



**INTERNATIONAL TRANSPORT FORUM  
TRANSPORT MANAGEMENT BOARD**

**Group on Road Transport**

**Report by UKRAINE on current state of implementation of the QUALITY CHARTER**

*Application of Ukraine was approved under Draft Agenda item 5 of the meeting of the Group held on 22 -23 March 2018 in Paris conditionally, subject to coming into force of the draft Ministerial Order No 199, amending the conditions on financial standing for ECMT transport operations.*

*Report has been finalised following coming into force of the Ministerial Order No 199 (dated 4 May 2019) on 17 May 2018.*

*The report is supplemented by Appendices:*

- ITF/TMB/TR(2016)3/ADD44/APP3: laws and by-laws related to implementation of Charter provisions in Ukraine;*
- ITF/TMB/TR(2016)3/ADD44/APP4: Order N°199 of Ministry of Infrastructure of Ukraine of 04 May 2018 About amending Order on tendering process and delivery of licences of European Conference of Ministers of Transport.*

**JT03435709**

*This document, as well as any data and map included herein, are without prejudice to the status of or sovereignty over any territory, to the delimitation of international frontiers and boundaries and to the name of any territory, city or area.*

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Mr. YOUNG TAE KIM  
Secretary-General  
of the International  
Transport Forum

Dear Mr. Secretary - General!

I have the honour to present my compliments to the International Transport Forum and to you personally and address with the following.

In addition to the letter from the Ministry of Infrastructure of Ukraine dated May 24, 2018, No. 1702/25/14-18 concerning the implementation by Ukraine of the requirements of the Quality Charter regarding the implementation of relevant norms in the legislation of Ukraine, I would like to inform you that Ukraine has fulfilled all the necessary requirements up to date to ensure compliance with the provisions of the Quality Charter in respect of the execution of transport within the framework of the ECMT permits quota system.

I take this opportunity to renew my assurances of my highest respect for the International Transport Forum and you personally and look forward to further fruitful cooperation aimed at the development of transport sector.

Sincerely

Minister

Volodymyr OMELIAN

Onyshchenko +380443514185

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14:08

№2954/25/14-18 від 07.09.2018

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

**COUNTRY:** UKRAINE

**NATIONAL AUTHORITY:** MINISTRY OF INFRASTRUCTURE

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

**A) Conditions of establishment (Chapter II, 2)**

**Implemented**

Article 2.2.a)	<input checked="" type="checkbox"/> Fully  Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015  <b>Item 1 of Annex No. 2 to License Provisions, Information on Availability of Physical Facilities Ensuring the Fulfilment of Technological Operations</b>  <b>Item 26 (1), Requirements to Physical Facilities</b>  <input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a>
Article 2.2.b)	<input checked="" type="checkbox"/> Fully  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b>  Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015  <b>Item 1, Annex No. 3 to License Provisions, Information on a License Holder's Own, Rented, Supplied on Credit or Leased Vehicles</b>  <input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a> <a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a>
Article 2.2.c)	<input checked="" type="checkbox"/> Fully  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered with the Justice Ministry of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>

	<p><b>Item 2 of Section IV</b>, <i>The number of haulages performed in the first 3 months of the previous year shall be taken into account during ECMT License distribution</i></p> <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015</p> <p><b>Item 26 (2-5)</b>, <i>Requirements to Physical Facilities</i></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a></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: [Chapter, article]	-
<b>Any other comments:</b>	<p>According to provisions of the aforementioned regulations:</p> <ol style="list-style-type: none"> <li>1. Access to the market of international road haulage operations is granted by Licenses issued on the basis of information submitted by road haulage operators to the licensing authority.</li> <li>2. Access to the ECMT Multilateral Quota System is granted (in addition to compulsory licensing) on a competitive basis in accordance with the Quality Charter provisions.</li> </ol>

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

Article 3.1.	<input checked="" type="checkbox"/> Fully  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b>  Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015  <b>Item 14, Requirement of Presence of a Properly Qualified Transport Manager</b>  <input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a>  <a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a>
Article 3.2., incl:  - points a) to e);  - list of most serious infringements: point d), items i - vii;	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b>  <b>Annex 4, Infringement leading to loss of good repute and, consequently, denial of access to the ECMT Multilateral Quota System</b>  <input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a>
Article 3.3.	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b>  Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015

