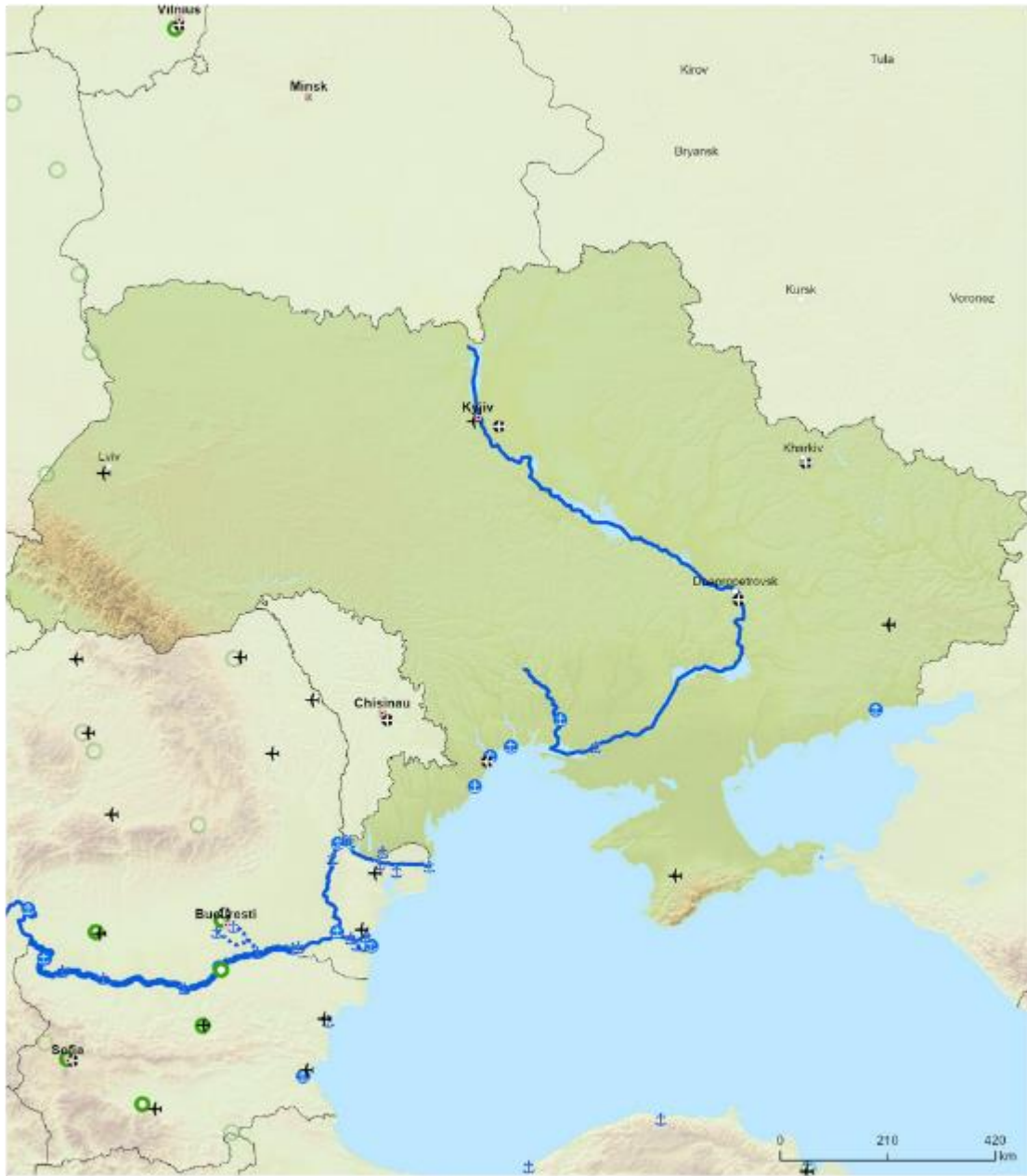
came to the understanding that the adapted indicative maps of the transport infrastructure network in Ukraine, annexed to the present high-level understanding, is acceptable to both sides.

This high-level understanding does not, nor is it intended to create rights or obligations under domestic or international law

Signed at, in two duplicates, on 2022.

