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English - Or. English

11 May 2023

**INTERNATIONAL TRANSPORT FORUM
TRANSPORT MANAGEMENT BOARD**

Group on Road Transport

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

This application from Hungary was approved by the Group of Road Transport under Agenda item 3 of the meeting held on 12 and 13 October 2017 in Moscow (Russian Federation).

The document was revised in September 2022.

JT03518625



MINISTRY OF
NATIONAL DEVELOPMENT

LÁSZLÓ MOSÓCZI PHD
Deputy State Secretary for Transport

Registration number: GVF/ 64564-1 /2017-NFM

Mr. Young Tae Kim
Secretary General

International Transport Forum

Paris, France
2 rue André Pascal
75016

Subject: Implementation of the Quality Charter

Dear Mr. Secretary General,

I am pleased to inform you that Hungary is fully compliant with the provisions of the Quality Charter for International Road Haulage Operations under the ECMT Multilateral Quota.

Compliance with the Quality Charter is usually achieved through European Union regulations and implementation of appropriate European Union directives. The key international legal instruments are

- Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009,
- Regulation (EU) No 165/2014 of the European Parliament and of the Council of 4 February 2014,
- Regulation (EC) No 561/2006 of the European Parliament and of the Council of 15 March 2006,
- Commission Regulation (EU) 2016/403 of 18 March 2016 supplementing Regulation (EC) No 1071/2009 of the European Parliament and of the Council,
- Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003,
- Directive 2006/22/EC of the European Parliament and of the Council of 15 March 2006,
- European Agreement concerning the Work of Crews of Vehicles engaged in International Road Transport (AETR).

The legal instruments listed above are supplemented with domestic legislation to ensure the enforcement of those legal acts on the national level.

On the basis of these laws, the Ministry of National Development issues the ECMT licences in Hungary.

The check list submitted with this statement of compliance details the laws and/or administrative processes adhered to ensure that the provisions of the Charter in the country are met by Hungarian holders of the ECMT licences. Only the haulier can obtain an ECMT licence which is a holder of a community licence.

Budapest, " 05 " September 2017

Yours faithfully,



László Mosóczy

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

COUNTRY: HUNGARY

NATIONAL AUTHORITY: MINISTRY OF TECHNOLOGY AND INDUSTRY

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

A) Conditions of establishment (Chapter II, 2)

Implemented

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| Article 2.2.a) | <p><input checked="" type="checkbox"/> Fully</p> <p>1. 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</p> <ul style="list-style-type: none"> - article 5 - date of enforcement: 4 December 2011 <p>2. Government Decree 261/2011. (XII. 7.) on the transportation of goods by road carried out for hire or reward or own account and road passenger transport services carried out for hire or reward or own account, and amendments concerning related regulations</p> <ul style="list-style-type: none"> - paragraph 13 - date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
| Article 2.2.b) | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 5 - date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 13 - date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |

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| Article 2.2.c) | <input checked="" type="checkbox"/> Fully 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> - article 5 - date of enforcement: 4 December 2011 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 13 - date of enforcement: 8 December 2011 <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 |
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

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| Provision of the Charter: [Chapter, article] | None |
| Any other comments: | The Government Decree No 261/2011. (XII. 7.) established according to paragraph 48 (3) a) 5. of the Road Traffic Law No I of 1988 |

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

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| Article 3.1. | <input checked="" type="checkbox"/> Fully 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> - article 4 and 6 - date of enforcement: 4 December 2011 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 9 - date of enforcement: 8 December 2011 <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 |
| Article 3.2., incl: - points a) to e); - list of most serious infringements: point d), items i - vii; | <input checked="" type="checkbox"/> Fully 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> - article 4 and 6; annex IV - date of enforcement: 4 December 2011 2. Commission Regulation (EU) 2016/403 of 18 March 2016 supplementing Regulation (EC) No 1071/2009 of the European Parliament and of the Council 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 <ul style="list-style-type: none"> - article 1; annex I and II - date of enforcement: 1 January 2017 3. Road Traffic Law No I of 1988 <ul style="list-style-type: none"> - paragraph 19 (6) (clean sheet) - date of enforcement: 1 January 2010 4. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 9 - date of enforcement: 8 December 2011 5. Government Decree No 156/2009. (VII. 29.) on the extent of penalties imposable in case of infringement of rules related to goods and passenger transportation by road and road traffic, and on the duties of the authorities related with the enforcement of such penalties |