	<p><b>Item 14, Requirement of Presence of a Properly Qualified Transport Manager</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a></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: [Chapter, article]	<p>Corresponding National Provision:</p> <p>According to provisions of the aforementioned regulations, access to the ECMT Multilateral Quota System shall be granted to road haulage operators that have good business repute: undertakings that did not make serious infringements and their managers had not been convicted for offences envisaged by the Quality Charter provisions.</p> <p>Regarding good repute provisions, we <b>request to recognise their equivalence</b> to the Quality Charter provisions, as impeccable business repute is a necessary but not sufficient condition for access to the ECMT Multilateral Quota System.</p>
<b>Any other comments:</b>	<p><i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i></p>

**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 checked="" type="checkbox"/> Fully</p> <p>Order of the Ministry of Transport of Ukraine No. 551 dd. 26.07.2013 registered by the Ministry of Justice of Ukraine on 22.08.2013, No. 1454/23986, establishing the <i>Order of Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision</i></p> <p><b>Item 2 of Section IV, Establishing the Procedure of Training and Checking the Knowledge of Managers and Specialists of Transport Operators</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon3.rada.gov.ua/laws/show/z1454-13">http://zakon3.rada.gov.ua/laws/show/z1454-13</a></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 checked="" type="checkbox"/> Fully</p> <p>Order of the Ministry of Transport of Ukraine No. 551 dd. 26.07.2013 registered by the Ministry of Justice of Ukraine on 22.08.2013, No. 1454/23986, establishing the <i>Order of Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision</i></p> <p><b>Item 2 of Section IV, Establishing the Procedure of Checking the Knowledge of Managers</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon3.rada.gov.ua/laws/show/z1454-13">http://zakon3.rada.gov.ua/laws/show/z1454-13</a></p>
<p>Article 4.4. CPC, incl.:</p> <p>- National certificate (4.4.a); cf. Annex 3 )</p> <p>- IRU Academy CPC (4.4.b))</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Order of the Ministry of Transport of Ukraine No. 551 dd. 26.07.2013 registered by the Ministry of Justice of Ukraine on 22.08.2013, No. 1454/23986, establishing the <i>Order of Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision</i></p> <p><b>- Annex 11 CPC Certificate</b> <i>The Ministry of Infrastructure issues a Certificate of Approval of a Training Centre for Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision on Matters of Safety, Fire and Health</i></p> <p><b>- Training and Consultation Centre of the Association of International Road Hauliers of Ukraine</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon3.rada.gov.ua/laws/show/z1454-13">http://zakon3.rada.gov.ua/laws/show/z1454-13</a></p>



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

Provision of the Charter: [Chapter, article]	Corresponding National Provision:  Considering Ukraine's training potential in matters of periodic training of managers of transport companies and the many years of training experience based on Programmes developed by the IRU Academy, <b>we request the recognition of equivalence of training</b> provided in Ukraine to the Quality Charter provisions.
<b>Any other comments:</b>	<i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i>

**D) Financial standing (Chapter II, 5)**

**Implemented**

Article 5.2., including Capital required for:  - first vehicle - each additional vehicle	<input checked="" type="checkbox"/> Fully  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b> - EUR 9 000 - EUR 5 000  <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a> <a href="http://zakon2.rada.gov.ua/laws/show/z0603-18/paran9#n9">http://zakon2.rada.gov.ua/laws/show/z0603-18/paran9#n9</a>
Article 5.3 & 5.4	<input checked="" type="checkbox"/> Fully  Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Item 1 of Section III, ECMT License Tender Participation Conditions</b>

	<p><b>Annex 3, Information on Financial Standing of a Transport Operator</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p>
Article 5.5.	<p><input checked="" type="checkbox"/> Fully</p> <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Item 1 of Section III, ECMT License Tender Participation Conditions</b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p>

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

Provision of the Charter: [Chapter, article]	-
<b>Any other comments:</b>	According to provisions of the aforementioned regulatory document, access to the ECMT Multilateral Quota System is granted (in addition to compulsory licensing) on a competitive basis in accordance with the Quality Charter provisions, including the information on an undertaking's financial standing.