For the European Union

For Ukraine

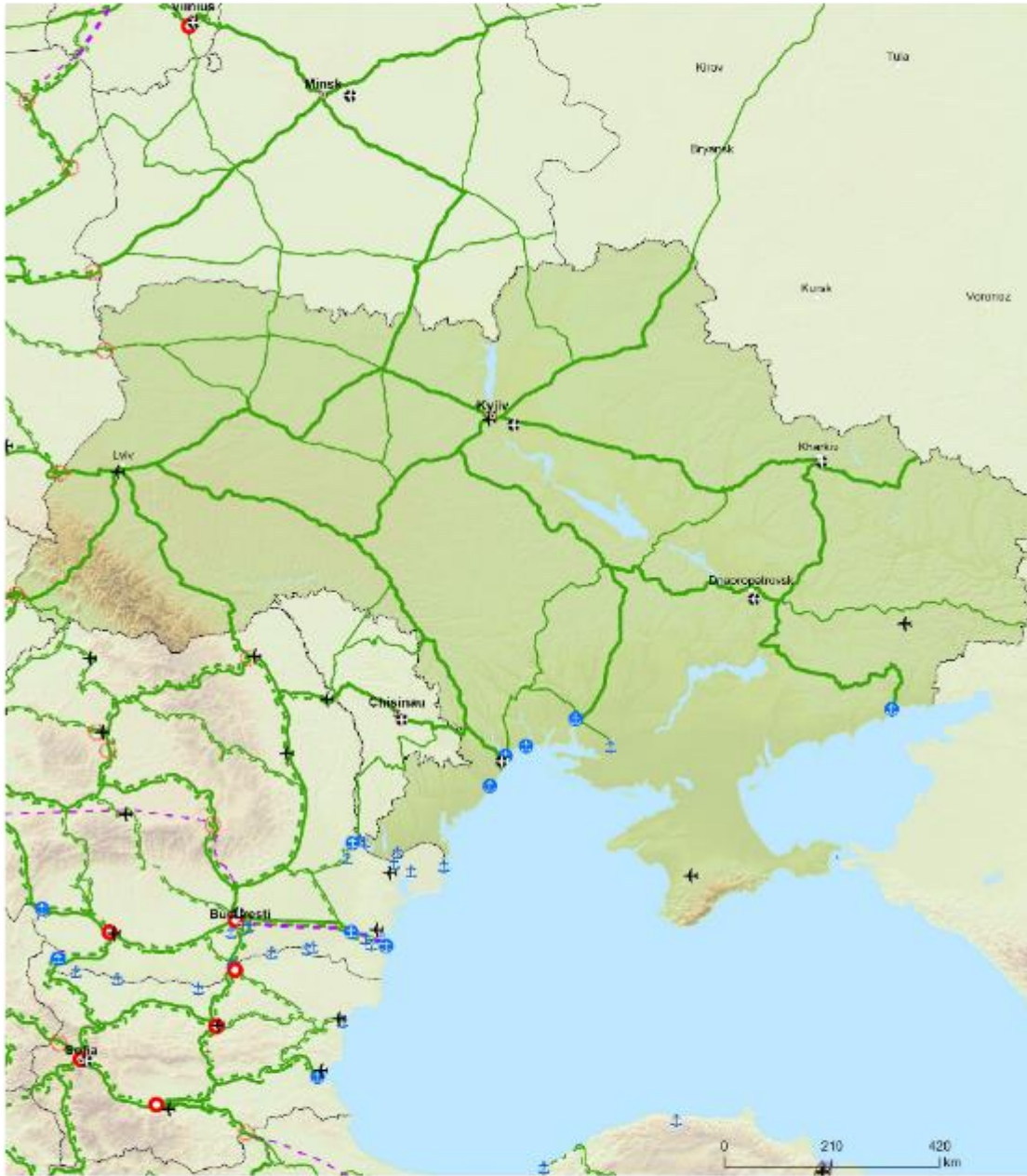


Core	Comprehensive	Core
Inland Waterways / Completed	Ports	Ports
Inland Waterways / To be upgraded		
Inland Waterways / Planned		

