



**INTERNATIONAL TRANSPORT FORUM
TRANSPORT MANAGEMENT BOARD**

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Group on Road Transport

Report by LITHUANIA on Implementation of QUALITY CHARTER

The application of Lithuania was approved by the Group on Road Transport under Agenda Item 4 of the meeting held on 4 - 5 October 2016 in Kiev (Ukraine).

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English - Or. English



LIETUVOS RESPUBLIKOS SUSISIEKIMO MINISTERIJA
MINISTRY OF TRANSPORT AND COMMUNICATIONS
OF THE REPUBLIC OF LITHUANIA

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Mr José Viegas
Secretary General
International Transport Forum

18 August 2016
Nr. 2-2916

Dear Secretary General,

We declare herewith that the Republic of the Lithuania is compliant with the requirements of the Quality Charter for international road haulage operations undertaken under the ECMT Multilateral Quota.

Compliance with the Quality Charter is usually achieved through the European Union Regulations and implementation of appropriate European Union Directives. The key international legal instruments are Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC, Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market, Regulation (EC) No 561/2006 of the European Parliament and of the Council of 15 March 2006 on the harmonisation of certain social legislation relating to road transport and amending Council Regulations (EEC) No 3821/85 and (EC) No 2135/98 and repealing Council Regulation (EEC) No 3820/85, Council Regulation (EEC) No 3821/85 of 20 December 1985 on recording equipment in road transport, Directive 2002/15/EC of the European Parliament and of the Council of 11 March 2002 on the organisation of the working time of persons performing mobile road transport activities and Directive 2006/22/EC of the European Parliament and of the Council of 15 March 2006 on minimum conditions for the implementation of Council Regulations (EEC) No 3820/85 and (EEC) No 3821/85 concerning social legislation relating to road transport activities and repealing Council Directive 88/599/EEC.

In support of these laws, the Ministry of Transport and Communications of the Republic of the Lithuania manages the ECMT permit allocations. The State Road Transport Inspectorate under the

Ministry of Transport and Communications ensures that undertakings seeking permits meet all the requirements of the Quality Charter prior to the issue of permits.

The check list submitted with this statement of compliance details the laws and/or administrative processes adhered to ensure that the provisions of the Charter in the Country are met by Lithuanian holders of the ECMT licences. The ECMT permits are only issued to an operator with a standard international operator's licence.

Yours sincerely,

Algis Žvaliauskas

Vice-Minister

Enclosure: Country Report.

A handwritten signature in blue ink, appearing to be 'Algis Žvaliauskas', is written over the typed name and title.

**REPORT ON IMPLEMENTATION OF QUALITY CHARTER
FOR INTERNATIONAL ROAD HAULAGE OPERATIONS UNDER THE
ECMT MULTILATERAL QUOTA**

COUNTRY: REPUBLIC OF LITHUANIA

NATIONAL AUTHORITY: MINISTRY OF TRANSPORT AND COMMUNICATIONS
ROAD TRANSPORT AND CIVIL AVIATION DEPARTMENT

DATE OF SUBMISSION: 18 AUGUST 2106

**SECTION 1. PROVISIONS REGARDING TRANSPORT UNDERTAKINGS
(Chapter II of the Charter)**

A) Conditions of establishment (Chapter II, 2)

Implemented

Article 2.2.a)	<p><input type="checkbox"/> Fully</p> <p style="padding-left: 40px;">I. National Acts</p> <p><i>Clause 3 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i></p> <p>‘The carrier’s management centre is the centre from which transport operations of an undertaking are managed and where documents related to the carriage of passengers and/or goods are kept, i. e. accounting documents, personnel documents, records of driving and rest times, and other documents enabling to determine whether provisions of the Rules and Regulation (EC) No 1071/2009 are complied with’.</p> <p style="padding-left: 40px;">II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) a), Article 5 a).</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej (Register of Legal Acts of the Republic of Lithuania)</p>
Article 2.2.b)	<p><input type="checkbox"/> Fully</p> <p style="padding-left: 40px;">I. National Acts</p> <p><i>Article 8(4) of the Road Transport Code of the Republic of Lithuania No I-1628:</i></p> <p>‘Where a carrier holds a licence referred to in paragraph 2 of this Article, a relevant copy of the licence shall be issued for the vehicle used by the carrier for the transportation of passengers or goods. The vehicle shall be controlled, or used by ownership or trusteeship right, or leased without the right to provide driving or maintenance services, and shall be registered in the Republic of Lithuania either for an indefinite period or, where the document evidencing possession of the vehicle states a fixed term, temporarily, and shall be equipped with the relevant state registration number plate’.</p> <p style="padding-left: 40px;">II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and</p>

	<p>repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) a), Article 5 b).</p> <p><input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/lt/legalAct/TAR.65AD818F5F9C/dezbrcrMbm (Register of Legal Acts of the Republic of Lithuania).</p>
Article 2.2.c)	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 29 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i></p> <p>'Having regard to Article 5 of Regulation (EC) No 1071/2009, a carrier shall have its office owned by ownership right or held on other lawful basis including the carrier's management centre, or an office and a carrier's management centre'.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) a), Article 5 c).</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej (Register of Legal Acts of the Republic of Lithuania).</p>

