

## **Article 10 of Law no. 8378 of 22.7.1998**

### **Vehicles beyond the norms and the transport under abnormal conditions**

1. A vehicle that surpasses, for special functional reasons, the limits of gabarit (volume) proportions and loading limits determined in Articles 61 and 62 is considered to be beyond the norms.

2. A transport under abnormal conditions is considered:

a) The transport of one or more undivided commodities, that in respect to their proportions surpass the limits of gabarit (volume) proportions determined in Article 61, but which are always within the loading limits determined in Article 62. Together with unseparated commodities, other commodities within the limits of gabarit proportions as determined in Article 61 may also be transported but should not surpass loading limits provided for in Article 62.

b) The transport of blocks of natural stone or of unseparated industrial objects, carried out with vehicles beyond norms without surpassing the total loading limit as indicated in the traffic licences and for not more than three blocks or objects so that at least one loading might require the usage of vehicles out of norm and when the above mentioned total size is not more than 40 ton for single vehicles and 86 ton for vehicles with trailers or half-trailers. The above limits may be surpassed only in cases when one unseparated piece is transported.

3. An out of the norms transport is also considered the one carried out by the following vehicles:

a) unseparated loading of which comes out of the gabarits from the back side of the vehicle to more than 3/10 of its length;

b) despite having an unseparated loading coming out of the gabarits on the back to less than 3/10, do have a lengthy gabarit proportion, including also the loading, bigger than the lengthy gabarit limit of each category of vehicles:

c) unseparated loading of which comes out of the gabarit transversal proportions of the vehicles.

d) single ones or those forming a vehicle with a trailer, which have always special equipment presented at respective circulation licenses, destined only for transportation of vehicles surpassing the limits foreseen at Article 61;

e) by trailer of half trailers which are used only for the transport of containers which surpass the proportions defined in Article 61 or of the loads defined in Article 62;

f) transport - loading defined in Article 54 point 1, letter "n" when surpassing the weight limits defined in Article 62;

g) with coach work body changeable altitude which carry out live animals transporting;

4. Unseparated commodities, according to the norms of this Code, are considered those for which the lessening of the proportions or loading, within the limits of Article 61 and 62, may bring damages or harms their functioning or may violate transporting security.

5. Vehicles out the norms may be used only by enterprises or companies exercising, according to the law, a transporting activity out the norms. The registration of these vehicles may be done only on behalf of these enterprises or companies.

6. Transporting and vehicles out of the norms have a special traffic authorization, issued by the General Road Department for highways and state roads, by the command of military district for military roads and local authority for the remaining road network. The following vehicles do not need an authorization:

a) according to point 3, letter 'd' when for the loading effect do not surpass an altitude of 4.20 meters and do not surpass the length by over 12% with a maximal limit of 13.44m for single vehicles, 20.16m for vehicles with trailers and 17.36m for half trailers. This surpassing may be in the front and in the back, or only in the back for single vehicles or vehicles with trailers, and only on the back for half - trailers on condition that whichever ones carried out the process of transportation has to verify that in the itinerary are included only the roads or parts of the road which have the characteristic as shown in Article 165, point 4;

b) in line with point 3, letters "e" and "g" when do not surpass with a loading the altitude of 4.30m and other proportions defined in Article 61 or weights defined in Article 62, on condition that each one carrying out transportation has to verify that the itinerary includes only roads or parts of roads in line with Article 165 point 4.

7. Road vehicles classified as loading - transporting machineries in line with Article 54, point 1, letter "n" and that surpass the load limits fixed in Article 62, do not need a circulation authorization on condition that:

a) they do not surpass the load limits showed in point 8 and they do not surpass the gabarit proportions limits of Article 61;

b) they do move in roads or part of the roads which according to Article 221 in the archives figure out as passable for such vehicles as they are provided for in point 4 of Article 221;

c) the person carrying out the transportation has to verify that during the itinerary there are no limitations on the general loading or for an axis, signalled by respective time tables;

d) the tax of compensation for the consequences of usage in line with article 34 is paid;

When the conditions of "a", "b" and "c" points are not fulfilled, the above mentioned vehicles have to ask for the authorization foreseen for all the other transports out of the norms.

