



**INTERNATIONAL TRANSPORT FORUM
TRANSPORT MANAGEMENT BOARD**

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Group on Road Transport

Report by ROMANIA on current state of implementation of the QUALITY CHARTER

This application from Romania was approved by the Group of Road Transport under Agenda Item 3 of the meeting held on 13 and 14 March 2017 in Paris.

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English - Or. English



ROMANIA
MINISTRY OF TRANSPORT
MINISTER'S OFFICE

No. 7249
Date: 24.02.2017

Dear Mr Viegas,

Thanks to the effort of the ITF Secretariat and yours, we are now in the position to make the final step toward the Quality Charter Implementation, having by this a handbook for a fair competition in the ITF area. It is a new start-point in the ECMT licence policy and I am sure that all my colleagues Ministers are welcoming this new "beginning" in reforming the ITF road transport policy.

By this, I have the pleasure to inform you that Romania is in compliance, entirely, with the requirement of the Quality Charter for international road haulage operations undertaken under the ECMT Multilateral Quota.

The compliance with the Quality Charter is achieved through the European Union Regulations and implementation of the appropriate European Union Directives. The international legal instruments are Regulation (EC) No. 1071/2009, Regulation (EC) No. 1072/2009, Regulation (EC) No. 561/2006, Regulation (EU) No. 165/2014, Directive 2002/15/EC, Directive 2006/22/EC and Directive 2003/59/EC.

All these criteria mentioned in the Quality Charter are implemented in the national legislation by Law on Road Transport, Law of State Inspectorate of Road Transport, Labour Law and the Ordinance of application of social provisions on road transport and a number of secondary legal acts issued by the Government of Romania and regulate all the aspects of road transport: access to the profession including professional qualification, access to the market and checking procedure applied.

Thus, all the Romanian applications for issuing the ECMT licences have to meet now the Quality Charter criteria.

We also believe that having a system of monitoring the observance of the Quality Charter implementation by all the users of the ECMT multilateral quota is a helpful step forward for the authorities and for the industry, too. But, I would underline that Romania is waiting for the significant results.

Being aware of your strong implication in the ITF policy, I assure you on my support for any initiative having the goal for the increasing of the efficiency and fair completion in the field.

Please accept, dear Secretary General, the expression of my highest consideration,

MINISTER
ALEXANDRU RĂZVAN CUC

Mr. Jose Manuel VIEGAS
Secretary General
INTERNATIONAL TRANSPORT FORUM

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

COUNTRY: ROMANIA

NATIONAL AUTHORITY: MINISTRY OF TRANSPORT

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

A) Conditions of establishment (Chapter II, 2)

Implemented

Article 2.2.a)	<input type="checkbox"/> Fully Government Ordinance no 27/2011 on road transport, as further amended and supplemented (M.O. 625/02.09.2011) - art. 9 and 13 and http://www.arr.ro/files/legislatie/nationala/og27.pdf Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (M.O. 854/02.12.2011) - art. 9 of the Norms. http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071/2009. <input type="checkbox"/> Useful Links: <i>See above</i>
Article 2.2.b)	<input type="checkbox"/> Fully <i>Same as for article 2.2.a)</i> <input type="checkbox"/> Useful Links:
Article 2.2.c)	<input type="checkbox"/> Fully <i>Same as for article 2.2.a)</i> <input type="checkbox"/> Useful Links:

Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
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Any other comments:	-
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B) Good Repute (Chapter II, 3)**Implemented**

Article 3.1.	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented - art. 9 and 14 (1) and http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented - art. 15 of the Norms http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071/2009.</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
<p>Article 3.2., incl:</p> <p>- points a) to e);</p> <p>- list of most serious infringements: point d), items i - vii;</p>	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented - art. 9 and 14 and http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>- Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 10 of the Norms regarding the requirement of good repute and art. 11 – 13 of the Norms regarding the administrative procedure). http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p> <p>- Art. 10 of the Norms fully refers to these provisions, by linking them with the relevant provisions of the art. 6 and Annex IV of the Regulation (EC) no 1071/2009;</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
Article 3.3.	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented - art. 12 and http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities</p>

	<p>established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented - art. 15 of the Norms (the responsible person thus designated must reside in the European Union).</p> <p>http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071/2009:</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
Any other comments:	-