Request for recognition of equivalence: *Not applicable*

B) Good Repute (Chapter II, 3)**Implemented**

<p>Article 3.1.</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Article 8(11) of the Road Transport Code of the Republic of Lithuania No I-1628:</i></p> <p>‘A carrier and the Chief Executive Officer and the Transport Manager of the carrier shall meet the requirement of good repute set in Article 3(1)(b) of Regulation (EC) No 1071/2009. A carrier and the Chief Executive Officer and the Transport Manager of the carrier shall be deemed to be of a good repute if no administrative penalty has been imposed on them and they have no record of conviction as stated in Article 6(1) of Regulation (EC) No 1071/2009.’</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) b), Article (4), Article 6 (1).</p> <p><input type="checkbox"/> Useful Links: http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=494132 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 3.2., incl: - points a) to e);</p> <p>- list of most serious infringements: point d), items i - vii;</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p>1. <i>Clause 33 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i></p> <p>‘A carrier and the Chief Executive Officer and the Transport Manager of the carrier shall not be deemed to be of good repute if an administrative penalty has been imposed on them and they have been convicted for administrative offences, crimes or criminal offences corresponding to the convictions referred to in Clause 6(1) of and Annex IV to Regulation (EC) No 1071/2009, the list of which shall be approved by the State Road Transport Inspectorate. Those convicted for analogous acts under the legislation of a foreign state shall also be deemed to have lost a good repute’.</p> <p>2. <i>Clause 1 of Order of the Head of the State Road Transport Inspectorate under the Ministry of Transport and Communications No 2B-154 of 26 April 2012 'On the approval of the List of Violations upon Commission of Which a Carrier and the Chief Executive Officer and the Transport Manager of the Carrier Are Deemed to Have Lost Good Repute':</i></p> <p>‘I hereby approve the ‘List of Violations upon Commission of Which a Carrier and the Chief Executive Officer and the Transport Manager of the Carrier Are Deemed to Have Lost Good Repute’.</p>

	<p style="text-align: center;">II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article (4), Article 6 (1) a), b).</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_1?p_id=423631&p_tr2=2 (Register of Legal Acts of the Republic of Lithuania).</p>
Article 3.3.	<p><input type="checkbox"/> Fully</p> <p style="text-align: center;">I. National Acts</p> <p>1. <i>Article 36 of the Administrative Code of the Republic of Lithuania:</i> ‘In case if the person upon whom an administrative penalty was imposed has not committed a new administrative offence during one year from the date on which the term of the penalty expires, it shall be deemed that no administrative penalty was imposed on that person’.</p> <p>2. <i>Article 97(1) of the Code of Criminal Procedure of the Republic of Lithuania:</i> ‘A person who had committed a crime and with respect to whom a conviction handed down by a court of the Republic of Lithuania or another European Union Member State has taken effect shall be deemed to have a record of conviction. A person having committed a crime in a country other than the European Union Member State shall also be deemed to have a record of conviction if information has been received, under international treaties concluded by the Republic of Lithuania, that a conviction handed down by a court of that state with respect to the person had taken effect. The court shall take the record of conviction into consideration while administering punishment for a new criminal act, deciding on the exemption of the guilty person from punishment or criminal responsibility, or recognising an individual as a dangerous recidivist’.</p> <p>3. <i>Article 8(12) of the Road Transport Code of the Republic of Lithuania No I-1628:</i> ‘The transport manager shall meet the professional competence requirement laid down in Article 3(1) (d) of Regulation (EC) No 1071/2009. Professional competences shall be determined upon passing a professional competence examination according to a procedure established by the Ministry of Transport and Communications’.</p> <p style="text-align: center;">II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article (4), Article 6 (2), (3).</p> <p><input type="checkbox"/> Useful Links: http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_1?p_id=494783</p>

	https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.111555/SmbDsGtGtm http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_1?p_id=494132 (Register of Legal Acts of the Republic of Lithuania).
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Request for recognition of equivalence: *Not applicable*

C) Professional competence (Chapter II, 4)

Implemented

<p>Article 4.2, incl.:</p> <p>- List of knowledge (4.2.a); b); cf.annex1)</p> <p>- Examination required: oral; written; exempted (cf. 4.2.c))</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p>1. <i>Clause 36 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i> 'The professional competence requirement laid down in Article 3(1)(d) of Regulation (EC) No 1071/2009 shall be met by the transport manager. Professional competences shall be determined according to Article 21 of Regulation (EC) No 1071/2009. The procedure for the taking of the examination referred to in Article 8(1) of Regulation (EC) No 1071/2009 shall be set by the Ministry of Transport and Communications'.</p> <p>2. <i>Clauses 13 and 14 of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-124 of 13 February 2012 'On the approval of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations':</i> 'The examination shall consist of two parts: the main part and the additional part.' 'The main part of the examination shall involve a check of practical skills by resolving a task and of knowledge of the general subjects listed in Annex I to Regulation (EC) No 1071/2009'.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 d), Article 4, Article 8, Article 9; ANNEX I.</p> <p><input type="checkbox"/> Useful Links:</p> <p>https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.418599?positionInSearchResults=7&searchModelUUID=d9106d72-d0ba-4935-88c3-df550d06ce96 (Register of Legal Acts of the Republic of Lithuania).</p>
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<p>Article 4.3., incl.:</p> <p>- Examinations procedure (4.3.a); cf. annex 2)</p> <p>- approval of examination bodies (4.3.b))</p> <p>- pre-training (4.3.c))</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 2, 4 and 8 of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-124 of 13 February 2012 ‘On the approval of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations’:</i></p> <p>’The examinations shall be held in accordance with the provisions of Regulation of the European Parliament and of the Council (EC) No 1071/2009 of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ 2009 L 300, p. 51)’. ‘Examinations of transport managers shall be organised and held by the State Road Transport Inspectorate under the Ministry of Transport and Communications’.</p> <p>‘Applications and documents shall be submitted to the Inspectorate no later than one day prior to the examination according to the procedure prescribed by the Inspectorate. Where the application is submitted electronically (an application signed with a legally valid secure electronic signature shall be sent via electronic mail), a copy of a personal identification document in a digital format is not required if details of the document have been specified in the application for the examination’.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 d), Article 4, Article 8, Article 9; ANNEX I.</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.418599?positionInSearchResults=7&searchModelUUID=d9106d72-d0ba-4935-88c3-df550d06ce96 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 4.4. CPC, incl.:</p> <p>- National certificate (4.4.a); cf. Annex 3)</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 47 of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-124 of 13 February 2012 ‘On the approval of the Procedure for the Professional Competence Examination of Persons Managing Licensed Road Transport Operations’:</i></p> <p>‘A person having passed the examination shall be issued, within 3 working days, a professional competence certificate in the form approved by Order of the Head of the Inspectorate’.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council</p>

Article 5.3 & 5.4	<input type="checkbox"/> Fully <p>I. National Acts</p> <p><i>Clause 16.4 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i></p> <p>A carrier wishing to obtain or renew a licence shall submit to the licencing authority documents evidencing appropriate financial standing of the carrier'.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) c), Article 7.</p> <input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej (Register of Legal Acts of the Republic of Lithuania).
Article 5.5.	<input type="checkbox"/> Fully <p>I. National Acts</p> <p><i>Clause 16.4 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 'On the approval of the Rules for the Licencing of Road Transport Operations':</i></p> <p>A carrier wishing to obtain or renew a licence shall submit to the licencing authority documents evidencing appropriate financial standing of the carrier'.</p> <p>II. European Union Acts</p> <p>Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC (OJ EU L 300, 14. 11. 2009), Article 3 (1) c), Article 7.</p> <input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej (Register of Legal Acts of the Republic of Lithuania).