**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 <input checked="" type="checkbox"/> Partially Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of a Model Programme of Initial Qualification and Periodic Training of Drivers</i> No. 229 dd. 02.03.2010 <i>establishing a programme of initial qualification and periodic training of drivers (a total of 162 hours + 57 hours for drivers of class C and class E vehicles)</i> <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon5.rada.gov.ua/laws/show/229-2010-%D0%BF">http://zakon5.rada.gov.ua/laws/show/229-2010-%D0%BF</a>
Article 2.2.a) - Initial qualification , incl:  - List of knowledge (cf.annex4) - Course + test, or, a test only - exemptions	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of a Model Programme of Initial Qualification and Periodic Training of Drivers</i> No. 229 dd. 02.03.2010 <i>establishing a programme of initial qualification and periodic training of drivers</i>  - Corresponds to provisions for receiving a Certificate of Professional Competence issued by the Training and Consultation Centre of the Association of International Road Hauliers (AsMAP) of Ukraine accredited by the IRU Academy - Course + test for receiving a Certificate of Professional Competence issued by the Training and Consultation Centre of the Association of International Road Hauliers of Ukraine accredited by the IRU Academy <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon5.rada.gov.ua/laws/show/229-2010-%D0%BF">http://zakon5.rada.gov.ua/laws/show/229-2010-%D0%BF</a>

<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 [31 Dec 2019]</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>Memorandum on the Quality Charter Implementation (provisions on professional competence) signed between the Ministry of Infrastructure of Ukraine, ITF, the IRU Academy, and AsMAP of Ukraine</p> <p>In addition, starting 2002, a Ukrainian training centre accredited by the IRU Academy has been training drivers on the basis of IRU programmes</p> <p>- Fully compliant</p> <p>- Minimum 35 years</p> <p>- Maximum 5 years</p> <p>- Copulated, Fully compliant</p> <p><input type="checkbox"/> Useful Links: -</p>
<p>Articles 2.3; 2.4 - approval of training centres</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>Memorandum on the Quality Charter Implementation (provisions on professional competence) signed between the Ministry of Infrastructure of Ukraine, ITF, the IRU Academy, and AsMAP of Ukraine</p> <p><input type="checkbox"/> Useful Links:</p>
<p>Article 2.6 - CPC proof, incl.:</p> <p>- Sign affixed on driver licence (permit)</p> <p>- Driver Qualification card (cf. annex 5)</p> <p>- IRU Academy CPC</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>The duty to have driving licence is regulated by Resolution of the Cabinet of Ministers of Ukraine On Road Traffic Regulations dd. 10.10.2001 (as amended, including Resolution No. 883 dd. 10.11.2017)</p> <p>- NA</p> <p>- Training and Consultation Centre of AsMAP of Ukraine</p> <p>- Training and Consultation Centre of AsMAP of Ukraine</p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1306-2001-%D0%BF/paran16#n16">http://zakon5.rada.gov.ua/laws/show/1306-2001-%D0%BF/paran16#n16</a></p> <p><a href="http://zakon5.rada.gov.ua/laws/show/340-93-%D0%BF">http://zakon5.rada.gov.ua/laws/show/340-93-%D0%BF</a></p>

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

Provision of the Charter: [Chapter, article]	<p>Corresponding National Provision:</p> <p>Considering Ukraine's training potential in matters of periodic training of drivers carrying out international road haulage operations and the many years of training experience based on Programmes developed by the IRU Academy at training centres accredited by the IRU Academy, we <b>request the recognition of equivalence of training</b> provided in Ukraine to the Quality Charter provisions.</p> <p>In addition, <i>the 2020 Strategy of Road Traffic Safety Improvement in Ukraine</i> approved by Instruction of the Cabinet of Ministers of Ukraine No. 481-r dd. 14.06.2017 envisages implementation of a system of training and official recognition of professional competence of drivers in accordance with provisions of 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.</p> <p><a href="http://zakon2.rada.gov.ua/laws/show/481-2017-%D1%80">http://zakon2.rada.gov.ua/laws/show/481-2017-%D1%80</a></p>
Any other comments:	<i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i>

