

**INTERNATIONAL TRANSPORT FORUM
TRANSPORT MANAGEMENT BOARD**

Group on Road Transport

Report by DENMARK on Implementation of QUALITY CHARTER

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

The document was revised in November 2022.

JT03518634

International Transport Forum
Group On Road Transport
OECD/ITF, 2 rue André Pascal
F-75775 Paris Cedex 16
France

Danish Road Traffic Authority
~~Sorsigvej~~ 35
6760 Ribe

Telefon: 7221 8899
E-mail: info@fstyr.dk
Web: www.fstyr.dk

Sagsnr.: 2022-342289
04-11-2022

Updated Statement for Application for recognition of Quality Charter compliance

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

Compliance with the charter is usually achieved through European Regulations and the implementation of appropriate European Union Directives.

The checklist 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 DK holders of ECMT licences. ECMT licences are only issued to an operator with a standard international operator's ~~licence~~.

Best regards,
Stefan Søsted
Director of the Danish Road Traffic Authority

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

COUNTRY: DENMARK

NATIONAL AUTHORITY: DANISH ROAD TRAFFIC AUTHORITY

DATE OF SUBMISSION: 23 AUGUST 2016

Translation of titles of Danish Acts and Ministerial Orders referenced in the Application

Bekendtgørelse nr. 1051 af 12. november 2012 af lov om godskørsel:
Consolidated act on transport of goods, no. 1051 of 12th November 2012

Bekendtgørelse nr. 601 af 11. maj 2022 om godskørsel:
Ministerial order no. 601 of 11th May 2022 about transport of goods

Bekendtgørelse nr. 322 af 30. marts 2020 om kvalifikationskrav til visse førere af køretøjer i vejtransport:
Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport

Bekendtgørelse nr. 328 af 28. marts 2007 om køre- og hviletidsbestemmelserne i vejtransport:
Ministerial order no. 328 of 28th March, 2007 on driving and resting conditions in road transport

Bekendtgørelse nr. 2635 af 28. december 2021 om Færdselsstyrelsens opgaver, beføjelser og klageadgang:
Ministerial order no. 2635 of 28th December, 2021 on the Danish Road Traffic Authority's tasks and powers.

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 Regulation no 1071/2009 of the European Parliament and of the Council of 21. October 2009, article 5. <input type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF
Article 2.2.b)	<input checked="" type="checkbox"/> Fully Regulation no 1071/2009 of the European Parliament and of the Council of 21. October 2009, article 5. <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF
Article 2.2.c)	<input checked="" type="checkbox"/> Fully Regulation no 1071/2009 of the European Parliament and of the Council of 21. October 2009, article 5. <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF

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: Not applicable
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Any other comments:	
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B) Good Repute (Chapter II, 3)**Implemented**

Article 3.1.	<input checked="" type="checkbox"/> Fully Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 6 and Ministerial order no. 601 of 11th May 2022 about transport of goods, §§ 4-9. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2022/601#P12
Article 3.2., incl: - points a) to e); - list of most serious infringements: point d), items i - vii;	<input checked="" type="checkbox"/> Fully <ul style="list-style-type: none"> - Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 6, Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 12, stk. 1, cf. Ministerial order no. 601 of 11th May 2022 about transport of goods, §§ 6 and 8. - Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 6, Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 12, stk. 1, cf. Ministerial order no. 601 of 11th May 2022 about transport of goods, §§ 6 and 8. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/forms/R0710.aspx?id=143489 & https://www.retsinformation.dk/eli/Ita/2022/601#P12
Article 3.3.	<input checked="" type="checkbox"/> Fully Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 4. <input type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF

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: Not applicable
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 checked="" type="checkbox"/> Fully</p> <p>Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 8 and Annex I, and Ministerial order no. 601 of 11th May 2022 about transport of goods, annex 1.</p> <p>Ministerial order no. 601 of 11th May 2022 about transport of goods, § 12. (Mandatory written exam).</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF & https://www.retsinformation.dk/eli/Ita/2022/601#P12</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>- Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 8 and Annex II, and Ministerial order no. 601 of 11th May 2022 about transport of goods, § 12.</p> <p>- Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 8 and Annex II, and Ministerial order no. 601 of 11th May 2022 about transport of goods, § 12.</p> <p>- Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 8 and Annex II, and Ministerial order no. 601 of 11th May 2022 about transport of goods, § 12.</p> <p><input type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF https://www.retsinformation.dk/eli/Ita/2022/601#P12</p>
<p>Article 4.4. CPC, incl.:</p> <p>- National certificate (4.4.a); cf. Annex 3)</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Implemented by: Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 8 (8) and Annex II and III.</p> <p><i>Name of National Authority or duly approved body:</i> Danish Road Traffic Authority (National certificate is enclosed).</p> <p><input type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF</p>