8. The maximal weight for a full load of loading - transporting machines, provided that the most loaded axis does not surpass a loading of 13 ton, must not be bigger than:

a) single vehicles with motor:

- with two axis: 20 ton
- with three axis: 33 ton

- with four or more axis, with two fronting direction axes: 40 ton

b) complex of vehicles:

- with four axis: 44 ton
- with five or more axis: 56 ton
- with five or more axis for the transportation concrete with concrete mixer: 54 ton.

9. The authorization is issued for one or more transportations, or for certain periods of time within the limits of maximal loading technically acceptable. The itinerary and the escort by road police may be defined in the authorization. Whenever the traffic conditions are appropriate, the road police may authorize the enterprise or the transporting company to use its means for the escort of the loading in line with the ways fixed in the applying acts.

10. Authorization may be given only when it is in line with the preservation of over layers, with the resistance of art workings and the traffic security. Necessary conditions and measures in relation to road security are also foreseen in that. If during transportation under abnormal conditions, the type of the vehicle, loading in axis the time period of transporting or the number of transports bring about consequences in the road greater than those foreseen in the compensation tax or the usage consequences the scale of the compensation paid to the institution owner of the road will have to be increased. The way of the identification is defined in point 16. The issuing of an authorization is conditioned upon the payment of possible expenses for preliminary technical verification, traffic organization when it is needed for carrying out the transport as well for reinforcing works as far art works is concerned.

11. Authorization is not foreseen for the vehicles out of the norm mentioned in point 1, when they move without surpassing the limits determined in articles 61 and 62.

12. It does not represent a transport under abnormal conditions the transport with half - trailer, which is equipped with an authorized refrigerator provided that the complex does not surpass the limits of gabarit proportions determined at Article 61.

13. The vehicles of passenger's transportation, that for special and justified functional needs, surpass the proportions or weights determined in Articles 61 and 62, are included in the group mentioned in point 1. When such vehicles use moving systems with power feeding despite surpassing the lengthy limitation because of the wing of electric energy supply, they are not provided with an authorization. Registration and authorization are done on behalf of the enterprise authorized for carrying out the passenger's transportation.

14. The issue of an authorization is conditioned upon the fulfilment of conditions presented at Article 93.

15. In the acts under application, constructive and functional characteristics of the vehicles out of the norms, are foreseen. Are foreseen as well characteristics which are appropriate for transporting under abnormal conditions, as well as for loading - transporting cars.

16. In the acts under application are foreseen formalities for issuing of an authorization for carrying out the transportation under abnormal conditions, possible tolerances, additional sum of compensation for the consequences of the usage in case of abnormal transportation when the permitted loading as well as the criterion of the position of technical escort group of road police are surpassed.

17. Whoever carries out any of the transportations under abnormal conditions foreseen in points 2, 3 and 7 and moves with one of the vehicles out of the norms foreseen in point 1, without receiving the respective authorization, is subject to the administrative measure with a fine from fifty thousand lek up to two hundred thousand ALL.

18. Anyone carrying out transportation under abnormal conditions or moves with a vehicle out of the norm, without implementing the conditions defined in the authorization, is subject to the administrative measure with a fine from ten thousand lek, up to forty thousand ALL.

19. Whoever moves without having an authorization, despite possessing it, is subject to the administrative measure with fines from two thousand five hundred lek up to ten thousand ALL. The trip can continue only after presenting the authorization. This does not exclude the obligation of paying the above sum.

20. Whoever uses loading-transporting machineries for the transportation of different commodities, foreseen in Article 54, point 1, letter "n" is subject to the administrative measure with fines from twenty five thousand ALL up to one hundred thousand ALL, as well as to the suspension of the traffic licence from 1 to 6 months. Traffic licence is withdrawn at once by the person observing the encroachment and is delivered immediately to the office of registration of traffic licence, which takes the decision for suspension. If a person violates the rules for the third time within a five year period, the administrative measure of withdrawing the traffic licence as for a loading-transporting vehicle is taken.

21. Whoever uses a vehicle that surpasses the limit of the permitted load, defined in Article 62, in roads and highways considered as impassable in line with the requirements of this Article, is subject to the administrative measure with fines from twenty five thousand lek up to one hundred thousand ALL.