**C) Conditions of employment (Chapter III, 3)**

**Implemented**

Article 3.1	<p><input checked="" type="checkbox"/> Fully</p> <p><b><u>The Ukrainian Labour Code No. 322-VIII dd. 10.12.1971</u></b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/322-08">http://zakon5.rada.gov.ua/laws/show/322-08</a></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>   <p>- authorisations</p> <p>- training/ examinations</p> <p>- CPC</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015</p> <p>Order of the Ministry of Transport of Ukraine No. 551 dd. 26.07.2013 registered by the Ministry of Justice of Ukraine on 22.08.2013, No. 1454/23986, establishing the <i>Order of Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision</i></p> <p>- <i>State Service of Ukraine for Transport Safety</i></p> <p>- <i>Ministry of Infrastructure of Ukraine</i></p> <p>- <i>Ministry of Infrastructure of Ukraine</i></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a></p> <p><a href="http://zakon3.rada.gov.ua/laws/show/z1454-13">http://zakon3.rada.gov.ua/laws/show/z1454-13</a></p>
<p>1.2.2: re. provisions on drivers, incl.:</p>   <p>- training/examinations</p> <p>- CPC</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>Order of the Ministry of Transport of Ukraine No. 551 dd. 26.07.2013 registered by the Ministry of Justice of Ukraine on 22.08.2013, No. 1454/23986, establishing the <i>Order of Upgrading the Qualification of Managers and Specialists Operating in the Sphere of Road Transport Service Provision</i></p> <p>- <i>Ministry of Infrastructure of Ukraine</i></p> <p>- <i>Ministry of Infrastructure of Ukraine</i></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon3.rada.gov.ua/laws/show/z1454-13">http://zakon3.rada.gov.ua/laws/show/z1454-13</a></p>
<p>Articles 1.2.3- 1.2.4.</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Statute of the State Service of Ukraine for Transport Safety</p> <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of the Statute of the State Service of Ukraine for Transport Safety</i> No. 103 dd. 11.02.2015</p>

	<input checked="" type="checkbox"/> Useful Links: <a href="http://zakon5.rada.gov.ua/laws/show/103-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/103-2015-%D0%BF</a>
Article 1.2.5	<input checked="" type="checkbox"/> Fully <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Items 2-5 of Section IV, Item 9 of Section II</b></p> <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a>
Article 1.3.	<input checked="" type="checkbox"/> Fully <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015</p> <p><b>Contac persons:</b></p> <p><b>Viktor Sasin</b> – Director of the Department of Road Transport of the Ministry of Infrastructure of Ukraine  +380 44 351 47 03 тел. e-mail: <a href="mailto:viktor.sasin@gmail.com">viktor.sasin@gmail.com</a>  +380 44 351 48 53 факс <a href="mailto:viktor.sasin@mtu.gov.ua">viktor.sasin@mtu.gov.ua</a></p> <p><b>Ekaterina Onishchenko</b> – Expert of the Department of Road Transport of the Ministry of Infrastructure of Ukraine  +380 44 351 41 85 тел. e-mail: <a href="mailto:avtodep@mtu.gov.ua">avtodep@mtu.gov.ua</a></p> <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a>

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

Provision of the Charter: [articles 1.2.1; 1.2.2]	Considering that currently the requirement of CPC Manager and CPC Drivers are applied only to the transport undertakings which participate in the ECMT Multilateral Quota system, <b>we request the recognition of equivalence of these provisions</b> to the Quality Charter requirements.
<b>Any other comments:</b>	<i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i>