Request for recognition of equivalence: *Not applicable*

SECTION 2. PROVISIONS REGARDING THE DRIVERS
(Chapter III of the Charter)

A) Driving times and rest periods(Chapter III, 1):

All 43 Member Countries participating in the ECMT Multilateral Quota are parties to the European Agreement concerning the Work of Crews of Vehicles Engaged in International Road Transport (AETR) dated 1 July 1970. In the course of any international road haulage operation carried out under an ECMT licence, the undertaking and members of the crew must comply with the provisions laid down by the AETR with regard to the duration of driving and rest times and crew composition [*It is understood that compliance with these provisions are monitored through National procedures, established for the purpose of implementing the AETR or equivalent regulations*].

Any Comments: -

B) Driver training (Chapter III, 2)

Implemented

Article 2.1:	<input type="checkbox"/> Fully I. National Acts <i>Article 22(6) of the Republic of Lithuania Law on Road Traffic Safety No VIII-2043 (12 October 2000):</i> ‘Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE shall complete, according to a prescribed procedure, training for professional qualifications and periodic professional training’. II. European Union Acts Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 on the initial qualification and periodic training of drivers of certain road vehicles for the carriage of goods or passengers, amending Council Regulation (EEC) No 3820/85 and Council Directive 91/439/EEC and repealing Council Directive 76/914/EEC (OJ L 226, 10.9.2003) as amended. <input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/en/legalAct/TAR.5DC1759E42CB (Register of Legal Acts of the Republic of Lithuania).
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<p>Article 2.2.a) - Initial qualification, incl:</p> <p>- List of knowledge (cf. annex4)</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 6 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 ‘On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers’:</i></p> <p>‘Drivers can obtain qualifications certificates evidencing initial professional qualifications for the carriage of goods and/or passengers at training establishments on completion of a theory training course of at least 280 hours and an individual practical training course on the driving of a motor vehicle of the relevant category of at least 20 hours including an individual practical driving training course on a special ground or using a special simulator, and on passing an initial professional qualifications examination’.</p> <p><i>Clauses 19 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 ‘On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers’:</i></p> <p>‘The training content for drivers seeking to obtain a qualifications certificate evidencing initial professional qualifications for the carriage of goods and/or passengers shall consist of the following general subjects:</p> <ul style="list-style-type: none"> - Rational driving including safety requirements; - Characteristics of kinematic circuits of a vehicle (torque, engine power, optimal rotations, transmission numbers); - Control systems, their characteristics and operations, vehicle control (pneumatic and hydraulic brake systems, additional braking systems, combined use of the brake operating system and an auxiliary braking system, better use of the gears and the vehicle inertia, slowing down and stopping the vehicle while driving down the slope, action to be taken in case of a vehicle breakdown); - Ecological (economical) driving (factors reducing environmental pollution and fuel consumption; economical driving methods); - Requirements set out in and application of social legislation related to road transport (Council Regulation (EEC) No 3821/85 of 20 December 1985 on the harmonisation of certain social legislation relating to road transport (Council Regulation (EEC) No 3821/85 of 20 December 1985 on recording equipment in road transport. (OJ 2004 Special Edition, Chapter 7, Volume 1, p. 227) and Regulation of the European Parliament and of the Council (EC) No 561/2006 of 15 March 2006 on the harmonisation of certain social legislation relating to road transport and amending Council Regulations (EEC) No 3821/85 and (EC) No 2135/98 and repealing Council Regulation (EEC) No 3820/85 (OJ 2006 L 102, p.1), fines for not using recording equipment or forging its readings, the driver’s rights and obligations, requirements for the driver’s initial qualifications and skills improvement;
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<p>- Course + test, or, a test only</p>	<ul style="list-style-type: none"> - Health and safety, road traffic safety, environmental protection, provision of services and logistics; - Hazards posed by road traffic, causes of road accidents, accidents that can occur in the road transport sector and material and financial consequences thereof; - Prevention of potential crimes and smuggling of migrants and contraband goods; potential consequences for the driver and the carrier; legal acts governing the driver's and the carrier's liability; - Risks related to the driver's working conditions, wrong movements and posture while sitting; loading and unloading of vehicles; - Importance of physical and mental capabilities, healthy and balanced eating, impact of alcohol, drugs or other psychotropic substances, indications of tiredness and stress, importance of the work and rest cycle; - Assessment of and behaviour in case of an emergency (calling for help, providing first aid to the victim, action in case of fire, evacuation, response to violence), preparing reports on emergencies; - Driver's behaviour requirements and importance for the carrier's reputation; importance of the driver's services for the carrier, communication with members of the public, vehicle maintenance, organisation of work, commercial and financial consequences of improper behaviour'. <p><i>Clauses 6 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'Drivers can obtain qualifications certificates evidencing initial professional qualifications for the carriage of goods and/or passengers at training establishments on completion of a theory training course of at least 280 hours and an individual practical training course on the driving of a motor vehicle of the relevant category of at least 20 hours including an individual practical driving training course on a special ground or using a special simulator, and on passing an initial professional qualifications examination'.</p>
<p>- exemptions</p>	<p><i>Clauses 4 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'The description of the procedure shall not apply to the drivers of:</p> <ol style="list-style-type: none"> a) vehicles with a maximum authorised speed not exceeding 45 km/h; b) vehicles used by, or under the control of, the armed forces, civil defence, the fire service and forces responsible for maintaining public order; c) vehicles undergoing road tests for technical development, repair or maintenance purposes, or of new or rebuilt vehicles which have not yet been put into service;