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

Provision of the Charter:	Corresponding National Provision: Not applicable
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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 checked="" type="checkbox"/> Fully</p> <p>Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 7, and Ministerial order no. 601 of 11th May 2022 about transport of goods, § 11, stk. 1.</p> <p>- DKK for the first motor vehicle used: 66.950. [EUR Equivalent 9000]</p> <p>- DKK for each additional motor vehicle or combination of vehicles used that has a permissible laden mass exceeding 3,5 tonnes: 37.200 [EUR Equivalent 5000]</p> <p><input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2022/601#P12</p>
<p>Article 5.3 & 5.4</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Ministerial order no. 601 of 11th May 2022 about transport of goods, § 11, stk. 4.</p> <p>- The requirement for equity can be documented by 1) the company's opening balance for newly established companies, 2) the company's latest annual report, which has been audited or reviewed by a state-authorized or registered accountant, 3) a declaration made by a state authorized or registered accountant or 4) a guarantee provided by a bank or an insurance company.</p> <p><input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2022/601#P11</p>
<p>Article 5.5.</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Ministerial order no. 601 of 11th May 2022 about transport of goods, § 11, stk. 4.</p> <p><input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2022/601#P11</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: Not applicable
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: No.

B) Driver training (Chapter III, 2)

Implemented

Article 2.1:	<input checked="" type="checkbox"/> Fully Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/lt/a/2020/322#idfc2ca63b-2b5e-4102-bc17-07d9ac8c41fb
Article 2.2.a) - Initial qualification , incl: List of knowledge (cf.annex4) - Course + test, or, a test only - exemptions	<input checked="" type="checkbox"/> Fully Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, §§ 16-21 and bilag 1 (annex 1). 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 (Annex I) and Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport bilag 1 (annex 1) . - Course + test - Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport § 4.

	<input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2020/322#P14
Article 2.2.b) - Periodic training, incl: - List of knowledge (cf.annex4) - Number of hours (35) - Periodicity (every 5 years) - first periodic training to be completed by	<input checked="" type="checkbox"/> Fully Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, § 22. - Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, § 23.- 37 hours - Every 5 years. - 31 st December 2014 <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2020/322#P22
Articles 2.3; 2.4 - approval of training centres	<input checked="" type="checkbox"/> Fully Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, §§ 41-42. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2020/322#P40
Article 2.6 - CPC proof, incl.: - Driver Qualification card (cf. annex 5)	<input checked="" type="checkbox"/> Fully Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, § 29. - <i>Name of National Authority:</i> Danish Road Traffic Authority (model attached) <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2020/322#P27

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

Provision of the Charter:	- Not applicable
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C) Conditions of employment (Chapter III, 3)

Implemented

Article 3.1	<input checked="" type="checkbox"/> Fully
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	Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 6 a, stk. 1. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/ta/2012/1051
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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

<p>1.2.1: re. provisions on undertakings, incl.:</p> <ul style="list-style-type: none"> - authorisations - training/examinations - CPC 	<p><input checked="" type="checkbox"/> Fully</p> <p>Ministerial order no. 2635 of 28th December 2021 on the Danish Road Traffic Authority's tasks and powers, § 7.</p> <ul style="list-style-type: none"> - Danish Road Traffic Authority - Danish Road Traffic Authority - Danish Road Traffic Authority <p><input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2021/2635</p>
<p>1.2.2: re. provisions on drivers, incl.:</p> <ul style="list-style-type: none"> -training/examinations - CPC 	<p>X Fully</p> <p>Ministerial order no. 322 of 30th March 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, §§ 29 and 42.</p> <ul style="list-style-type: none"> - Danish Road Traffic Authority - Danish Road Traffic Authority <p><input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2020/322#P41</p>
<p>Articles 1.2.3- 1.2.4.</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Procedure: The Danish Road Traffic Authority will lend mutual assistance if necessary. Furthermore, The Danish Road Traffic Authority will inform the country of establishment of detected infringements.</p> <p><input type="checkbox"/> Useful Links: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF</p>
<p>Article 1.2.5</p>	<p><input checked="" type="checkbox"/> Fully</p> <p>Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 12, stk. 6.</p> <p>Procedure: The Danish Road Traffic Authority will withdraw ECMT licences in case of serious or repeated infringements of the provisions of the Quality Charter.</p>

	<input type="checkbox"/> Useful Links: https://www.retsinformation.dk/forms/R0710.aspx?id=143489
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Article 1.3.	<input checked="" type="checkbox"/> Fully <p>The Danish Road Traffic Authority confirms compliance with article 1.3., in regard to submission of reports to the Secretariat of ITF.</p> <input type="checkbox"/> Useful Links:
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Any other comments in relation to one or more provisions listed above:

Provision of the Charter:	[comment] -
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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>	<input checked="" type="checkbox"/> Fully <p>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.</p> <p>The Danish Road Traffic Authority:</p> <p>Frequency of scope of checks at undertakings: At least 165,000 working days per year.</p> <p>- The Danish Police:</p> <p>- <i>Frequency and scope of checks, incl. roadside; at the premises:</i> Frequency and scope of checks at roadside: At least 165,000 working days per year, cf. Directive 2006/22, art. 2</p> <input type="checkbox"/> Useful Links: https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02006R0561-20200820 https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02006L0022-20220202
Article 2.2. - Checks re. Undertakings, incl:	<input checked="" type="checkbox"/> Fully <p><i>Competent National Authority</i> : The Danish Road Traffic Authority</p>

