

GLOSSARY OF TERMS

ANNEX NO. 14 OF THE EETS DOMAIN STATEMENT

ANNEX NO. 1 OF THE FUTURE CONTRACT FOR THE PROVISION OF THE EUROPEAN ELECTRONIC TOLL SERVICE

ANNEX NO. 6 OF THE CONTRACT FOR THE PROVISION OF THE EUROPEAN ELECTRONIC TOLL SERVICE

This document forms an Annex to the EETS Domain Statement.

Upon conclusion of the Future EETS Contract between the Toll Collection Administrator and the EETS Provider, it shall become an integral part of the Future EETS Contract as Annex 1 thereto.

Upon conclusion of the EETS Contract between the Toll Collection Administrator and the EETS Provider, it shall become an integral part of the EETS Contract as Annex 6 thereto.

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GLOSSARY OF TERMS

Unless the context of a particular provision of the EETS Domain Statement indicates otherwise, the following words, terms and expressions used in this EETS Domain Statement or its annexes shall have the meanings defined below and shall be used for the purposes of this EETS Domain Statement:

1. **Accreditation** means the process by which the Toll Collection Administrator or its delegated person can verify that the EETS Provider's Interoperability Constituents are suitable for use in an EETS Domain.
2. **Back-office** means all processes and activities that are hidden from the view of the EETS User as well as the supporting information system that performs the processes and activities in question.
3. **Toll Collection Administrator's bank** means the monetary institution which maintains a cash account for the Toll Collection Administrator for the payment of Toll and Aggregate Toll.
4. **Call-centre** means a set of technical, organisational and personnel meant to ensure the provision of information services to EETS Users through voice communication using the public telephone network.
5. **CET** stands for Central European Time.
6. **CISM** means the Certified Information Security Manager.
7. **CRS** means the Central Register of Contracts maintained by the Office of the Slovak Government pursuant to Article 47a par (1) of Act No. 40/1964 Coll., the Civil Code, as amended, following Section 5a par. 1 and 6 of Act No. 211/2000 Coll., the Act on Free Access to Information and on Amendments and Additions to Certain Acts (the Act on Freedom of Information), as amended.
8. **Toll Recalculation** means the recalculation of Toll Transactions by the Toll Collection Administrator in the event that the Toll Declarations submitted by the EETS Provider do not contain complete data on the movement of Toll Vehicles on Specified Road Sections, based on evidence of the movement of such vehicles on SRS held by the Toll Collection Administrator.
9. **E2E (End-to-End)** means a complete process that is performed by a system or service from start to finish and that provides a complete functional solution to an issue, usually without the need for third-party input.
10. **EETS** means the European Electronic Toll Service within the meaning of Article 13 and related provisions of the Act on Toll Collection.
11. **Electronic invoice** means a document in electronic form PDF/A, which is issued in accordance with the VAT Act or bearing an electronic signature based on a qualified certificate within the meaning of Act No. 272/2016 Coll. on trust services for electronic transactions in the internal market and on amendment and supplementation of certain acts (Act on trust services), as amended.
12. **Electronic Toll Collection System** (also as **ETC system**) means a complex set of systems and applications based on information and communication technologies operated by the Toll Collection Administrator or delegated person mainly providing for clear assessment and provision of data about used Specified Road Sections (Toll transactions). Pursuant to the Article 1 par. 2 of the Toll Collection Act, an ETC system is a Toll Collection System in which the obligation to pay the Toll is activated and linked exclusively to the automatic detection of the presence of the Toll Charged Vehicle on the Specified Road Section by means of remote communication with the OBE in the vehicle or by means of automatic recognition of the vehicle registration number. The ETC system enables the integration of EETS Providers and the operation of EETS.
13. **Electronic toll collection** means the payment of an electronically calculated amount according to the vehicle category, emission class of the vehicle and the number of axles used by the vehicle for the distance travelled on a Specified Road Section on the basis of electronically collected data.
14. **Enforcement or Control System** means a set of technical equipment and procedures for controlling compliance with the obligations of the Vehicle Operator and the driver of the Toll Charged Vehicle within the meaning of

Article 25 of the Toll Collection Act, serving the Toll Collection Administrator in particular to control the collection of Toll, the recovery of arrears of Toll and the provision of evidence for the resolution of offences by the police and administrative offences by the competent administrative authority.