	<p>d) vehicles used in states of emergency or assigned to rescue missions;</p> <p>e) vehicles used in the course of driving lessons for any person wishing to obtain a driving licence or a CPC;</p> <p>f) vehicles used for non-commercial carriage of passengers or goods, for personal use;</p> <p>g) vehicles carrying material or equipment to be used by the driver in the course of his or her work, provided that driving the vehicle is not the driver's principal activity.</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.392291?positionInSearchResults=1&searchModelUUID=d9106d72-d0ba-4935-88c3-df550d06ce96 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 2.2.b) - Periodic training, incl:</p> <p>- List of knowledge (cf. annex 4)</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 13 and 14 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'Drivers shall complete, every five years except for cases provided in Clause 30 of this Procedure, periodic professional training courses for drivers of motor vehicles of categories C1, C1E, C, CE, D1, D1E, D and DE at training establishments of the countries in which they permanently reside or work'.</p> <p>'A periodic professional training course shall be at least 35 hours long. The training course can be divided into parts. The length of each part shall be 7 hours. A special simulator may be used for part of the periodic training course depending on the training programme.'</p> <p><i>Clauses 22 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'The training content for drivers seeking to obtain a qualifications certificate evidencing the periodic development of professional qualifications for the carriage of goods and/or passengers shall consist of the following general subjects:</p> <ul style="list-style-type: none"> - Ecological (economical) driving (factors reducing environmental pollution and fuel consumption; economical driving methods); - Vehicle control systems, their impact on braking and increasing/reducing speed; vehicle control and braking under various weather and road surface conditions; action to be taken in case of a vehicle breakdown in various situations;

<p>-Number of hours (35)</p> <p>- Periodicity (every 5 years)</p> <p>- first periodic training to be completed by</p>	<ul style="list-style-type: none"> - Hazards posed by road traffic, causes of road accidents, accidents that can occur in the road transport sector and material and financial consequences thereof; - Prevention of potential crimes and smuggling of migrants and contraband goods; potential consequences for the driver and the carrier; legal acts governing the driver's and the carrier's liability; - Risks related to the driver's working conditions, wrong movements and posture while sitting; loading and unloading of vehicles, boarding and alighting; - Importance of physical and mental capabilities, healthy and balanced eating, impact of alcohol, drugs or other psychotropic substances, indications of tiredness and stress, importance of the work and rest cycle; - Assessment of and behaviour in case of an emergency (calling for help, providing first aid to the victim, action in case of fire, evacuation, response to violence), preparing reports on emergencies; - Drivers' behaviour requirements and importance for the carrier's reputation; importance of the driver's services for the carrier, communication with members of the public, vehicle maintenance, organisation of work, commercial and financial consequences of improper behaviour'. <p><i>Clauses 14 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'A periodic professional training course shall be at least 35 hours long. The training course can be divided into parts. The length of each part shall be 7 hours. A special simulator may be used for part of the periodic training course depending on the training programme.'</p> <p><i>Clauses 13 and 14 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 'On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodical Professional Training of Drivers':</i></p> <p>'Drivers shall complete, every five years except for cases provided in Clause 30 of this Procedure, periodic professional training courses for drivers of motor vehicles of categories C1, C1E, C, CE, D1, D1E, D and DE at training establishments of the countries in which they permanently reside or work'.</p> <p>- 10 September 2013</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.392291?positionInSearchResults=1&searchModelUUID=d9106d72-d0ba-4935-88c3-df550d06ce96 (Register of Legal Acts of the Republic of Lithuania).</p>
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<p>Articles 2.3; 2.4 - approval of training centres</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 1 of the Procedure for the Provision of Initial Qualifications for the Carriage of Goods and Passengers by Road Transport to Drivers and the Periodic Training of Such Drivers approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No A1-112 of 19 April 2007 ‘On the approval of the Procedure for the Provision of Initial Qualifications for the Carriage of Goods and Passengers by Road Transport to Drivers and the Periodic Training of Such Drivers’:</i></p> <p>‘The Procedure for the Provision of Initial Qualifications for the Carriage of Goods and Passengers by Road Transport to Drivers (the ‘Drivers’) and the Periodic Training of Such Drivers (the ‘Procedure’) shall set requirements for training establishments, organisation of initial and periodic training of drivers, drivers’ examination, and issuance of certificates of initial professional qualifications and certificates of periodic development of professional qualifications’.</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.296635?jfwid=-pw6827t3v (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 2.6 - CPC proof, incl.:</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 9.5.1 and 9.5.2 of the Rules for the Issuance of Motor Vehicle Driving Licences approved by Order of the Minister of the Interior of the Republic of Lithuania No IV-328 of 10 September 2008 ‘On the approval of the Rules for the Issuance of Motor Vehicle Driving Licences’:</i></p> <p>‘a qualifications certificate – if, in cases referred to in Clause 7.6 of the Rules, the applicant has reached the age set in Article 23 of the Republic of Lithuania Law on Road Traffic Safety, when initial professional qualifications must be acquired, and if, in the case referred to in Clause 13.6 of the Rules, it is established that the Drivers Examination Information System managed by VĮ Regitra does not contain data on such qualifications certificate’;</p> <p>‘a qualifications certificate or a certificate of periodic development of professional qualifications – if the applicant wishes to obtain a driving licence with the European Union code (95) and the expiry date of the term of validity of qualifications for the carriage of passengers or goods, and if, in the case referred to in Clause 13.6 of the Rules, it is established that the Drivers Examination Information System managed by VĮ Regitra does not contain data on such qualifications certificates’.</p> <p><i>Clause 17 of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodic Professional Training of Drivers approved by Order of the Minister of Transport and Communications of the Republic of Lithuania No 3-79 of 3 February 2011 ‘On the approval of the Procedure for the Training of Drivers of Motor Vehicles of Categories C1, C1E, C, CE, D1, D1E, D and DE for the Attainment of Initial Professional Qualifications and for the Periodic Professional Training of Drivers’:</i></p> <p>‘Drivers shall submit their certificates of initial professional qualifications or certificates of periodic professional training to VĮ Regitra. VĮ Regitra shall, acting in accordance with the Rules for the Issuance of Motor Vehicle Driving Licences</p>

