

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 (Text with EEA relevance)

## CHAPTER I

### GENERAL PROVISIONS

- Article 1 Subject matter and scope
- Article 2 Definitions
- Article 3 Requirements for engagement in the occupation of road transport operator
- Article 4 Transport manager

## CHAPTER II

### CONDITIONS TO BE MET TO SATISFY THE REQUIREMENTS LAID DOWN IN ARTICLE 3

- Article 5 Conditions relating to the requirement of establishment
- Article 6 Conditions relating to the requirement of good repute
- Article 7 Conditions relating to the requirement of financial standing
- Article 8 Conditions relating to the requirement of professional competence
- Article 9 Exemption from examination

## CHAPTER III

### AUTHORISATION AND MONITORING

- Article 10 Competent authorities
- Article 11 Examination and registration of applications
- Article 12 Checks
- Article 13 Procedure for the suspension and withdrawal of authorisations
- Article 14 Declaration of unfitness of the transport manager
- Article 15 Decisions of the competent authorities and appeals

## CHAPTER IV

### SIMPLIFICATION AND ADMINISTRATIVE COOPERATION

- Article 16 National electronic registers
- Article 17 Protection of personal data
- Article 18 Administrative cooperation between Member States

## CHAPTER V

### MUTUAL RECOGNITION OF CERTIFICATES AND OTHER DOCUMENTS

- Article 19 Certificates of good repute and equivalent documents
- Article 20 Certificates relating to financial standing
- Article 21 Certificates of professional competence issued in a Member State

## CHAPTER VI

### FINAL PROVISIONS

- Article 22 Penalties
- Article 22A Transitional provisions relating to the Goods Vehicles (Licensing of Operators) (Amendment) (No. 2) Regulations 2022
- Article 23 Transitional provisions
- Article 24 Mutual assistance
- Article 25 Committee procedure
- Article 25A Regulations made by the Secretary of State: consultation and procedure
- Article 25B Regulations made by the Northern Ireland department: consultation and procedure
- Article 26 Reporting
- Article 27 List of competent authorities
- Article 28 Communication of national measures
- Article 29 Repeal
- Article 30 Entry into force
- Signature

---

## ANNEX I

- I. LIST OF SUBJECTS REFERRED TO IN ARTICLE 8
  - A. Civil law
  - B. Commercial law
  - C. Social law
  - D. Fiscal law
  - E. Business and financial management of the undertaking
  - F. Access to the market
  - G. Technical standards and technical aspects of operation
  - H. Road safety
- II. ORGANISATION OF THE EXAMINATION

## ANNEX II

Security features of the certificate of professional competence

The certificate must have at least two of the following...  
a hologram, special fibres in the paper which become visible...

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EC) No 1071/2009 of the European Parliament and of the Council. (See end of Document for details)

---

### ANNEX III

### ANNEX IV

Most serious infringements for the purposes of Article 6(2)(a)

Exceeding the maximum 6-day or fortnightly driving time limits  
by...

---

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EC) No 1071/2009 of the European Parliament and of the Council. (See end of Document for details)

---

- (1) [OJ C 151, 17.6.2008, p. 16.](#)
- (2) [OJ C 14, 19.1.2008, p. 1.](#)
- (3) Opinion of the European Parliament of 21 May 2008 (not yet published in the Official Journal), Council Common Position of 9 January 2009 ([OJ C 62 E, 17.3.2009, p. 1](#)), Position of the European Parliament of 23 April 2009 (not yet published in the Official Journal) and Council Decision of 24 September 2009.
- (4) [OJ L 124, 23.5.1996, p. 1.](#)
- (5) See page 72 of this Official Journal.
- (6) See page 88 of this Official Journal.
- (7) [OJ L 281, 23.11.1995, p. 31.](#)
- (8) [OJ L 184, 17.7.1999, p. 23.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EC) No 1071/2009 of the European Parliament and of the Council.