TENtec

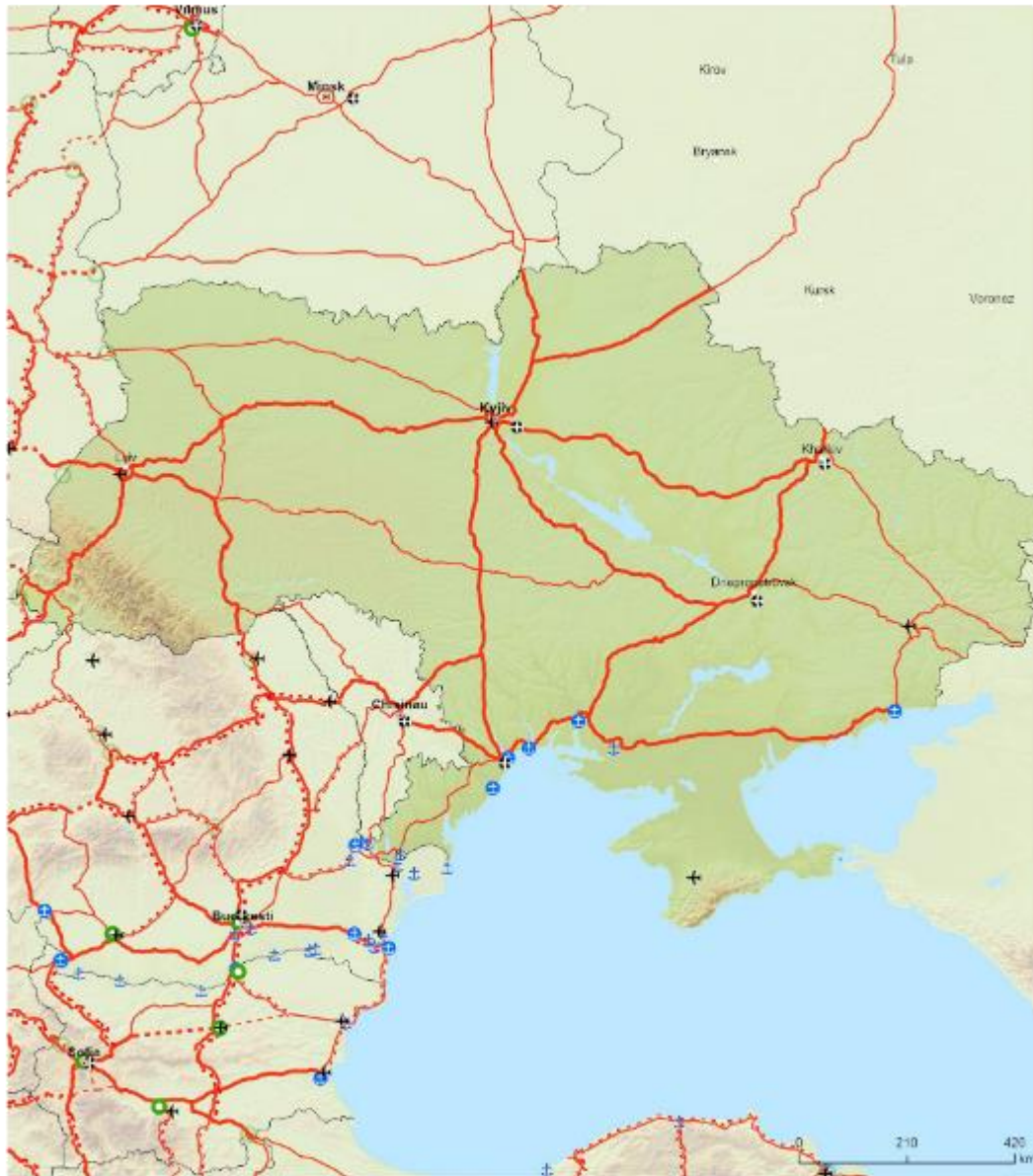


Indicative maps of the core network in Ukraine, railways
 Comprehensive Network: Railways, ports, rail-road-terminals and airports
 Core Network: Railways, ports, rail-road-terminals and airports
Eastern Partnership Transport Network: Ukraine



Comprehensive Core		Comprehensive Core		Comprehensive Core	
	Conventional rail / Completed		High speed rail / Completed		Airports
	Conventional rail / To be upgraded		To be upgraded to high speed rail		Ports
	Conventional rail / Planned		High speed rail / Planned		RRT

TEC



Comprehensive		Core		Comprehensive		Core	
	Road / Completed		Ports		Airports		RRT
	Road / To be upgraded		Ports		Airports		RRT
	Road / Planned		RRT				

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