<p>- Sign affixed on driver licence (permit)</p> <p>- Driver Qualification card (cf. annex 5)</p> <p>- IRU Academy CPC</p>	<p>approved by Order of the Minister of the Interior of the Republic of Lithuania No 1V-328 of 10 September 2008, and having regard to Clause 30 of this Procedure, enter in the drivers licences the European Union code (95) and the term of validity of the qualifications’.</p> <p>- State Enterprise REGITRA, Liepkalnio street 97, LT-02121 Vilnius, Lithuania Tel. +370 5 266 0421, fax. +370 5 266 0423, e-mail: regitra@regitra.lt <i>The model of driver licence (permit) is shown in Annex I.</i></p> <p>- Lithuania is not issuing Driver Qualification cards.</p> <p>- In Lithuania it is not used.</p> <p><input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/lt/legalAct/TAR.E22DF43CEF16 http://www.regitra.lt/lt/teise_vairuoti/kateg_kod https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.392291?positionInSearchResults=1&searchModelUUID=d9106d72-d0ba-4935-88c3-df550d06ce96 (Register of Legal Acts of the Republic of Lithuania).</p>
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Request for recognition of equivalence: *not applicable*

C) Conditions of employment (Chapter III, 3)

Implemented

Article 3.1	<p><input type="checkbox"/> Fully</p> <p>I. National Acts <i>Article 93 of the Republic of Lithuania Law on the Approval, Coming into Effect and Enforcement of the Labour Code of the Republic of Lithuania No IX-926 (4 June 2002):</i> ‘An employment contract shall be an agreement by and between the employee and the employer whereby the employee undertakes to perform a work in a certain profession, specialisation or qualification, or to occupy a certain position according to working procedures established by the employer, and the employer shall provide the employee with the work specified in the contract, pay the employee the agreed pay, and ensure that the employee’s working conditions are such as set in the labour laws, other legal acts and a collective agreement and as agreed by the parties’.</p> <p><input type="checkbox"/> Useful Links: http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_1?p_id=494265 (Register of Legal Acts of the Republic of Lithuania).</p>
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Any other comments:	[-]
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SECTION 3. PROVISIONS REGARDING CHECKS AND PENALTIES
(Chapter IV of the Charter)

A) Competent authorities and mutual assistance (Chapter IV, 1)

Implemented

1.2.1: re. provisions on undertakings, incl.:	<p><input type="checkbox"/> Fully</p> <p style="margin-left: 20px;">I. National Acts</p> <p><i>Article 8(5) of the Road Transport Code of the Republic of Lithuania No I-1628:</i> ‘The State Road Transport Inspectorate under the Ministry of Transport and Communications shall issue the licences referred to in subparagraphs ’ 1, 2, 3 and 5 of paragraph 2 of this Article and copies thereof, suspend the licences/copies thereof, lift the suspension of the licences/copies thereof, revoke the licences/copies thereof, recognise an individual working as the transport manager as unfit for managing the undertaking’s transport activities, and check whether the carriers meet the requirements set in Article 2 of Regulation (EC) No 1071/2009, acting in accordance with Regulation (EC) No 1071/2009, Regulation (EC) No 1072/2009, Regulation (EC) No 1073/2009 and the Rules for the Licensing of Road Transport Operations approved by the Government of the Republic of Lithuania’.</p> <p><i>Clause 1 of Resolution of the Government of the Republic of Lithuania No 382 of 31 May 1993 ‘On the establishment of the State Road Transport Inspectorate under the Ministry of Transport and Communications’:</i> ‘Establish the State Road Transport Inspectorate under the Ministry of Transport and Communications and charge it with the responsibility for exercising supervision over the work of all road transport businesses and carriers’.</p> <p><i>Clauses 3 and 32 of the Procedure for the Provision of Initial Qualifications for the Carriage of Goods and Passengers by Road Transport to Drivers and the Periodic Training of Such Drivers approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No AI-112 of 19 April 2007 ‘On the approval of the Procedure for the Provision of Initial Qualifications for the Carriage of Goods and Passengers by Road Transport to Drivers and the Periodic Training of Such Drivers’</i> ‘Training establishment is a legal entity registered under the Lithuanian law that is entitled to engage in professional training according to its constitutional documents and holds a licence, issued under the Training Licencing Rules approved by Resolution of the Government of the Republic of Lithuania No 822 of 29 June 2004 to train drivers according to programmes on the provision of drivers’ initial qualifications for the carriage of goods and/or passengers and to issue certificates of initial professional qualifications and of period development of professional qualifications to drivers’.</p> <p>‘The Lithuanian Labour Market Training Service shall exercise supervision over the training establishments providing the initial qualifications training and periodic qualifications development services. The Service shall also accumulate information on the provision of initial qualifications and periodic qualifications development to drivers carrying passengers and goods and shall furnish interested parties with such information’.</p>
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<p>- authorisations</p> <p>- training/examinations</p> <p>- CPC</p>	<p>- The State Road Transport Inspectorate under the Ministry of Transport and Communications.</p> <p>- The Lithuanian Labour Market Training Service.</p> <p>- The Lithuanian Labour Market Training Service.</p> <p><input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/lt/legalAct/TAR.65AD818F5F9C/dezbrcrMbm https://www.e-tar.lt/portal/lt/legalAct/TAR.2729B7610DB5 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>1.2.2: re. provisions on drivers, incl.:</p> <p>- training/ examinations</p> <p>- CPC</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p>Clause 8.11 of the Regulations of the State Road Transport Inspectorate under the Ministry of Transport and Communications:</p> <p>‘Organise and implement control over the working and rest times of road vehicle crews at undertakings and on the roads’.</p> <p>- State Road Transport Inspectorate under the Ministry of Transport and Communications;</p> <p>- The Lithuanian Labour Market Training Service;</p> <p>- State Enterprise REGITRA.</p> <p>- State Enterprise REGITRA stamps code 95 on the driving licence (<i>based on Certificate of training completion issued by the Lithuanian Labour Market Training Service</i>)</p> <p><input type="checkbox"/> Useful Links: https://www.vkti.gov.lt/index.php?1994608240 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Articles 1.2.3- 1.2.4.</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 1 and 10 of the Procedure for the Granting and Using Licences under the Multilateral Quota System for the International Road Freight Transport of the European Conference of Ministers of Transport approved by Order of the Minister of Transport and Communications No 3-379 of 2 October 2006 ‘On the approval of the Procedure for the Granting and Using Licences under the Multilateral Quota System for Road Freight Transport of the European Conference of Ministers of Transport’:</i></p> <p>‘The Procedure for the Granting and Using Licences under the Multilateral Quota System for the International Road Freight Transport of the European Conference of Ministers of Transport (the ‘Procedure’) shall set the conditions for the use and issue of the licences under the multilateral quota system for the international road freight transport of the European Conference of Ministers of Transport (the ‘ECMT licence’).</p> <p>’Carriers possessing goods vehicles of certain categories (‘EURO III safe’, ‘EURO IV safe’, ‘EURO V safe’, ‘EURO VI safe’), for which copies of a</p>