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| | <ul style="list-style-type: none"> – annex 1., 3., 4., 4/a. 5., 6., 7. and 8. (list of infringements and penalties, specifies the most serious infringements) – date of enforcement: 8 December 2011 <p>6. Commission Implementing Regulation (EU) 2022/694 of 2 May 2022 amending Regulation (EU) 2016/403 as regards new serious infringements of the Union rules which may lead to the loss of good repute by the road transport operator</p> <ul style="list-style-type: none"> – annex I – date of enforcement: 22 May 2022 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32016R0403&from=EN</p> <p>https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32022R0694&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=9588.331143</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=126204.332619</p> |
| Article 3.3. | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> – article 4, 6 and 14 – date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> – paragraph 9 – date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |

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

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| Provision of the Charter: [Chapter, article] | - none |
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| Any other comments: | The Government Decree 156/2009. (VII. 29.) established according to paragraph 48 (3) a) 15. of the Road Traffic Law No I of 1988 |
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C) Professional competence (Chapter II, 4)**Implemented**

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| <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>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 8 and 9; annex I - date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 10; annex 3 - exemptions: paragraph 10 (4) and (5); annex 1 - date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</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>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 8; annex I - examination procedure: annex I section II - date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 10 <ul style="list-style-type: none"> - examination body: , Ministry of Technology and Industry - pre-training: paragraph 10 (1); annex 3 - date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
| <p>Article 4.4. CPC, incl.:</p> | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 8; annex III - date of enforcement: 4 December 2011 |

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| <p>- National certificate (4.4.a); cf. Annex 3)</p> <p>- IRU Academy CPC (4.4.b))</p> | <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 10 - date of enforcement: 8 December 2011 <p>3. Government Decree No 179/2011. (IX. 2.) on the general rules of the training and examination procedures of the drivers and road transport specialists</p> <ul style="list-style-type: none"> - paragraph 2, 3, 4 and 5 - date of enforcement: 4 September 2011 <p>4. Decree No 24/2005. (XII. 7.) GKM (of the Ministry of Economy and Transports) on the detailed rules of the training and examination procedures of the drivers and road transport specialists</p> <ul style="list-style-type: none"> - paragraph 33 - Name of National Authority responsible for issuing of the certificate: Traffic Competency And Examination Center of the Ministry of Technology and Industry - date of enforcement: 1 December 2011 <p>- IRU Academy CPC is not applicable.</p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=139820.317198</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147</p> |
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

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| <p>Provision of the Charter: [Chapter, article]</p> | <p>- none</p> |
| <p>Any other comments:</p> | <p>The Government Decree 179/2011. (IX. 2.) established according to paragraph 48 (3) a) 8. of the Road Traffic Law No I of 1988</p> <p>The Transport Ministerial Decree No 24/2005. (XII. 7.) GKM established according to paragraph 48 (3) b) 18 of the Road Traffic Law No I of 1988</p> |

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

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| <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>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 7 - date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 12 - date of enforcement: 8 December 2011 <p>- EUR 9 000</p> <p>- EUR 5 000</p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
| <p>Article 5.3 & 5.4</p> | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 7 - date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 12 <ul style="list-style-type: none"> - list of national financial proofs: <ul style="list-style-type: none"> a) statement of an auditor, who is registered by the Chamber of Hungarian Auditors b) statement of a registered auditing company c) certificate of the financial security d) the taxpayer is included in the database of taxpayers, who are exempt of public debt - date of enforcement: 8 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |

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| Article 5.5. | <input checked="" type="checkbox"/> Fully <ol style="list-style-type: none"> 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> – article 7 – date of enforcement: 4 December 2011 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> – paragraph 12 – date of enforcement: 8 December 2011 <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 |
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