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>Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 16),</p> <p>http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>- Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 15 para. 2 of the Norms) and</p> <p>http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field, M.O. 903/04.12.2015 (Annex 1 of the Order, art. 2 para. 1 of the Norms).</p> <p>http://www.arr.ro/Files/uploads/109-Anexele%201-8%201214-2015.pdf (in Romanian)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071/2009 (Annex I of the Regulation).</p> <p>Written examination and no exemptions from the examination, according to the provisions of Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 16), Order of the Minister of Transport</p>
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	<p>and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 15 para. 2 of the Norms) and Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 1 of the Order, art. 2 para. 7 of the Norms).</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071/2009 (art. 8 of the Regulation).</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
<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 - Written examination with pre-examination training according to the provisions of Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 1 of the Order, art. 2 para. 6 and 7 of the Norms).</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071 /2009 (Annex I of the Regulation).</p> <p>http://www.arr.ro/Files/uploads/109-Anexele%201-8%201214-2015.pdf (in Romanian)</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 8 of the Order, art. 4 of the Norms).</p> <p>http://www.arr.ro/Files/uploads/109-Anexele%201-8%201214-2015.pdf (in Romanian)</p> <p>Order of the Minister of Transport no 1212/2015 for the approval of the Norms regarding the authorisation and control of the training and professional development centres of the specialised personnel in the road transport field (M.O. 867/20.11.2015).</p> <p><input type="checkbox"/> Useful Links: http://mt.gov.ro/web14/documente/domenii/rutier-situatii/2016/OMT%20nr.%201212-2015.docx</p>
<p>Article 4.4. CPC, incl.:</p>	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 1 of the Order, art. 2, para 14 and Annex 2 b of the Norms comprising the model of the CPC)</p> <p>http://www.arr.ro/Files/uploads/109-Anexele%201-8%201214-2015.pdf (in Romanian)</p> <p>The model of the national CPC is according to the model of the certificate provided under Annex III of Regulation Regulation (EC) no 1071/2009.</p> <p>http://www.arr.ro/Files/uploads/109-Anexele%201-8%201214-2015.pdf (page 15-Annex 1 b)</p>

<p>- National certificate (4.4.a); cf. Annex 3)</p> <p>- IRU Academy CPC (4.4.b))</p>	<p>- Name of National Authority: Ministry of Transport through the Romanian Road Authority (Ministerul Transporturilor - Autoritatea Rutieră Română – ARR) http://www.arr.ro</p> <p>- Not applicable in Romania</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
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Any other comments:	-
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D) Financial standing (Chapter II, 5)

Implemented

<p>Article 5.2., including Capital required for:</p> <p>- first vehicle</p> <p>- each additional vehicle</p>	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 15)</p> <p>http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>and</p> <p>Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 7 and Annexes 5 and 8 of the Norms comprising also the list of the documents that has to be provided by the applicant together with the request for obtaining the licence and the certified copies).</p> <p>http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071 /2009 (art. 7 para 1).</p> <p>- EUR 9000</p> <p>- EUR 5000</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
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Article 5.3 & 5.4	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 15) and</p> <p>Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 7 and Annexes 5 and 8 of the Norms comprising also the list of the documents that has to be provided by the applicant together with the request for obtaining the licence and the certified copies).</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071 /2009 (art. 7 para 2).</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
Article 5.5.	<p><input type="checkbox"/> Fully</p> <p>Corresponding National Provision: [Law/By-Law/Administrative Arrangement, reference Number, Date of enforcement, Article, etc]</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 15) and</p> <p>Order of the Minister of Transport and Infrastructure no 980/2011 approving the Methodological Norms on the application of the provisions regarding the organisation and performance of road transports and their related activities established by the Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 7 of the Norms).</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Regulation (EC) no 1071 /2009 (art. 7 para 3).</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>

Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
Any other comments:	-

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

<p>Article 2.1:</p>	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 27/2011 on road transport, as further amended and supplemented (art. 68 para. 2).</p> <p>http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Directive 2003/59/EC (art. 3 para. 1).</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
<p>Article 2.2.a) - Initial qualification , incl:</p> <p>- List of knowledge (cf.annex 4)</p> <p>- Course + test, or, a test only</p> <p>- exemptions</p>	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, art. 2 para. 1 and art. 4 para. 1, Annex 2a of the Norms)</p> <p>A test only, according to the provisions of Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, art. 2 para. 1 and art. 4 para. 1 of the Norms)</p> <p>- Holders of a driving license for at least one of categories C1, C1E, C and CE issued no later than 9 September 2009 are excluded from the obligation of initial qualification</p>