	<p>Community licence have been issued in Lithuania, and wishing to obtain the ECMT licences for next year shall submit an application in the set form to the State Road Transport Inspectorate (Annex 1)’.</p> <p><input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/lt/legalAct/TAR.406B9E5329E1 (Register of Legal Acts of the Republic of Lithuania).</p>
Article 1.2.5	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clauses 45 and 46 of the Procedure for the Granting and Using Licences under the Multilateral Quota System for the International Road Freight Transport of the European Conference of Ministers of Transport approved by Order of the Minister of Transport and Communications No 3-379 of 2 October 2006 ‘On the approval of the Procedure for the Granting and Using Licences under the Multilateral Quota System for Road Freight Transport of the European Conference of Ministers of Transport’:</i></p> <p>‘An ECMT licence shall be revoked prior to the end of the term by decision of the Commission on the Issuance of ECMT Licences if a carrier:</p> <ul style="list-style-type: none"> - uses a falsified document related to the use of the ECMT licences, or repeatedly commits, within a calendar year, a violation for which it had received a warning; - reduces the number of vehicles meeting the requirements set in the ECMT licence; - it comes to light that untrue data was submitted in order to receive the ECMT licence; - the carrier goes into liquidation’. <p>‘Upon determining that a carrier holding the ECMT licence has repeatedly violated, during a calendar year, the procedure for the use of the ECMT licences, for which he had already received a warning, or has used a falsified document related to the use of the ECMT licences, such carrier shall be prohibited from using the ECMT licences for two years’.</p> <p><input type="checkbox"/> Useful Links: https://www.e-tar.lt/portal/lt/legalAct/TAR.406B9E5329E1 (Register of Legal Acts of the Republic of Lithuania).</p>
Article 1.3.	<p><input type="checkbox"/> Fully</p> <p>State Road Transport Inspectorate under the Ministry of Transport and Communications information system “VEKTRA”.</p> <p><input type="checkbox"/> Useful Links: https://vektra.vkti.gov.lt/vektra-portal/web/viesoji-sritis/vezejai-ir-licencijos</p>

Any other comments in relation to one or more provisions listed above: -

Provision of the Charter: [article]	[-]
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B) Checks (Chapter IV, 2)**Implemented**

<p>Article 2.1. - checks re. Drivers, incl:</p> <p>- 2.1.1. Driving times and rest periods (cf. also. Annex 6):</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Article 13(2) of the Road Transport Code of the Republic of Lithuania No I-1628 (19 November 1996):</i> ‘The State Road Transport Inspectorate under the Ministry of Transport and Communications shall exercise state control over the road transport operations’.</p> <p><i>Clauses 2.1 and 2.3 of the Procedure for Inspecting and Reporting on Road Vehicle Drivers’ Driving and Rest Times approved by Resolution of the Government of the Republic of Lithuania No 546 of 30 May 2007 ‘On the approval of the Procedure for Inspecting and Reporting on Road Vehicle Drivers’ Driving and Rest Times’:</i></p> <p>‘In 2007, number of inspections of the working and rest times shall cover at least 1 percent of drivers of road vehicles that fall within the scope of Regulation of the European Parliament and of the Council (EC) No 561/2006 of 15 March 2006 on the harmonisation of certain social legislation relating to road transport and amending Council Regulations (EEC) No 3821/85 and (EC) No 2135/98 and repealing Council Regulation (EEC) No 3820/85, including at least 15 percent of road vehicle drivers’ working days shall be inspected on the road and at least 30 percent shall be inspected at undertakings. After 1 January 2008, at least 2 percent, and after 1 January 2010, at least 3 percent of road vehicle drivers’ working days shall be inspected. After 1 January 2008, at least 30 percent of road vehicle drivers’ working days shall be inspected on the road and at least 50 percent shall be inspected at undertakings’.</p> <p>‘The State Road Transport Inspectorate under the Ministry of Transport and Communications shall carry out, at least 6 times per year, coordinated inspections of drivers and vehicles falling within the scope of Regulations (EC) No 561/2006 and (EEC) No 3821/85 on the road. Such inspections shall be carried out by the authorities of two or more Member States of the European Communities simultaneously, in their respective territories’.</p> <p>- State Road Transport Inspectorate under the Ministry of Transport and Communications</p> <p><input type="checkbox"/> Useful Links: http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=494132 https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.299023/MZALIGHNoh (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 2.2. - Checks re. Undertakings, incl:</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 3.7 of the Procedure for Inspecting and Reporting on Road Vehicle Drivers’ Driving and Rest Times approved by Resolution of the Government of the Republic of Lithuania No 546 of 30 May 2007 ‘On the approval of the Procedure for Inspecting and Reporting on Road Vehicle Drivers’ Driving</i></p>

	<p><i>and Rest Times:</i></p> <p>'Approve, every year by 15 December, the minimum scope of inspections of road vehicle drivers' driving and rest times planned for next year'.</p> <p>- State Road Transport Inspectorate under the Ministry of Transport and Communications</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.299023/MZALIGHNoh (Register of Legal Acts of the Republic of Lithuania).</p>
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Request for recognition of equivalence: - Not applicable