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| Provision of the Charter: [Chapter, article] | - none |
| Any other comments: | |

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

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| 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 [<i>It is understood that compliance with these provisions are monitored through National procedures, established for the purpose of implementing the AETR or equivalent regulations</i>]. | |
| Any other comments: | <p>The Road Traffic Law No I of 1988 defines minimum requirements with regard to the organisation of working time in transport.</p> <ul style="list-style-type: none"> – paragraph 18/A, 18/B, 18/C, 18/D, 18/E, 18/F, 18/G, 18/H, 18/I, 18/J, 18/K and 18/L – date of enforcement: 23 March 2005 <p><input checked="" type="checkbox"/> Useful Links: http://njt.hu/cgi_bin/njt_doc.cgi?docid=9588.331143</p> |

B) Driver training (Chapter III, 2)**Implemented**

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| Article 2.1: | <p><input checked="" type="checkbox"/> Fully</p> <ol style="list-style-type: none"> 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 <ul style="list-style-type: none"> – date of enforcement: 10 September 2003 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> – paragraph 20; annex 2 – date of enforcement: 8 December 2011 3. Decree No 24/2005. (XII. 7.) GKM of the Ministry of Economy and Transports <ul style="list-style-type: none"> – paragraph 33/A., 33/B., 33/C. and 33/F. – date of enforcement: 1 December 2011 <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003L0059&from=en</p> |
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| | http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147 |
| <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 checked="" type="checkbox"/> Fully</p> <p>1. Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003</p> <ul style="list-style-type: none"> - date of enforcement: 10 September 2003 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> - paragraph 20; annex 2 - exemptions: annex 2 - date of enforcement: 8 December 2011 <p>3. Decree No 24/2005. (XII. 7.) GKM of the Ministry of Economy and Transports</p> <ul style="list-style-type: none"> - paragraph 33/B; annex 12 - list of knowledge: annex 12 - course + test: annex 12 - date of enforcement: 1 December 2011 <p>The obligation to obtain a driver qualification card does not apply to the drivers of:</p> <ul style="list-style-type: none"> - vehicles with a maximum authorised speed not exceeding 45 km/h - vehicles used by, or under the control of, the armed forces, civil defence, the fire service and forces responsible for maintaining public order; - vehicles undergoing road tests for technical development, repair or maintenance purposes, or of new or rebuilt vehicles which have not yet been put into service - vehicles used in states of emergency or assigned to rescue missions - vehicles used in the course of driving lessons for any person wishing to obtain a driving licence or a CPC certifying the initial qualification or a CPC certifying periodic training; - vehicles used for non-commercial carriage of passengers or goods, for personal use - vehicles carrying material or equipment to be used by the driver in the course of his or her work, provided that driving the vehicle is not the driver's principal activity. <p><input checked="" type="checkbox"/> Useful Links:</p> |

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| | http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003L0059&from=en http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147 |
| <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 checked="" type="checkbox"/> Fully</p> <ol style="list-style-type: none"> Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 <ul style="list-style-type: none"> – date of enforcement: 10 September 2003 Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> – paragraph 20; annex 2 – date of enforcement: 8 December 2011 Decree No 24/2005. (XII. 7.) GKM of the Ministry of Economy and Transports <ul style="list-style-type: none"> – paragraph 33/C; annex 13 – list of knowledge: annex 13 – number of hours (35): annex 13 – periodicity (every 5 years): paragraph 33/C – first periodic training to be completed by 10 September 2014: paragraph 33/C – date of enforcement: 1 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003L0059&from=en http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147</p> |
| <p>Articles 2.3; 2.4 - approval of training centres</p> | <p><input checked="" type="checkbox"/> Fully</p> <ol style="list-style-type: none"> Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 <ul style="list-style-type: none"> – date of enforcement: 10 September 2003 Government Decree No 179/2011. (IX. 2.) <ul style="list-style-type: none"> – paragraph 3 and 4 – date of enforcement: 4 September 2011 Decree No 24/2005. (XII. 7.) GKM of the Ministry of Economy and Transports <ul style="list-style-type: none"> – paragraph 29-32 – paragraph 33 – annex 1, 2, 6, 11, 12 and 13 – date of enforcement: 1 December 2011 |

