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REGULATION (EEC) No 2829/72 OF THE COUNCIL

of 28 December 1972

on the Community quota for the carriage of goods by road between Member States

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 75 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Having regard to the Opinion of the Economic and Social Committee;

Whereas the introduction of a common transport policy entails, *inter alia*, the establishment of common rules for the international carriage of goods by road; whereas it is appropriate to continue and extend the Community quota system introduced by Council Regulation (EEC) No 1018/68 of 19 July 1968,¹ introducing a Community quota for the carriage of goods by road between Member States;

Whereas nevertheless a definitive system cannot be adopted in good time and before the expiry of the said Regulation; whereas moreover the expiry of this Regulation coincides with the enlargement of the Community; whereas for these reasons it appears appropriate to maintain the Community quota system for a period sufficient to enable the Council, taking into account the experience acquired, to decide in good time and on the basis of the proposal from the Commission, on the system to be applied in the future;

Whereas the size of the quota and the number of Community authorisations to be allocated to the Member States, should be directly specified; whereas, nevertheless, provision has to be made for the possibility of adapting,

where appropriate, the number of authorisations allocated to the new Member States;

Whereas, in order to permit the immediate use of these authorisations, certain transitional provisions must be made;

Whereas, in order to ascertain the use made of the Community authorisations, the holders of such authorisations must provide the competent authorities with adequate information in this respect;

HAS ADOPTED THIS REGULATION:

Article 1

This Regulation shall apply to the carriage of goods by road for hire or reward effected between Member States under authorisations issued as Community authorisations within the Community quota.

Article 2

1. Community authorisations shall entitle their holders to effect, over all transport links between the Member States, the carriage of goods by road of the type specified in Article 1, with the exception of any internal transport within the territory of a Member State, and to effect journeys unladen throughout the Community.

2. Community authorisations shall correspond to the model contained in Annex I. This Annex, which forms an integral part of this Regulation also lays down the conditions of use of the Community authorisations.

3. Community authorisations shall be made out in the name of a carrier. They may not be transferred to third parties.

¹ OJ No L 175, 23.7.1968, p. 13.

Each authorisation may only be used for one vehicle at a time. It shall be carried on the vehicle and produced at the request of any authorised inspecting officer.

'Vehicle' means a single vehicle or a coupled combination of vehicles.

4. Community authorisations shall be valid for one calendar year. They may however be withdrawn if the information provided in accordance with Article 5 indicates that they are not being sufficiently used, or are being used solely for bilateral transport operations.

5. Community authorisations shall be allocated by the Commission to the Member States for the purpose of issuing them to carriers.

6. Community authorisations shall, in accordance with the relevant national procedures, be issued or withdrawn by the competent authorities of the Member States, in respect of carriers established on their territory, within the limits of the total number of authorisations allocated to each Member State.

Article 3

1. For 1973 the quota shall consist of 1584 authorisations.

2. For 1974 the quota shall consist of 1792 authorisations.

Article 4

1. For 1973 the number of Community authorisations allocated to each Member State shall be as follows:

Belgium	191
Denmark	68
Germany	321
France	313
Ireland	23
Italy	230
Luxembourg	45
Netherlands	279
United Kingdom	114

2. For 1974 the number of Community authorisations allocated to each Member State shall be as follows:

Belgium	221
Denmark	77
Germany	356

France	341
Ireland	26
Italy	266
Luxembourg	58
Netherlands	318
United Kingdom	129

3. On a proposal from the Commission, and in accordance with the procedure laid down in Article 75, the Council shall decide, not later than 31 March 1973, on the adaptation of the number of authorisations allocated to the new Member States insofar as any adaptation is justified, account being taken of developments in traffic between these States and the original Member States since 1969.

Article 5

1. Transport operations effected under a Community authorisation shall be entered on record sheets. Annex II contains the model of such record sheets together with the general provisions for the use and supply of information concerning the abovementioned operations. This Annex forms an integral part of this Regulation.

2. The competent authorities of the Member States shall forward to the Commission the information received in respect of each six-month period, in anonymous form, within two months following the six-month period in question.

3. The information referred to in the preceding paragraphs may be used for statistical purposes only. It cannot be used for tax purposes nor can it be communicated to third parties.

4. The Commission shall, as soon as possible, communicate to the Member States returns established on the basis of the information forwarded to it pursuant to paragraph 2.

Article 6

1. The Member States shall assist one another with a view to applying this Regulation and supervising its execution.

2. If the competent authorities of a Member State are aware of any infringement of this Regulation committed by the holder of a Community authorisation granted in another Member State, the State on whose territory the infringement has been discovered shall

report it to the authorities of the State which granted the Community authorisation. The competent authorities shall give one another all the information they possess on the penalties imposed for these infringements.