	<p>Ministerial order no. 601 of 11th May, 2022 about transport of goods, §§ 23-26</p> <p><input type="checkbox"/> Useful Links:</p> <p>https://www.retsinformation.dk/eli/ta/2022/601</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:	<i>Not applicable</i>
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C) Classification of Infringements (Chapter IV, 3)

Implemented

Article 3.1. re. driving times and rest periods (cf. also. Annex 7)	<p><input checked="" type="checkbox"/> Fully</p> <p>Denmark complies with this provision through 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, as complemented by Commission Regulation (EU) 2016/403 of 18 March 2016 supplementing Regulation (EC) No 1071/2009 with regard to the classification of serious infringements of the Union rules, which may lead to the loss of good repute by the road transport operator, and amending Annex III to Directive 2006/22/EC of the European Parliament and of the Council.</p> <p><input type="checkbox"/> Useful Links:</p> <p>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02016R0403-20220523</p> <p>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02009R1071-20220221</p>
Article 3.2. re. undertakings, incl:	<p><input checked="" type="checkbox"/> Fully</p> <p>Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 6. Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 12.</p> <p>Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 6 (2) (a). Consolidated act on transport of goods, no. 1051 of 12th November 2012, § 12.</p>

	<input type="checkbox"/> Useful Links: https://www.retsinformation.dk/forms/R0710.aspx?id=143489
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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]	Corresponding National Provision: Not applicable
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Any other comments:	
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D) Penalties (Chapter IV, 4)**Implemented**



Article 4.1.	<input checked="" type="checkbox"/> Fully Consolidated act on transport of goods, no. 1051 of 12th November, 2012, § 17. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/forms/R0710.aspx?id=143489
Article 4.2. on drivers incl, infringements re: - 4.2.1. AETR rules 4.2.2. driver training	<input checked="" type="checkbox"/> Fully Corresponding National Provisions: Infringement rules are inscribed in §§ 10-14 in Ministerial order no. 328 of 28th March, 2007 on driving and resting conditions in road transport. - Ministerial order no. 322 of 30th March, 2020 about qualification and training requirements for certain drivers of vehicles in the area of road transport, §§ 53-55. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/Forms/R0710.aspx?id=2606 https://www.retsinformation.dk/eli/Ita/2020/322#P51
Article 4.3. on under-takings: - 4.3.1. - 4.3 2.	<input checked="" type="checkbox"/> Fully Corresponding National Provisions : - Consolidated act on transport of goods, no. 1051 of 12th November, 2012, § 12. - Regulation no 1071/2009 of the European Parliament and of the Council of 21 October 2009, article 13. <input type="checkbox"/> Useful Links: https://www.retsinformation.dk/eli/Ita/2007/328 http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:300:0051:0071:EN:PDF

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

Provision of the Charter: [article]	[comment] -
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ANNEX 1. Model of the National Certificate of Professional Competence

DET EUROPÆISKE FÆLLESSKAB

DK   **Færdselsstyrelsen**⁷⁾

ATTEST

For faglige kvalifikationer godskørsel

Nr. **██████████**


attesterer hermed, at⁽³⁾ **██████████**


født den **██████** i **██████**

har bestået de prøver (år **██████** termin: **██████**)⁽⁴⁾ der kræves for at opnå en attest for faglige kvalifikationer inden for godskørsel i henhold til Europa-Parlamentets og Rådets forordning (EF) nr. 1071/2009 af 21. oktober 2009 om fælles regler om betingelser for udvælgelse af vejtransporterhvervet⁽⁵⁾.

Dette bevis udgør tilstrækkelig godtgørelse af faglige kvalifikationer, jf. artikel 21 i forordning (EF) nr. 1071/2009.

Udstedt i **██████** den **██████**


Færdselsstyrelsen


Stefan Sæsted

(1) Medlemsstaternes nationalitetsbetegnelser: (B) Belgien, (BG) Bulgarien, (CZ) Den Tjekkiske Republik, (DK) Danmark, (D) Tyskland, (EST) Estland, (IRL) Irland, (GR) Grækenland, (E) Spanien, (F) Frankrig, (I) Italien, (CY) Cypern, (LV) Letland, (L) Litauen, (L) Luxembourg, (H) Ungarn, (MT) Malta, (NL) Nederlandene, (A) Østrig, (PL) Polen, (P) Portugal, (RO) Rumænien, (SLO) Slovenien, (SK) Slovakiet, (FIN) Finland, (S) Sverige, (UK) Det Forenede Kongerige.
(2) Den myndighed eller det organ, som hver af Det Europæiske Fællesskabs medlemsstater på forhånd har udpeget til at udstede denne attest.
(3) Efternavn og fornavn, fødested og fødselsdato.
(4) Identifikation af prøven.
(5) EUT L 300 af 14.11.2009, s. 51.
(6) Stempel og underskrift for det autoriserede organ, der udsteder beviset.

ANNEX 2. Model of the Driver Qualification Card

From q4/2022



Before q4/2022