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| | <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003L0059&from=en http://njt.hu/cgi_bin/njt_doc.cgi?docid=139820.317198 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147 |
| <p>Article 2.6 - CPC proof, incl.:</p> <p>-Driver Qualification card (cf. annex 5)</p> <p>- Sign affixed on driver licence (permit)</p> <p>- IRU Academy CPC</p> | <input checked="" type="checkbox"/> Fully <ol style="list-style-type: none"> 1. Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 <ul style="list-style-type: none"> - Driver Qualification card model: annex II - date of enforcement: 10 September 2003 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 20; annex 2 - date of enforcement: 8 December 2011 3. Decree No 24/2005. (XII. 7.) GKM of the Ministry of Economy and Transports <ul style="list-style-type: none"> - paragraph 33/D and 33/F - Driver Qualification card model: annex 14 - Name of national authority: Regional Government Office - date of enforcement: 1 December 2011 <p>Sign affixed on driver licence and IRU Academy CPC are not applicable.</p> <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32003L0059&from=en http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147 |

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

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| Provision of the Charter: | - none - |
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| Any other comments: | |
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C) Conditions of employment (Chapter III, 3)**Implemented**

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| Article 3.1 | <input checked="" type="checkbox"/> Fully 1. Labour Code - Law No I of 2012 – date of enforcement: 1 July 2012 <input checked="" type="checkbox"/> Useful Links: http://njt.hu/cgi_bin/njt_doc.cgi?docid=143164.336172 |
| Any other comments: | -None |

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

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

Implemented

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| <p>1.2.1: re. provisions on undertakings, incl.:</p> <p>- authorisations</p> <p>- training/examinations</p> <p>- CPC</p> | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Government Decree No 382/2016. (XII. 2.) on the designation of the bodies carrying out official duties related to transport administration tasks</p> <ul style="list-style-type: none"> - paragraph 4 - authorisations: Regional Government Offices and Ministry of Technology and Industry - training/examinations: Traffic Competency And Examination Centre of the Ministry of Technology and Industry - - CPC: Traffic Competency And Examination Centre of the Ministry of Technology and Industry - date of enforcement: 1 January 2010 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=198997.330676</p> |
| <p>1.2.2: re. provisions on drivers, incl.:</p> <p>- training/examinations</p> <p>- CPC</p> | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Government Decree No 382/2016. (XII. 2.)</p> <ul style="list-style-type: none"> - paragraph 4 and 5 - approval of training centres: Ministry of Technology and Industry - examinations: Traffic Competency And Examination Centre of the Ministry of Technology and Industry - CPC: Regional Government Offices - date of enforcement: 1 January 2010 <p>2. Government Decree No 179/2011. (IX. 2.)</p> <ul style="list-style-type: none"> - paragraph 3 and 4 - date of enforcement: 4 September 2011 <p>3. Transport Ministerial Decree No 24/2005. (XII. 7.) GKM</p> <ul style="list-style-type: none"> - paragraph 33/D and 33/F - date of enforcement: 1 December 2011 <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=198997.330676</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=139820.317198</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147</p> |

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| Articles 1.2.3- 1.2.4. | <input checked="" type="checkbox"/> Fully Competent authority: Ministry of Technology and Industry <input checked="" type="checkbox"/> Useful Links: https://kormany.hu/tim |
| Article 1.2.5 | <input checked="" type="checkbox"/> Fully <ol style="list-style-type: none"> 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> – article 13; annex IV – date of enforcement: 4 December 2011 2. Commission Regulation (EU) 2016/403 of 18 March 2016 <ul style="list-style-type: none"> – article 1; annex I and II – date of enforcement: 1 January 2017 3. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> – paragraph 17 – date of enforcement: 8 December 2011 4. Government Decree No 156/2009. (VII. 29.) <ul style="list-style-type: none"> – annex 1, 3, 4, 4/a, 5, 6, 7 and 8 (list of infringements and penalties, specifies the most serious infringements) – date of enforcement: 8 December 2011 5. Commission Implementing Regulation (EU) 2022/694 of 2 May 2022 amending Regulation (EU) 2016/403 as regards new serious infringements of the Union rules which may lead to the loss of good repute by the road transport operator <ul style="list-style-type: none"> – annex I – date of enforcement: 22 May 2022 <p>In Hungary, the undertaking which wants to be a holder of an ECMT licence, must have a community licence. If the community licence is withdrawn, the haulier is not entitled to use or hold an ECMT licence any more.</p> <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32016R0403&from=EN https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32022R0694&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=126204.332619 |