**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 checked="" type="checkbox"/> Fully</p> <p>Law of Ukraine <i>On Road Transport</i> No. 2344-III dd. 05.04.2001 (as amended, in part, by Law of Ukraine No. 1812-VIII dd. 17.01.2017)</p> <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of Procedures for Exercising State Control in Road Transport</i> No. 1567 dd. 08.11.2006 (as amended by Resolution No. 239 dd.10.03.2017)</p> <p><b>Item 2. Drivers' compliance with the provisions laid down by the AETR</b></p> <p>- <b><u>State Service of Ukraine for Transport Safety</u></b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/2344-14">http://zakon5.rada.gov.ua/laws/show/2344-14</a></p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1567-2006-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1567-2006-%D0%BF</a></p>
<p>Article 2.2. - Checks re. Undertakings, incl:</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Resolution of the Cabinet of Ministers of Ukraine <i>On Approval of License Provisions for Conducting Commercial Activity in the Sphere of Road Transport of Passengers, Dangerous Goods, Hazardous Waste, International Road Transport of Passengers and Goods</i> No. 1001 dd. 02.12.2015</p> <p>- <b><u>State Service of Ukraine for Transport Safety</u></b></p> <p>- <b><u>Once a year (routine checks)</u></b></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF">http://zakon5.rada.gov.ua/laws/show/1001-2015-%D0%BF</a></p>

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

<p>Provision of the Charter: [Chapter, article]</p>	<p>-</p>
<p><b>Any other comments:</b></p>	<p>-</p>



**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 <input checked="" type="checkbox"/> Partially</p> <p>Law of Ukraine <i>On Road Transport</i> No. 2344-III dd. 05.04.2001 (as amended, in part, by Law of Ukraine No. 1812-VIII dd. 17.01.2017)</p> <p><b>Article 60.</b> <i>Liability for Violation of the Law on Road Transport</i></p> <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, , and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Annex 4.</b> <i>Infringements Entailing ECMT Licence Withdrawal</i></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/2344-14">http://zakon5.rada.gov.ua/laws/show/2344-14</a></p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p>
<p>Article 3.2. re. undertakings, incl:</p>	<p><input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially</p> <p>Law of Ukraine <i>On Road Transport</i> No. 2344-III dd. 05.04.2001 (as amended, in part, by Law of Ukraine No. 1812-VIII dd. 17.01.2017)</p> <p><b>Article 60.</b> <i>Liability for Violation of the Law on Road Transport</i></p> <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Annex 4.</b> <i>Infringements Entailing ECMT Licence Withdrawal</i></p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p><a href="http://zakon5.rada.gov.ua/laws/show/2344-14">http://zakon5.rada.gov.ua/laws/show/2344-14</a></p> <p><a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p>

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

Provision of the Charter: [Chapter, article]	Corresponding National Provision:  The penalties imposed by the national legislation are stricter than those envisaged by the Quality Charter. <b>Request for recognition of equivalence</b> of the national legislation to the Quality Charter provisions.
<b>Any other comments:</b>	<i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i>

#### **D) Penalties (Chapter IV, 4)**

##### **Implemented**

Article 4.1.	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Annex 4. Infringements Entailing ECMT Licence Withdrawal</b></p> <p><input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></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>	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially <p>Law of Ukraine <i>On Road Transport</i> No. 2344-III dd. 05.04.2001 (as amended, in part, by Law of Ukraine No. 1812-VIII dd. 17.01.2017)</p> <p><b>Article 60. Liability for Violation of the Law on Road Transport</b></p> <p>Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i></p> <p><b>Items 2-5 of Section IV, Item 9 of Section II, Annex 4. Infringements Entailing ECMT Licence Withdrawal</b></p> <p><input checked="" type="checkbox"/> Useful Links:  <a href="http://zakon5.rada.gov.ua/laws/show/2344-14">http://zakon5.rada.gov.ua/laws/show/2344-14</a>  <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a></p>