15. **Front-office** means all activities and processes where there is direct contact with the EETS User.
16. **Principal Toll Service Provider** means the person entrusted with the operation of toll collection and other specific activities beyond EETS in accordance with the toll service contract concluded with the Toll Collection Administrator pursuant to Article 12 par. 2 of the Toll Collection Act.
17. **ICT** stands for information and communication technology.
18. **Individual testing** or **Individual Tests** means verifying the compliance of the OBE interface and the EETS Provider's Back-office interface with the applicable EETS Technical Specification according to this EETS Domain Statement and individually testing their compatibility by exchanging data with the Toll Collection Administrator's reference ETC system interface.
19. **Vehicle category** means the distinction of a vehicle for the purpose of collecting Tolls on the basis of the characteristics of the vehicle; Vehicle categories are determined by the Regulation.
20. **Key Performance Indicators (KPIs)** are binding performance indicators, a measure of the quality of provision of EETS by EETS Provider.
21. **Comprehensive Test** means a comprehensive test of the End-to-End business processes of an EETS to demonstrate that the OBE and services for EETS Users, including their interfaces to the Toll Collection Administrator's ETC system, are as a whole capable of ensuring the proper, fully functional, continuous and fault-free provision of EETS and that the EETS Provider is capable of complying with all the Quality Parameters for the provision of EETS and technical conditions as prescribed in this EETS Domain Statement, the EETS Contract and the Annexes thereto.
22. **Contextual Data** means the information specified by the Toll Collection Administrator which is necessary for the purposes of determining the Toll to be paid for the movement of a Toll Charged Vehicle in a particular Toll Area and for the purposes of processing a Toll Transaction, as further specified in the EETS Domain Statement.
23. **Control authority** means the persons authorised to control compliance with the obligations in the use of the Specified Road Sections in cooperation with the Police Force authorities in the scope of supervision over road traffic safety and flow in accordance with Article 25 of the Toll Collection Act.
24. **Critical Error** or **Critical Malfunction** means an EETS error or malfunction which blocks the full functionality of EETS and in which an alternative solution which could temporarily ensure the EETS provision cannot be used.
25. **Cyber Security Incident** means an event defined in Article 3 letter k) of the Cyber Security Act.
26. **The monthly KPI and SLA report** is a recapitulation and evaluation of EETS quality and performance indicators.
27. **Month** means calendar month.
28. **MEV** means a patrol vehicle equipped with technology to check compliance with the vehicle Operator's and the Toll Charged Vehicle driver's obligations (*Mobile Enforcement Vehicle*).
29. **Ministry** (or also MD SR) means the Ministry of Transport of the Slovak Republic.
30. **Toll Declaration** means a set of electronic data records describing Toll Events recorded by the EETS Provider's means, which the EETS Provider periodically submits to the Toll Collection Administrator for the purposes of Electronic Toll Collection. The content and syntax of the Toll Declaration is defined by the technical standard STN P CEN/TS 16986:2017.
31. **Toll Transaction** is an electronic data record created based on the evaluation and processing of a single Toll Event or a combination of multiple Toll Events. Toll Transaction contains the date and time of a Toll Event from which the Toll Transaction originated, the identification of the subsection of the Specified Road Section, the identification of the Toll Charged Vehicle, the identification of the EETS Provider, the amount of the Toll, Toll Discount, and other data.