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| | <p><i>Authorities:</i> Regional Government Offices, Police, National Tax and Customs Administration, Labour Authority of the Ministry of Technology and Industry and Ministry of Technology and Industry</p> <p>Hungary organises checks in such a way that 4 % of days worked by drivers of vehicles falling within the scope of Regulations No 561/2006/EC and No 165/2014/EU are checked.</p> <p>Not less than 30 % of the total number of the working days checked is checked at the roadside and not less than 50 % at the premises of undertakings.</p> <p>In favour of exploring means that affect the intended operation of the tachograph, roadside checks have to be extended to the manipulation of the device. These kinds of checks have to cover the 10 % of vehicles.</p> <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32006L0022&from=HU http://njt.hu/cgi_bin/njt_doc.cgi?docid=9588.331143 http://njt.hu/cgi_bin/njt_doc.cgi?docid=110500.332609 http://njt.hu/cgi_bin/njt_doc.cgi?docid=198997.330676 http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
| Article 2.2. - Checks re. Undertakings, incl: | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> - article 12 - frequency of checks: 5 years - date of enforcement: 4 December 2011 <p>4. Government Decree No 382/2016. (XII. 2.)</p> <ul style="list-style-type: none"> - paragraph 4 - date of enforcement: 1 January 2010 <p><i>Authorities:</i> Regional Government Office</p> <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=198997.330676</p> |

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

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| Provision of the Charter: [Chapter, article] | - <i>None</i> |
| Any other comments: | |

C) Classification of Infringements (Chapter IV, 3)

Implemented

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| Article 3.1. re. driving times and rest periods (cf. also. Annex 7) | <input checked="" type="checkbox"/> Fully 1. Commission Regulation (EU) 2016/403 of 18 March 2016 – article 1; annex I – date of enforcement: 1 January 2017 2. Government Decree No 156/2009. (VII. 29.) – annex 3 and 4 (list of infringements and penalties, specifies the most serious infringements) – date of enforcement: 8 December 2011 3. Commission Implementing Regulation (EU) 2022/694 of 2 May 2022 amending Regulation (EU) 2016/403 as regards new serious infringements of the Union rules which may lead to the loss of good repute by the road transport operator – annex I – date of enforcement: 22 May 2022 <input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32016R0403&from=EN https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32022R0694&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=126204.332619 |
| Article 3.2. re. undertakings: | <input checked="" type="checkbox"/> Fully 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 – article 3; 4; 6 and 13; annex IV – date of enforcement: 4 December 2011 2. Commission Regulation (EU) 2016/403 of 18 March 2016 – article 1; annex II – date of enforcement: 1 January 2017 3. Government Decree No 261/2011. (XII. 7.) – paragraph 17 – date of enforcement: 8 December 2011 4. Commission Implementing Regulation (EU) 2022/694 of 2 May 2022 amending Regulation (EU) 2016/403 as regards new serious infringements of the Union rules which may lead to the loss of good repute by the road transport operator – annex I |

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| | <p>– date of enforcement: 22 May 2022</p> <p>In Hungary, the undertaking, which wants to be a holder of an ECMT licence, must have a community licence. If the community licence is withdrawn, the haulier is not entitled to use or hold an ECMT licence any more.</p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32016R0403&from=EN</p> <p>https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32022R0694&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
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Request for recognition of equivalence, if appropriate, in relation to one or more provisions listed above:

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| Provision of the Charter: [Chapter, article] | - None |
| Any other comments: | |

D) Penalties (Chapter IV, 4)