C) Classification of Infringements (Chapter IV, 3)

Implemented

<p>Article 3.1. re. driving times and rest periods (cf. also. Annex 7)</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 4 of Order of the Head of the State Road Transport Inspectorate under the Ministry of Transport and Communications No 2B-453 of 8 December 2009 'On the approval of the List of Violations of According to Regulations (EC) No 561/2006 and (EEC) No 3821/85 Categorised by Seriousness of Violations':</i></p> <p>'Having regard to the hazard posed to road traffic safety and consequences for traffic participants, violations shall be categorised as follows:</p> <p>Violations of Category I – minor violations posing a hazard to traffic safety and deteriorating working conditions for drivers;</p> <p>Violations of Category II – serious violations posing a significant hazard to traffic safety, increasing unfair competition to a significant extent and resulting in health disorders of drivers of vehicles falling within the scope of Regulations (EC) No 561/2006 and (EEC) No 3821/85.</p> <p>Violations of Category III – very serious violations posing a major hazard to traffic safety and resulting in serious bodily injuries or death of traffic participants or in great material damage'.</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.361042?positionInSearchResults=0&searchModelUUID=fed099f7-8146-4103-8137-7a4d63184110 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 3.2. re. undertakings, incl:</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Order of the Head of the State Road Transport Inspectorate under the Ministry of Transport and Communications No 2B-132 of 20 June 2014 'On the approval of the List of Violations upon Commission of Which a Carrier and the Chief Executive Officer and the Transport Manager of the Carrier Are Deemed to Have Lost Good Repute'</i></p>

	<p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/986d78c0f8bf11e3b62ec716086f051f?positionInSearchResults=0&searchModelUUID=e8ecb9f2-eb28-4be9-a36e-58f2c1d4c490 (Register of Legal Acts of the Republic of Lithuania).</p>
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Request for recognition of equivalence: - Not applicable

D) Penalties (Chapter IV, 4)

Implemented

<p>Article 4.1.</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Articles 142⁵, 142⁶, 142⁷ and 142⁸ of the Administrative Code of the Republic of Lithuania:</i></p> <p>‘Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by 15 to 30 minutes – is punishable by a fine of up to fourteen euro to be paid by the driver.</p> <p>Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by more than 30 minutes but less than 1 hour – is punishable by a fine from twenty eight euro to fifty seven euro to be paid by the driver.</p> <p>Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by more than 1 hour but less than 2 hours, – is punishable by a fine from fifty seven euro to eighty six euro to be paid by the driver.</p> <p>Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by more than 2 hours but less than 3 hours, – is punishable by a fine from eighty six euro to one hundred forty four euro to be paid by the driver.</p> <p>Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by more than 3 hours but less than 4 hours, – is punishable by a fine from eighty six euro to two hundred seventeen euro to be paid by the driver.</p> <p>Exceeding the length of driving without a break or the length of daily driving for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes by more than 4 hours – is punishable by a fine from two hundred seventeen euro to two hundred eighty nine euro to be paid by the driver’.</p> <p>Violation of the daily rest period for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes when up to 1 hour daily rest is lacking – is punishable by a fine of up to twenty</p>
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	<p>eight euro to be paid by the driver.</p> <p>Violation of the daily rest period for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes when more than 1 hour but less than 2 hours of daily rest is/are lacking, – is punishable by a fine from twenty eight euro to fifty seven euro to be paid by the driver.</p> <p>Violation of the daily rest period for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes when more than 2 hours but less than 4 hours of daily rest are lacking, – is punishable by a fine from fifty seven euro to eighty six euro to be paid by the driver.</p> <p>Violation of the daily rest period for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes when more than 4 hours but less than 6 hours of daily rest are lacking, – is punishable by a fine from one hundred forty four euro to two hundred seventeen euro to be paid by the driver.</p> <p>Violation of the daily rest period for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes when more than 6 hours of daily rest are lacking, – is punishable by a fine from two hundred seventeen euro to two hundred eighty nine euro to be paid by the driver.</p> <p>Breaking of the set daily rest periods for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes in violation of applicable legislation – is punishable by a fine from twenty eight euro to fifty seven euro to be paid by the driver’.</p> <p>Exceeding the length of driving per week or per 2 weeks in succession, set for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes, by up to 2 hours - is punishable by a fine of up to twenty eight euro to be paid by the driver.</p> <p>Exceeding the length of driving per week or per 2 weeks in succession, set for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes, by more than 2 hours but less than 4 hours, – is punishable by a fine from twenty eight euro to fifty seven euro to be paid by the driver.</p> <p>Exceeding the length of driving per week or per 2 weeks in succession, set for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes, by more than 4 hours but less than 8 hours, – is punishable by a fine from fifty seven euro to eighty six euro to be paid by the driver.</p> <p>Exceeding the length of driving per week or per 2 weeks in succession, set for crews/drivers of road vehicles carrying passengers or goods along domestic and/or international routes, by more than 8 hours – is punishable by a fine from eighty six euro to one hundred forty four euro to be paid by the driver “.</p> <p>‘Carrying passengers or goods by road along domestic and/or international routes without a tachograph or with a tachograph that is not operative, has not been repaired within a set time limit or does not meet the set requirements - is punishable by a fine of up to two hundred eighty nine euro to be paid by the driver or by a fine of up to eight hundred sixty eight euro payable by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.</p>
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Carrying passengers or goods by road along domestic and/or international routes with a tachograph one of the functionalities of which has been deliberately disabled or which has been adapted to falsification of driving and rest data - is punishable by a fine from two hundred seventeen euro to five hundred seventy nine euro to be paid by the driver or a fine from seven hundred twenty four euro to one thousand four hundred forty eight euro payable by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.

Carrying passengers or goods by road along domestic and/or international routes while using a tachograph record sheets and/or driver card that do not meet the set requirements or in violation of the procedure for their use - is punishable by a fine from twenty eight euro to fifty seven euro to be paid by the driver or a fine from seventy two euro to one hundred forty four euro payable by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.