32. **Toll Event** means an event that has occurred as a result of a Toll Charged Vehicle travelling on a Toll Section that has been recorded by electronic means. The image of a Toll Event is an electronic data record that contains data on the type of Toll Event, date and time, vehicle location data, vehicle identification and OBE.
33. **Toll Section** means an uninterrupted part of Specified Road Section defined by two points set out in the Decree on which the detection of Toll Events is carried out. Each Specified Road Section has two Toll Sections, one for the outbound direction and one for the return direction. A Toll Section is marked in the ETC system with a unique identifier and its characteristic is the Toll Section length. The Toll Section length is a numerical value in km set by the Decree.
34. **Toll** means an electronically calculated amount according to the vehicle category, vehicle emission class and number of axles of the vehicle for the distance travelled on the Specified Road Section on the basis of the data obtained from the Electronic Toll Collection System.
35. **Maximum technically permissible mass of the vehicle** or **Gross Vehicle Weight Rating** - means the maximum technically permissible mass of the motor vehicle in accordance with the relevant provisions of Regulation (EU) 2018/858 of the European Parliament and of the Council of 30 May 2018 on the approval and market surveillance of motor vehicles and their trailers, as well as of systems, components and separate technical units intended for such vehicles, amending Regulations (EC) No 715/2007 and (EC) No 595/2009 and repealing Directive 2007/46/EC (OJ L 151, 14.6.2018) and the provisions of Article 4 par. 1 of the Toll Collection Act and, in the case of a combination vehicle, the maximum technically permissible mass of the combination vehicle.
36. **The General Data Protection Regulation** (or **GDPR**) means Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), in conjunction with Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23. October 2018 on the protection of individuals with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC.
37. **Regulation** means the Slovak Government Regulation No.497/2013 Coll., which establishes the method of toll calculation, the amount of the toll rates and the system of discounts from toll rates for the use of specified sections of land roads, as amended, and any other regulation that will replace or supplement it in the future.
38. **NDS** means Národná diaľničná spoločnosť, a. s., with registered office at Dúbravská cesta 14, 841 04 Bratislava, Slovak Republic, Company ID (IČO): 35 919 001; the Company incorporated in the Business Register of the District Court of Bratislava I, Section: Sa, Insert No.: 3518/B. NDS acts in the capacity of Toll Collection Administrator pursuant to Article 12 of the Toll Collection Act.
39. **OBE (On Board Equipment)** means on-board equipment for EETS within the meaning of Article 11 in conjunction with Article 13a of the Toll Collection Act.
40. **EETS Domain** means an area subject to Tolls which falls within the scope of the Directive. The details of the EETS Domain on the territory of the Slovak Republic are regulated by the EETS Domain Statement.
41. **OBU (On Board Unit)** means on-board unit provided for the purposes of Electronic Toll Collection to the Vehicle operator by the Toll Collection Administrator or the Principal Toll Service Provider accordance with the toll service contract concluded with the Toll Collection Administrator pursuant to Article 12 par. 2 of the Toll Collection Act.
42. **Remuneration** means the remuneration which the Toll Collection Administrator is obliged to pay to the EETS Provider for the provision of EETS in accordance with Article 12 par. 12 of the Toll Collection Act.
43. **Other Error** or **Other Malfunction** means an EETS error or malfunction that does not result in a restriction of EETS in the territory of the Slovak Republic.