	<p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Directive 2003/59/EC.</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://www.arr.ro/Files/uploads/109-Anexe%201-8%201214-2015.pdf (in Romanian)</p>
<p>Article 2.2.b) - Periodic training, incl:</p> <p>- List of knowledge (cf.annex4)</p> <p>- Number of hours (35)</p> <p>- Periodicity (every 5 years)</p> <p>- first periodic training to be completed by</p>	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, art. 3 para. 1 and 2 and Annex 2a of the Norms)</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, Annex 2a of the Norms)</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, art. 3 para. 3 of the Norms)</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Directive 2003/59/EC. Since 2007, any driver, in order to pursue his/her activity, has to hold the CPC obtained by attending to initial qualification examination or to periodic training, as the case.</p> <p>- Romania has already implemented this criterium since 10.09.2008 and 10.09.2009, respectively</p> <p><input type="checkbox"/> Useful Links: http://www.arr.ro/Files/uploads/109-Anexe%201-8%201214-2015.pdf (in Romanian)</p>
<p>Articles 2.3; 2.4 - approval of training centres</p>	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport no 1212/2015 for the approval of the Norms regarding the authorisation and control of the training and professional development centres of the specialised personnel in the road transport field.</p> <p><input type="checkbox"/> Useful Links: http://mt.gov.ro/web14/documente/domenii/rutier-situatii/2016/OMT%20nr.%201212-2015.docx</p>
<p>Article 2.6 - CPC proof, incl.:</p> <p>- Sign affixed on driver licence (permit)</p>	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport no 1214/2015 for the approval of the Norms regarding the training and professional attestation of the specialised personnel in the road transport field (Annex 2 of the Order, art. 1 para. 3 and 5 and Annex 2b of the Norms)</p> <p>- Romania does not use this option for drivers who obtain the qualification in Romania</p>

<p>- Driver Qualification card (cf. annex 5)</p> <p>- IRU Academy CPC</p>	<p>Name of National Authority or duly approved body: Autoritatea Rutieră Română – ARR/Romanian Road Authority - RRA</p> <p>http://www.arr.ro/Files/uploads/109-Anexe%201-8%201214-2015.pdf (page 29- Annex 2 b)</p> <p>- Not applicable in Romania</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of the Directive 2003/59/EC.</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://www.arr.ro/Files/uploads/109-Anexe%201-8%201214-2015.pdf (in Romanian)</p>
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
Any other comments:	-

C) Conditions of employment (Chapter III, 3)

Implemented

Article 3.1	<p><input type="checkbox"/> Fully</p> <ul style="list-style-type: none"> - Labour Code - For the non-UE residents, the provisions mentioned in the Art 5 of the Regulation (EC) 1072/2009 are applied <p><input type="checkbox"/> Useful Links:</p> <p>http://www.codulmuncii.ro (in Romanian)</p>
Any other comments:	-

SECTION 3. PROVISIONS REGARDING CHECKS AND PENALTIES
(Chapter IV of the Charter)

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

Implemented

<p>1.2.1: re. provisions on undertakings, incl.:</p> <ul style="list-style-type: none"> - authorisations - training/examinations - CPC 	<p><input type="checkbox"/> Fully</p> <p>Autoritatea Rutieră Română – ARR/Romanian Road Authority - RRA (examine applications for authorisation and grant authorisations)</p> <p>Inspectoratul de Stat pentru Controlul în Transportul Rutier/State Inspectorate for Road Transport Control (as regards the fitness of the natural person to manage the transport activities and control of requirements with regard to the conditions of establishment, good repute, professional competence and financial standing)</p> <p>Ministerul Transporturilor/Ministry of Transport (approval of training centres and organise the associated examinations)</p> <p>Autoritatea Rutieră Română – ARR/Romanian Road Authority – RRA (issue of CPC proof)</p> <p><input type="checkbox"/> Useful Links: http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian) http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p>
<p>1.2.2: re. provisions on drivers, incl.:</p> <ul style="list-style-type: none"> - training/ examinations - CPC 	<p><input type="checkbox"/> Fully</p> <p>Inspectoratul de Stat pentru Controlul în Transportul Rutier/State Inspectorate for Road Transport Control (checks)</p> <p>Ministerul Transporturilor/Ministry of Transport (approval of training centres and organise the associated examinations)</p> <p>Autoritatea Rutieră Română – ARR/Romanian Road Authority – RRA (issue of CPC proof)</p> <p><input type="checkbox"/> Useful Links: http://www.arr.ro/files/legislatie/nationala/og27.pdf (in Romanian) http://www.arr.ro/files/legislatie/nationala/OMTI%20980%20din%202011%20actualizat%20dec%202012.pdf (in Romanian)</p>
<p>Articles 1.2.3- 1.2.4.</p>	<p><input type="checkbox"/> Fully</p> <p>Ministerul Transporturilor / Ministry of Transport (in accordance with the Minister Order governing the distribution and use of the ECMT licence in Romania; this Order is upgraded on the yearly basis)</p> <p><input type="checkbox"/> Useful Links: See dedicated page <international road transport of goods> on the MoT web site</p>