Article 4.3. on undertakings:	<input type="checkbox"/> Fully <input checked="" type="checkbox"/> Partially
- 4.3.1.	Law of Ukraine <i>On Road Transport</i> No. 2344-III dd. 05.04.2001 (as amended, in part, by Law of Ukraine No. 1812-VIII dd. 17.01.2017)  <b>Article 60. Liability for Violation of the Law on Road Transport</b>
- 4.3 2.	Order of the Ministry of Transport of Ukraine No. 757 dd. 20.08.2004 registered by the Ministry of Justice of Ukraine on 31.08.2004, No. 1075/9674 (as worded by Order No. 362 dd. 11.09.2015 with amendments introduced by Order No. 257 dd. 26.07.2017, and as last amended by Order No. 199 dd. 04.05.2018), amending the <i>Procedures for Competitions and Issuance of Authorisations of the European Conference of Ministers of Transport</i>  <b>Items 2-5 of Section IV, Item 9 of Section II, Annex 4. Infringements Entailing ECMT Licence Withdrawal</b>  <input checked="" type="checkbox"/> Useful Links: <a href="http://zakon5.rada.gov.ua/laws/show/2344-14">http://zakon5.rada.gov.ua/laws/show/2344-14</a> <a href="http://zakon2.rada.gov.ua/laws/show/z1076-04">http://zakon2.rada.gov.ua/laws/show/z1076-04</a>

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

Provision of the Charter: [article]	The provisions of the national legislation are not less strict than those envisaged by the Quality Charter but those provisions are currently applicable only to transport operators and drivers of vehicles operating within the ECMT International Quota system. We <b>request for recognition of equivalence of the national legislation</b> to the Quality Charter provisions
<b>Any other comments:</b>	<i>These provisions were recognised as Charter equivalent by the Group on Road Transport at its meeting on 22-23 March 2018</i>

**ANNEX:** Certificates of accreditation by IRU Academy and the models of CPC Manager and CPC driver and driver card issued by the Training and Consultation Centre of AsMAP (Ukraine)

iru.org/academy Date 13-06-2017

**IRU**  
ACADEMY

**ACCREDITATION**

IRU Academy authorises  
**TCC AIRCU**  
In UKRAINE as an IRU Academy Associate Training Institute (ATI) to conduct training for  
**CPC MANAGER INTERNATIONAL PROGRAMME**  
and award IRU Academy Certificates, in full compliance with the requirements of IRU Academy, regarding instructor qualification, training and examination to provide and ensure the highest safety and quality in road transport.

  
Mr Umberto de Pretto  
Secretary General  
IRU, Switzerland

  
Mrs Larissa Dobrukha  
Chairperson AAC

iru.org/academy

**IRU**  
ACADEMY

**CPC MANAGER DIPLOMA**

Awarded on 08 March 2018 to  
**Ivan TKACHUK**  
Born in Chernivetskyy reg., Ukraine, on 1 March 1961, certifying qualification in the  
**Certificate of Professional Competence (CPC) for the Road Transport Manager**  
**- National and International Road Haulage -**  
Possession of this qualification is confirmed by the IRU Academy on its web site.  
**This certificate is valid until the expiry date indicated on the CPC Certificate issued by the Competent Authority.**  
This course is delivered by the IRU Academy Accredited Training Institute Training Consulting Center - AIRCU in accordance with 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 the strict criteria fixed by the IRU Academy, endorsed by its high level Advisory Committee, regarding Instructor qualification, training and examination to provide and ensure the highest professional skills and quality in road transport.

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Umberto de Pretto  
Secretary General  
IRU  
Switzerland

Mr Serhij KOKOT  
Director  
TCC AIRCU  
Ukraine

iru.org/academy Date 13-06-2017



# ACCREDITATION

IRU Academy authorises  
**TCC AIRCU**  
 In UKRAINE as an IRU Academy Associate Training Institute (ATI) to conduct training for  
**CPC DRIVER INTERNATIONAL PROGRAMME**

and award IRU Academy Certificates, in full compliance with the requirements of IRU Academy, regarding instructor qualification, training and examination to provide and ensure the highest safety and quality in road transport.

  
 Mr Umberto de Pretto  
 Secretary General  
 IRU, Switzerland

  
 Mrs Larissa Dobrukha  
 Chairperson AAC

iru.org/academy



# CPC DRIVER CERTIFICATE

Awarded on 08 March 2018 to  
**Ivan TKACHUK**  
 Born in Chernivetsky reg., Ukraine, on 1 March 1961, certifying qualification in the  
**Certificate of Professional Competence (CPC) for Driver**  
**Initial Qualification for Truck Drivers Cat. C & C+E, C1, C1+E**

Possession of this qualification is confirmed by the IRU Academy on its web site.  
**This certificate is valid until (Code 95) 07 March 2023.**


This course is delivered by the IRU Academy Accredited Training Institute Training Consulting Center - AIRCU on the basis of EU Directive 2003/59/EC, on subjects referred in section 1 of Annex A and the strict criteria fixed by the IRU Academy, endorsed by its high level Advisory Committee, regarding Instructor qualification, training and examination to provide and ensure the highest professional skills and quality in road transport.