44. **Pilot operation** means the operation of EETS with simulated Toll Collection in order to verify the error-free functionality and operational stability of the EETS Provider's Interoperability Constituents in operational conditions similar to real EETS operation.
45. **Instruction for start of provision of EETS** means an instruction from the Toll Collection Administrator authorising the EETS Provider to start providing EETS in an EETS Domain on the date specified in the instruction.
46. **EETS Provider** means a person as defined in Art. 2 par. 2 of the Directive.
47. **Authorised Person** means a person employed by the Toll Collection Administrator or a person authorised by the Toll Collection Administrator who is responsible for the control of compliance with the obligations of the Vehicle Operator and the driver of the Toll Charged Vehicle under the Legislation.
48. **Legislation** means all relevant valid and effective generally binding legislation of the Slovak Republic and the European Union.
49. **EETS Domain Statement** means the document defining the general conditions for EETS Providers to access the EETS Domain in accordance with the details established by Commission Implementing Regulation (EU) No 2020/204 of 28 November 2019 on the detailed obligations of EETS Providers, the minimum content of the EETS Domain Statement, the electronic interfaces, the requirements for the Interoperability Constituents and repealing Decision 2009/750/EC.
50. **The Vehicle operator** is the person entered in the registration certificate Part I and Part II as the holder of the certificate or such person entered in a registration certificate issued in a foreign country, unless otherwise provided for in the Toll Collection Act.
51. **Vehicle registration** means the provision of an electronic record with the vehicle and Vehicle Operator and/or driver data necessary for the purposes of Electronic Toll Collection.
52. **Registered vehicle** means a Charged Vehicle that has been registered with ETC system.
53. **Year** means calendar year.
54. **Register of Public Sector Partners** (or also **RPSP**) means the Register of Public Sector Partners under the RPSP Act.
55. **Toll rate** means the Toll rate or Toll rates determined in accordance with the Regulation.
56. **Schedule of Charges** means the schedule setting out the amount of charges in connection with the EETS, which the Toll Collection Administrator is authorised to change unilaterally.
57. **Trial Operation** is an additional part of the EETS provision during the first three (3) Months of operation and its purpose is to test the functional characteristics, accuracy and reliability of EETS under real Electronic Toll Collection conditions.
58. **SLA (Service Level Agreement)** means an agreement on standards for the provision of EETS, which sets binding values for KPIs.
59. **Directive 1999/62/EC** means Directive of the European Parliament and of the Council of 1999/62 June 17 on the charging of heavy goods vehicles for the use of certain infrastructure.
60. **Directive** means Directive (EU) 2019/520 of the European Parliament and of the Council of 19 March 2019 on the interoperability of electronic road toll systems and facilitating the cross-border exchange of information on unpaid tolls within the Union.
61. **Toll Charged Vehicle** means a vehicle movement of which on Specified Road Sections is subject to the payment of Toll in accordance with the Toll Collection Act and its implementing regulations.
62. **Toll Collection Administrator or Toll Charger**(or also **TCA**) means the Toll Collection Administrator in the Slovak EETS Domain, which in accordance with Article 12 of the Toll Collection Act is NDS, which also performs the role of the Toll Charger and the main provider of toll services, which provides Electronic Toll Collection in the EETS Domain.
63. **Aggregate Toll** shall mean the Toll incurred by the use of Specified Road Sections by the Toll Charged Vehicles of all EETS Users on the records of the EETS Provider for the Billing Period under review.