Article 1.2.5	<input type="checkbox"/> Fully Ministerul Transporturilor / Ministry of Transport (in accordance with the Minister Order governing the distribution and use of the ECMT licence in Romania; this Order is upgraded on the yearly basis) <input type="checkbox"/> Useful Links: See dedicated page <international road transport of goods> on the MoT web site
Article 1.3.	<input type="checkbox"/> Fully Ministerul Transporturilor / Ministry of Transport (for national contact point relating to ECMT Multilateral Quota) <input type="checkbox"/> Useful Links: See dedicated page <international road transport of goods> on the MoT web site

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

Article 2.1. - checks re. Drivers , incl: - 2.1.1. Driving times and rest periods (cf. also. Annex 6):	<input type="checkbox"/> Fully Government Ordinance no 37/2007 laying down the framework for the implementation of rules concerning the driving times, breaks and rest periods of drivers and the use of equipment recording their activity, as further amended and supplemented (M.O. no 565/16.08.2007) http://www.arr.ro/Files/uploads/28-og_37_2007.pdf (in Romanian) Order of the Minister of Transport no 1058/2007 for the approval of the Methodological Norms regarding the control of compliance with the driving times, breaks and resting periods of the drivers and of the use of equipment recording their activity, as further amended and supplemented (M.O. 721/25.10.2007) http://www.isctr-mt.ro/Files/uploads/180-ORDIN%201058%2019-10-2007.pdf (in Romanian) Inspectoratul de Stat pentru Controlul în Transportul Rutier/State Inspectorate for Road Transport Control (national coordinator of control activities as regards the rules concerning the driving times, breaks and rest periods of drivers, according to art. 4 para. 4 of GO no 37/2007). http://www.arr.ro/files/legislatie/nationala/hg1088.pdf
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	<p>Other competent authorities (besides ISCTR):</p> <ul style="list-style-type: none"> - Roadside checks: Road police and personnel with control competencies (in the field of animal protection during transport) within the National Sanitary Veterinary and Food Safety Authority (ANSVSA) or its subordinate units, according to their competences established by the legislation in force - Checks at the premises of undertakings: personnel with control competencies within the Labour Inspection and Ministry of Labour, Family, Social Protection and Elderly and personnel with control competencies (in the field of animal protection during transport) within the National Sanitary Veterinary and Food Safety Authority (ANSVSA) or its subordinate units, according to their competences established by the legislation in force <p>Annex 6 of the Quality Charter according to the relevant provisions of Order of the Minister of Transport 1058/2007 for the approval of the Methodological Norms regarding the control of compliance with the driving times, breaks and resting periods of the drivers and of the use of equipment recording their activity, as further amended and supplemented (M.O. 721/25.10.2007), art. 6 and art. 10</p> <p>- [Frequency and scope of checks, incl. roadside; at the premises]</p> <p>At least 3% of the total days worked during the year by drivers of vehicles falling within the scope of Government Ordinance 37/2007 and at least 30% of the total number of the working days annually checked shall be checked at the roadside and not less than 50% shall be checked at the premises of road transport undertakings, according to art. 5 of GO 37/2007.</p> <p>The provisions of the relevant articles of the national legislation are in line with the relevant provisions of Directive 2006/22/EC 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.</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
Article 2.2. - Checks re. Undertakings, incl:	<p><input type="checkbox"/> Fully</p> <p>Order of the Minister of Transport and Infrastructure no 995/2011 for the approval of the Methodological Norms on the conduct of inspections and control over the road transport, their related activities, the activity of the training and professional development centres of the specialised personnel in the road transport field, the driving school activity and the authorised auto instructor activity and for the modification of the Minister of Transport Order no. 1058/2007 for the approval of the Methodological Norms concerning the control of compliance with the driving times, breaks and resting periods of the drivers and of the use of equipment recording their activity, as further amended and supplemented (M.O. no 923/27.12.2011)</p> <p>- [designated National Authority/Body (ies)]</p> <p>Inspectoratul de Stat pentru Controlul în Transportul Rutier/State Inspectorate for Road Transport Control</p>