Article 7

1. The Member States shall, in due time and after consulting the Commission, adopt the laws, regulations or administrative provisions necessary for the implementation of this Regulation, or shall maintain in force, for the term of this Regulation, the provisions which have been adopted for the implementation of Regulation No 1018/68.

These provisions shall cover, *inter alia*, the organisation of, procedure for, and means of carrying out inspection measures, as well as the penalties for infringements.

2. If a Member State so requests, or if the Commission considers it desirable, the Commission shall consult with the Member States concerned on the draft texts of the provisions referred to in paragraph 1.

Article 8

1. For the period from 1 January to 31 March 1973, and by derogation from Article 3 (1) and Article 4 (1), the Community quota shall consist of 1378 authorisations.

The number of Community authorisations allocated to each Member State shall be as follows:

Belgium	161
Denmark	59
Germany	286

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 28 December 1972.

France	286
Ireland	20
Italy	194
Luxembourg	33
Netherlands	240
United Kingdom	99

2. Without prejudice to Article 2 (2) and (4),

— authorisations issued in the original Member States pursuant to Regulation (EEC) No 1018/68 which expires on 31 December 1972 shall remain valid until 31 March 1973;

— in the new Member States, Community authorisations corresponding to the model contained in the Annex to Commission Regulation (EEC) No 1224/68 shall be issued and shall be valid until 31 March 1973. To this end, the Commission will allocate these authorisations to these States before 1 January 1973.

3. By derogation from Article 2 (4), authorisations issued for 1973 corresponding to the model referred to in Article 2 (2) shall be valid with effect from 1 April 1973 only.

Article 9

This Regulation shall apply until 31 December 1974. It may be extended for one year if, before that date the Council has not decided on the system to be applied in the future.

Article 10

This Regulation shall enter into force on 1 January 1973.

For the Council

The President

R. G. H. KRUISINGA

ANNEX I

(a)

(Thick pink paper – format 15 × 21 cm)

(First page of Community authorisation)

(Text to be worded in the official language or languages of the Member State issuing the authorisation-translations in the other official languages of the Community to be given on pages (e) and (f))

COMMISSION
OF THE
EUROPEAN
COMMUNITIES

(Impressed stamp
of the Commission
of the European
Communities)

State issuing
the authorisation-
international
distinguishing sign

Competent
authority
or
agency

COMMUNITY AUTHORISATION No

for the carriage of goods by road for hire or reward between the Member States
of the European Economic Community¹

This authorisation entitles

.....

.....²

to carry goods by road for hire or reward, by means of a single vehicle or a coupled combination of vehicles, from any Member State of the European Economic Community¹ by any route to any other Member State thereof, and to move such vehicle or combination unladen over any part of the territory of the aforesaid Community.

This authorisation is valid from to

Issued at, date

¹ Belgium (B), Denmark (DK), Germany (D), France (F), Ireland (IRL), Italy (I), Luxembourg (L), Netherlands (NL), United Kingdom (GB).

² Name, or registered business name, and full address of carrier.

³ Signature and stamp of the competent authority or agency issuing the authorisation.

(b)

(Second page of Community authorisation)

(Text to be worded in the official language or languages of the Member State issuing the authorisation-translations in the other official languages of the Community to be given on pages (c) and (d))

GENERAL PROVISIONS

This authorisation is issued pursuant to Article 2 of Council Regulation (EEC) No 2831/72 of 28 December 1972 concerning the Community quota for the carriage of goods by road between the Member States.¹

It permits the international carriage of goods by road for hire or reward from any Member State of the European Economic Community by any route to any other Member State, but does not authorise the carrying out of any transport operation for hire or reward entirely within the territory of one Member State.

It is not valid for transport operations between a Member State and a non-Member State, nor is it valid on the territory of a non-Member State for transport in transit through that non-Member State.

It is personal to the holder and non-transferable.

It may be withdrawn by the competent authority of the Member State which issued it, and in particular in the event of insufficient use or where the use made of it is confined to bilateral transport operations only.

It may be used for only one vehicle at a time.²

It must be carried in the vehicle and must be accompanied by a book of record sheets for all international transport operations effected under it.

The authorisation and the book of record sheets for international transport operations must be produced together whenever required by an authorised inspecting officer.

The holder is required to comply in the territory of each Member State with the laws, regulations and administrative provisions of that State, and in particular with those concerning transport and road traffic.

This authorisation must be returned to the competent issuing authority or agency within fifteen days following its date of expiry.