Falsification of tachograph's record sheets or data transferred from a digital tachograph and/or driver card and/or data on print-outs for a vehicle carrying passengers or goods by road along domestic and/or international routes - is punishable by a fine from two hundred eighty nine euro to five hundred seventy nine euro to be paid by the driver or a fine from five hundred seventy nine euro to one thousand one hundred fifty eight euro payable by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.

Failure to present, for a relevant period, the tachograph record sheets mandatory for a vehicle carrying passengers or goods by road along domestic and/or international routes, or presenting the tachograph registration sheets that have not been completed or completed in violation of the set requirements, and/or failure to present the driver card and/or driving without using the driver's card and/or driving using someone else's driver card - is punishable by a fine from one hundred forty four euro to two hundred eighty nine euro to be paid by the driver.

Using of a tachograph record sheet mandatory for a vehicle carrying passengers or goods by road along domestic and/or international routes for longer than 24 hours - is punishable by a fine from one hundred forty four euro to two hundred eighty nine euro to be paid by the driver.

Violations of the requirements for the driving and rest time for vehicles carrying passengers or goods by road along domestic and/or international routes, other than the requirements set in this Article and Articles 142⁵, 142⁶ and 142⁷ - is punishable by a fine from fourteen euro to twenty eight euro to be paid by the driver'.

☐ Useful Links:

http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=494783
(Register of Legal Acts of the Republic of Lithuania).

<p>Article 4.2.on drivers incl, infringements re:</p> <p>- 4.2.1. AETR rules</p> <p>- 4.2.2. driver training</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Article 142⁹ of the Administrative Code of the Republic of Lithuania:</i></p> <p>Failure to retain, for the required period, the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card mandatory for vehicles carrying passengers or goods by road along domestic and/or international routes in 5 to 10 percent of such vehicles (out of the driver's working days inspected), or violations of the drivers' working and rest time found in 5 to 10 percent of the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card (out of the driver's working days inspected at the undertaking) - is punishable by a fine from fifty seven euro to one hundred forty four euro to be paid by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.</p> <p>Failure to retain, for the required period, the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card mandatory for vehicles carrying passengers or goods by road along domestic and/or international routes in over 10 percent but not more than 20 percent of such vehicles (out of the driver's working days inspected), or violations of the drivers' working and rest time found in 10 to 20 percent of the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card (out of the driver's working days inspected at the undertaking) - is punishable by a fine from one hundred forty four euro to two hundred eighty nine euro to be paid by management of undertakings or persons authorised by them to manage goods or passenger carriage operations.</p> <p>Failure to retain, for the required period, the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card mandatory for vehicles carrying passengers or goods by road along domestic and/or international routes in over 20 percent of such vehicles (out of the driver's working days inspected), or violations of the drivers' working and rest time found in over 20 percent of the tachograph record sheets and/or data transferred from a digital tachograph and/or driver card (out of the driver's working days inspected at the undertaking) - is punishable by a fine from two hundred eighty nine euro to five hundred seventy nine euro to be paid by management of undertakings or persons authorised by them to manage goods or passenger carriage operations'.</p> <p><i>Clause 28 of the Rules for the Licencing of Formal Vocational Training approved by Resolution of the Government of the Republic of Lithuania No 822 of 29 June 2004 'On the approval of the Rules for the Licencing of Formal Vocational Training':</i></p> <p>'The Minister of Education and Science may decide to suspend the licence with respect to the carrying out of one of the training programmes, or some or all of them in the following cases:</p> <ul style="list-style-type: none"> - it has been found that profession teachers do not meet the requirements set in the training programme/programmes and the Republic of Lithuania Law on Education; - the places designated for theoretical and practical training or material and methodological facilities intended for training are not consistent with the estimated number of trainees and the training programme or the health
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	<p>and safety at work, fire safety and public health provisions laid down in legal acts;</p> <ul style="list-style-type: none"> - the training process, the acceptance and registration of trainees, the issue and registration of documents evidencing the completion of training are not compliant with the provisions of legal acts; - it has been found that the licence holder does not fulfil the conditions of licenced activities set in the Rules’. <p><input type="checkbox"/> Useful Links: http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=494783 http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=403871 (Register of Legal Acts of the Republic of Lithuania).</p>
<p>Article 4.3. on under-takings:</p> <p>- 4.3.1.</p> <p>- 4.3 2.</p>	<p><input type="checkbox"/> Fully</p> <p>I. National Acts</p> <p><i>Clause 45 of the Rules for the Licencing of Road Transport Operations approved by Resolution of the Government of the Republic of Lithuania No 1434 of 7 December 2011 ‘On the approval of the Rules for the Licencing of Road Transport Operations’:</i></p> <p>‘The licencing institution shall adopt a decision to suspend or revoke a licence in the cases and on the conditions laid down in Article 13(1) of Regulation (EC) No 1071/2009, Article 7(2) and Article 12 of Regulation (EC) No 1072/2009, and Article 21(2) and Article 22 of Regulation (EC) No 1073/2009’.</p> <p>- State Road Transport Inspectorate under the Ministry of Transport and Communications</p> <p><input type="checkbox"/> Useful Links: https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.413841/MfFjkbVej (Register of Legal Acts of the Republic of Lithuania).</p>

Any other comments in relation to one or more provisions listed above:

Provision of the Charter: [article]	[-]
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ANNEX 1. The model of driver licence (permit) issued in Lithuania



13. PAVYZDYS: 1 Registracijos Nr. 85-134

AM		15.06.04			
A1		15.06.04			
A2					
A		15.06.04			
B		18.04.06			
C					
D1		19.01.13	01.08.18	95 (01.08.18)	
D		19.01.13	01.08.18	95 (01.08.18)	
BE		19.01.13			
C1E					
CE					
D1E		19.01.13	01.08.18	95 (01.08.18)	
DE		19.01.13	01.08.18	95 (01.08.18)	
T					

12. 01.06

2013 UAB „GARSŪ PASAULIS“ 00339-A2 00000000

1. Pavardė 2. Vardas 3. Gimimo data ir vieta 4a. Išdavimo data 4b. Galioja iki 4c. Išdavė 5. Pažymėjimo numeris 10. Galioja nuo 11. Galioja iki 12. Kodas