	<p>- [Frequency of checks]</p> <p>Checks at least every five years, according to art. 10 para. 3 of Order of the Minister of Transport and Infrastructure no 995/2011 for the approval of the Methodological Norms on the conduct of inspections and control over the road transport, their related activities, the activity of the training and professional development centres of the specialised personnel in the road transport field, the driving school activity and the authorised auto instructor activity and for the modification of the Minister of Transport Order no. 1058/2007 for the approval of the Methodological Norms concerning the control of compliance with the driving times, breaks and resting periods of the drivers and of the use of equipment recording their activity, as further amended and supplemented</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://www.isctr-mt.ro/Files/uploads/212-ORDIN%20(A)%20995%2007-12-2011.pdf (in Romanian)</p>
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
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Any other comments:	-
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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>Government Ordinance no 37/2007 laying down the framework for the implementation of rules concerning the driving times, breaks and rest periods of drivers and the use of equipment recording their activity, as further amended and supplemented (M.O. no 565/16.08.2007), art. 8</p> <p>The provisions of the national legislation in force are in line with the relevant provisions of Directive 2006/22/EC, Regulation (EC) no 561/2006 and Regulation (EU) no 165/2014.</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://www.arr.ro/Files/uploads/28-og_37_2007.pdf (in Romanian)</p>
<p>Article 3.2. re. undertakings, incl:</p>	<p><input type="checkbox"/> Fully</p> <p>Government Ordinance no 37/2007 laying down the framework for the implementation of rules concerning the driving times, breaks and rest periods of drivers and the use of equipment recording their activity, as further amended and supplemented (M.O. no 565/16.08.2007)</p> <p>http://www.arr.ro/Files/uploads/28-og_37_2007.pdf (in Romanian)</p> <p>Government Decision no 69/2012 establishing the contravention offences to the provisions of 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, of 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, of Regulation (EC) no. 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006 and of the Government Ordinance no. 27/2011 on road transport and of its implementing norms, as well as the contravention sanctions and other related measures applicable in case offences are found out, as further amended and supplemented (M.O. 114/14.02.2012)</p> <p>http://www.isctr-mt.ro/isctr-mt-ro_doc_22_legislatie-nationala_pg_0.htm - see "Hotarare nr. 69", (in Romanian), or, http://legislatie.just.ro/Public/DetaliiDocument/135419</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>

Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

Provision of the Charter:	Corresponding National Provision: <i>Not Applicable</i>
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Any other comments:	-
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D) Penalties (Chapter IV, 4)**Implemented**

<p>Article 4.1.</p>	<p><input type="checkbox"/> Fully</p> <p>Government Decision no 69/2012 establishing the contravention offences to the provisions of 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, of 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, of Regulation (EC) no. 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006 and of the Government Ordinance no. 27/2011 on road transport and of its implementing norms, as well as the contravention sanctions and other related measures applicable in case offences are found out, as further amended and supplemented (M.O. 114/14.02.2012)</p> <p>http://www.isctr-mt.ro/isctr-mt-ro_doc_22_legislatie-nationala_pg_0.htm - see "Hotarare nr. 69", (in Romanian), or,</p> <p>http://legislatie.just.ro/Public/DetaliiDocument/135419 (in Romanian)</p> <p>Government Ordinance no 37/2007 laying down the framework for the implementation of rules concerning the driving times, breaks and rest periods of drivers and the use of equipment recording their activity, as further amended and supplemented (M.O. no 565/16.08.2007)</p> <p>http://www.arr.ro/Files/uploads/28-og_37_2007.pdf (in Romanian)</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>
<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>Government Ordinance no 37/2007 laying down the framework for the implementation of rules concerning the driving times, breaks and rest periods of drivers and the use of equipment recording their activity, as further amended and supplemented (M.O. no 565/16.08.2007), art. 8</p> <p>http://www.arr.ro/Files/uploads/28-og_37_2007.pdf (in Romanian)</p> <p>Order of the Minister of Transport no 1212/2015 for the approval of the Norms regarding the authorisation and control of the training and professional development centres of the specialised personnel in the road transport field (M.O. 867/20.11.2015).</p> <p>http://mt.gov.ro/web14/documente/domenii/rutier-situatii/2016/OMT%20nr.%201212-2015.docx</p> <p>According to art. 16-18 from the Norms, Inspectoratul de Stat pentru Controlul în Transportul Rutier/the State Inspectorate for Road Transport Control is in charge with the relevant control of the training centres.</p> <p>The issuance of the CPC is in line with the relevant EU legislation.</p> <p><input type="checkbox"/> Useful Links: <i>See above</i></p>

ANNEX 1. National Model of the Driver Qualification Card