64. **Technical and Operational Concept** (or **TOC**) means a set of documents which regulate in detail some of the conditions for the performance of the EETS Contract. The technical and operational concept shall include a set of documents such as a business plan, a risk management plan, a quality of service assurance plan and technical specifications to the extent set out in the EETS Domain Statement.
65. **EETS User** means a natural or legal person who is registered as an EETS User with the EETS Provider.
66. **Decree** means Decree of the Ministry of Transport and Construction of the Slovak Republic No. 228/2020 Coll., defining sections of motorways, class I roads and class II roads with toll collection, and any other regulation that will replace or supplement it in the future.
67. **Specified Road Sections** (or also **SRS**) means land roads in the territory of the Slovak Republic, the use of which is subject to the payment of Toll in accordance with the Toll Collection Act. The set of all Specified Road Sections in the territory of the Slovak Republic constitutes the EETS Domain subject to Toll Collection pursuant to Art. 2 par. 8 of the Directive. The list of Specified Road Sections is regulated in the implementing regulation pursuant to Article 35 par. 2(a) of the Toll Collection Act, which is the Decree.
68. **Force Majeure** means an exceptional event or circumstance that none of the Parties to the EETS Contract could have foreseen prior to the conclusion of the EETS Contract, which is beyond the control of any of the Parties to the EETS Contract and was not caused intentionally or negligently by the actions or omissions of any Party to the EETS Contract and which in a substantial way hinders or makes it impossible for any of the Parties to the EETS Contract to fulfill their obligations under the EETS Contract. Such events or circumstances include, but are not limited to, war, a terrorist attack, civil unrest, rebellion, a pandemic of a serious life-threatening infectious disease, the presence of ionizing or radioactive radiation, fire, explosion, flood, or other natural disasters or catastrophes. It is expressly stipulated that a strike by the EETS Provider's workers or the economic conditions of the Parties to the EETS Contract is not Force Majeure. It is expressly stated that measures taken by public authorities and the consequences of measures taken by public authorities in connection with the COVID-19 pandemic cannot be considered as Force Majeure events or circumstances in the state they were in at the time of the conclusion of the EETS Contract.
69. **Collateral** means financial security for the EETS Provider's performance of its obligations under the EETS Contract, in particular for the payment of the Aggregate Toll and related fees.
70. **The start of provision of EETS** shall mean the date specified in the Instruction for the start of the provision of EETS issued by the Toll Collection Administrator according to the EETS Domain Statement.
71. **Customer Service** means that part of the EETS provided by the EETS Provider to EETS Users, which allows in particular to obtain, return or exchange OBEs, to pay Toll, to make a claim, to lodge a complaint or to obtain information.
72. **Basic Service** means the service defined in Article 3 letter I) of the Cyber Security Act.
73. **VAT Act** means Act No. 222/2004 Coll. on Value Added Tax, as amended, and any law that may replace or supplement this Act in the future.
74. **Cyber Security Act** means Act 69/2018 Coll. on cyber security and on change and amendment to certain laws as amended and any law that may replace or supplement this Act in the future.
75. **Personal Data Protection Act** means Act No. 18/2018 Coll. on the Protection of Personal Data and on Amendments and Additions to Certain Acts, as amended, and any act that may replace or supplement this Act in the future.
76. **RPSP Act** means Act No. 315/2016 Coll. on the Register of Public Sector Partners and on Amendments and Supplements to Certain Acts, as amended, and any act that may replace or supplement this Act in the future.
77. **Public Procurement Act** means Act No. 343/2015 Coll. on Public Procurement and on Amendments and Supplements to Certain Acts, as amended, and any act that may replace or supplement this Act in the future.

78. **Toll Collection Act** means Act No. 474/2013 Coll. on toll collection for the use of specified sections of land roads and on amendment and supplementation of certain acts, as amended, and any act that may replace or supplement this Act in the future.
79. **Serious Error** or **Serious Malfunction** means an EETS error or malfunction which makes it possible to provide EETS to a limited extent using an alternative solution which could replace the non-functioning part of the EETS until it is repaired.
80. **Applicant** means a person who has applied to the Toll Collection Administrator for Accreditation in accordance with the EETS Domain Statement and has submitted to the Toll Collection Administrator a proposal for the conclusion of a Future EETS Contract. Upon conclusion of the future EETS Contract, the Applicant shall become an EETS Provider.
81. **Discount** means a discount on the current Toll Rate within the meaning of Article 4 par. 3 of the Toll Collection Act. The system of Discounts and the method of applying the discount shall be set out in the Regulation.
82. **Interoperability Constituents** mean any elementary component, group of components, subassembly or complete assembly of equipment incorporated or intended to be incorporated into EETS upon which the interoperability of the service depends directly or indirectly, including both tangible objects and intangible objects such as software.
83. **Conciliation Board** means a conciliation body for disputes relating to the negotiation of the conclusion of an EETS Contract or a proposal for the conclusion of an EETS Contract, or a dispute relating to contractual relations arising from an EETS Contract concluded within the meaning of Article 11 of the Directive and Articles 18 and 19 of the Toll Collection Act.
84. **Future EETS Contract** means the future contract for the provision of the European Electronic Toll Service concluded between the Toll Collection Administrator and the EETS Provider.
85. **EETS Contract** means the Contract for the provision of the European Electronic Toll Service concluded between the Toll Collection Administrator and the EETS Provider.
86. **List** means the list of value added tax payers with bank account numbers they use for business, published on the portal of the Financial Administration of the Slovak Republic.
87. **Billing Period** (or also **BP**) means the period for which the Aggregate Toll will be billed to the EETS Provider.

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