Implemented

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| Article 4.1. | <p><input checked="" type="checkbox"/> Fully</p> <p>1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009</p> <ul style="list-style-type: none"> – article 13 – date of enforcement: 4 December 2011 <p>2. Government Decree No 261/2011. (XII. 7.)</p> <ul style="list-style-type: none"> – paragraph 17 – date of enforcement: 8 December 2011 <p>3. Government Decree No 156/2009. (VII. 29.)</p> <ul style="list-style-type: none"> – date of enforcement: 8 December 2011 |
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| | <p>In Hungary, the undertaking, which wants to be a holder of an ECMT licence, must have a community licence. If the community licence is withdrawn, the haulier is not entitled to use or hold an ECMT licence any more.</p> <p><input checked="" type="checkbox"/> Useful Links: http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=126204.332619</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 checked="" type="checkbox"/> Fully</p> <ol style="list-style-type: none"> 1. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 20; annex 2 - date of enforcement: 8 December 2011 2. Government Decree No 156/2009. (VII. 29.) <ul style="list-style-type: none"> - paragraph 4 and 5; annex 3 and 4 - date of enforcement: 8 December 2011 3. Transport Ministerial Decree No 24/2005. (XII. 7.) GKM <ul style="list-style-type: none"> - paragraph 33/F - paragraph 34, 35, 36 and 37 - date of enforcement: 1 December 2011 <p><input checked="" type="checkbox"/> Useful Links: http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940 http://njt.hu/cgi_bin/njt_doc.cgi?docid=126204.332619 http://njt.hu/cgi_bin/njt_doc.cgi?docid=93579.333643#foot147</p> |
| <p>Article 4.3. on undertakings:</p> <p>- 4.3.1.</p> <p>- 4.3 2.</p> | <p><input checked="" type="checkbox"/> Fully</p> <ol style="list-style-type: none"> 1. Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 <ul style="list-style-type: none"> - article 13; annex IV - time limit for rectifying the situation: <ol style="list-style-type: none"> a) good repute: at most 6 (+3) months b) professional competence: at most 6 (+3) months c) effective and stable establishment: at most 6 months d) financial standing: at most 6 months - date of enforcement: 4 December 2011 2. Government Decree No 261/2011. (XII. 7.) <ul style="list-style-type: none"> - paragraph 17 - date of enforcement: 8 December 2011 |

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| | <p>Competent Authority: Regional Government Office</p> <p><input checked="" type="checkbox"/> Useful Links:</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32009R1071&from=EN</p> <p>http://njt.hu/cgi_bin/njt_doc.cgi?docid=140127.324940</p> |
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Any other comments in relation to one or more provisions listed above:

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| Provision of the Charter: [article] | - None |
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ANNEX I: Sample of the CPC Transport Manager

EURÓPAI KÖZÖSSÉG

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KÖZLEKEDÉSI
ALKALMASSÁGI ÉS
VIZSGAKÖZPONTKÖZÚTI ÁRUFUVAROZÁSI
SZAKMAI ALKALMASSÁGOT IGAZOLÓ BIZONYÍTVÁNY

Bizonyítvány száma: ÁV-02648/22

Mi, a KAV Közlekedési Alkalmassági és Vizsgaközpont Nonprofit Kft.
ezennel igazoljuk, hogy

aki [REDACTED] helységben, [REDACTED] -én/án született,
a közúti áru fuvarozási szakmai alkalmasság megszerzése érdekében sikeresen teljesítette a
vizsgát

2022. 09. 12 -én/án Nyíregyháza helységben

a közúti fuvarozói szakma gyakorlására vonatkozó feltételek közös szabályainak
megállapításáról szóló,

2009. október 21-i 1071/2009/EK európai parlamenti és tanácsi rendeletnek
megfelelően.

Ez a bizonyítvány a(z) 1071/2009/EK rendelet 21. cikkében említett szakmai alkalmasság
kielégítő bizonyítéka.

Budapest, 2022. 09. 19.



KAV Közlekedési Alkalmassági
és Vizsgaközpont Nonprofit Kft.

ANNEX II: Sample of the Driver CPC