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 Umberto de Pretto  
 Secretary General  
 IRU  
 Switzerland

Mr Serhij KOKOT  
 Director  
 TCC AIRCU  
 Ukraine



iru.org/academy

## CPC DRIVER CERTIFICATE

Awarded on 08 March 2018 to

**Ivan TKACHUK**

Born in Chernivetsky reg., Ukraine, on 1 March 1981, certifying qualification in the


**Certificate of Professional Competence (CPC) for Driver**


Periodic Qualification for Truck Drivers Cat. C & C+E, C1, C1+E

Possession of this qualification is confirmed by the IRU Academy on its web site.  
This certificate is valid until (Code 95) 07 March 2023.

This course is delivered by the IRU Academy Accredited Training Institute Training Consulting Center - AIRCU on the basis of EU Directive 2003/59/EC, on subjects referred in section 1 of Annex A and the strict criteria fixed by the IRU Academy, endorsed by its high level Advisory Committee, regarding instructor qualification, training and examination to provide and ensure the highest professional skills and quality in road transport.

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Umberto de Pretto  
Secretary General  
IRU  
Switzerland

Mr Serhij KOKOT  
Director  
TCC AIRCU  
Ukraine





**Enclosure:** Letter from the Ministry of Infrastructure of Ukraine dated 24 May 2018

**МІНІСТЕРСТВО  
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УКРАЇНИ**

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**MINISTRY OF  
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**Mr. YOUNG TAE KIM**  
Secretary-General  
of the International  
Transport Forum

Dear Mr. Secretary-General!

I have the honour to present my compliments to the International Transport Forum and to you personally on this occasion. I would like to address with the following.

In May 2015, in the course of the regular meetings of the International Transport Forum (Leipzig, Federal Republic of Germany), the Quality Charter was adopted by the Ministers of Transport of the Member Countries including Ukraine.

The Ministry of Infrastructure of Ukraine has carried out the necessary work to comply with the requirements of the Quality Charter in implementing the relevant norms of Ukrainian legislation.

I would like to inform you that during the previous meeting of the ITF Group on Road Transport, it was decided to recognize Ukraine as a country that complied with the requirements of the Quality Charter in respect of the carrying out the transport services within the framework of the quota system of the ECMT permits. Taking into account the report of the Ukrainian delegation, there is full implementation of the conditions containing the requirements of a stable financial position of the carrier, which will undertake international carriage by the ECMT permits.

In order to comply with these requirements, the Ministry of Infrastructure of Ukraine has developed the Order of the Ministry of Infrastructure of Ukraine № 199 dated May, 04 2018 "On Amendments to the Procedure for Contest and Issue of Permits to the European Conference of Ministers of Transport" (hereinafter referred to as the Order). The provisions of the Order stipulate that the carrier who carries out international carriage by the ECMT permits must have a stable financial condition confirmed by the availability of financial resources equivalent to at least EUR 9,000 for the first vehicle and not less than EUR 5,000 for each subsequent one.

Given the abovementioned, the Order was registered by the Ministry of Justice of Ukraine in accordance with the internal procedures.

✱

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№1702/25/14-18 від 24.05.2018

15:32



Taking into account the above, I have the honor to inform you that Ukraine has complied fully with the requirements on adopting the Quality Charter.

Please also find attached an official report on the implementation of the Quality Charter by Ukraine.

Let me avail myself of this opportunity to renew to the International Transport Forum and to you personally, the assurances of my highest consideration and express hope for a further fruitful cooperation on global transport policy issues.

Attachment (only to addressee): on 22.

Sincerely

Acting Minister

A handwritten signature in black ink, appearing to read 'Yuri Lavrenyuk', followed by a large, stylized flourish or number '7'.

Yurii Lavrenyuk