¹ OJ No L 298, 31.12.1972, p. 16.

² 'Vehicle' means a single vehicle or a coupled combination of vehicles.

(c) and (d)

(Third and fourth pages of Community authorisation)

(Translations in the other official languages of the Community of the text on page (b))

(e) and (f)

(Fifth and sixth pages of Community authorisation)

(Translations in the other official languages of the Community of the text on page (a))

ANNEX II

(a)

(Format 30 × 21 cm)

(Front cover of book of record sheets)

(Text in the official language or languages of the Member State issuing book of record sheets — translations in the other official languages of the Community to be given overleaf)

STATE ISSUING BOOK
OF RECORD SHEETS

Competent authority or agency

Book No

International distinguishing sign

BOOK OF RECORD SHEETS FOR
INTERNATIONAL TRANSPORT OPERATIONS
CARRIED OUT UNDER
COMMUNITY AUTHORISATION No

This book is valid until¹

Issued at, date²

¹ The period of validity may not exceed that of the Community authorisation.

² Stamp of the competent authority or agency issuing the book.

(b)

(Inside front cover of book of record sheets)

(1) (Translation in the other official languages of the Community of text overleaf)
(2) (Text in the official language or languages of issuing Member State)

GENERAL PROVISIONS

1. This book of record sheets contains 50 detachable sheets, numbered 1 to 50, each of which constitutes a form for recording international transport operations. Each book is numbered and that number is marked on every page of the book.
2. The carrier is responsible for the proper completion of the records of international transport operations.
3. The book must accompany the Community authorisation to which it relates. It must be produced whenever required by an authorised inspecting officer.
4. A record sheet must be completed for each journey. A *journey* is defined as a number of successive stages travelled by a single vehicle. It normally starts and finishes at the place where the vehicle is usually based. Therefore all stages of the journey from the starting point to the end of that journey must be indicated. A *stage* is defined as that part of a journey between any two stops for loading and/or unloading whether partial or total. Details should also be entered on any stage travelled unladen between the start of the journey and the first loading point, and between the last unloading point and the end of the journey, where such stages relate directly to the use of the Community authorisation. A record sheet may not be used to record more than one journey.
5. Record sheets must be used in numerical order and the successive stages (whether laden or unladen) must be entered in chronological order. Where a journey consists of more than five stages, details of the additional stages should be entered on the next sheet.
6. Each item in the record sheet must be completed accurately and legibly by printing in indelible ink.
7. Each completed record sheet must be returned to the authority or agency of the Member State which issued this book not later than two weeks after the end of the month to which the sheet relates. Where a journey runs over from one month into the next the record should be included in the return for the month in which the journey began (e.g. a journey beginning towards the end of January and ending in the early part of February should be included in the January return).
8. Care should be taken at the relevant frontier crossing point to see that the sheet is stamped by the customs authorities at the point of entry into any country where a stage is to end.

(c)

(Inside back cover of book of record sheets)

(Text in the official language or languages of issuing Member State)

EXPLANATORY NOTES

I. Columns 1-8: Vehicle

Col. 1 Each of the numbers 1 to 5 in this column relates to a stage of the journey, number 1 representing the start of the journey.

Columns 2-8 should be completed as follows:

Col. 2 The type of vehicle used (i.e. GV = goods vehicle, GVT = goods vehicle with trailer, ST = semi-trailer) and the maximum permitted load in metric tons to one decimal place (e.g. 10.5 t).

Col. 3 The place of departure for each stage, whether travelled laden or unladen, and the international distinguishing sign of each country concerned.¹

Col. 4 The dates of departure from each of the places mentioned in column 3.

Col. 5 The place of arrival for each stage, whether travelled laden or unladen; and the international distinguishing sign of the country concerned.¹

Col. 6 The dates of arrival at each of the places mentioned in column 5.

either

Col. 7 The number of km of each stage travelled laden between the places of departure and arrival entered in columns 3 and 5.

or

Col. 8 The number of kilometres of each stage travelled unladen between the places of departure and arrival entered in columns 3 and 5.

II. Columns 9-12: Goods

These columns should be completed as follows:

Col. 9 Description of the various consignments of goods loaded at each place of departure entered in column 3.

Col. 10 The weight of each consignment entered in column 9, expressed in metric tons to one decimal place (e.g. 10.0 t).

N.B. The description and weight of the goods transported must be the same as those given in the customs declaration. The weight of containers or pallets should not be included.

Col. 11 The place where each consignment is to be unloaded.

Col. 12 Customs stamp from last frontier crossing point of each stage. For the purposes of this column the territory of the Member States of Benelux is to be regarded as constituting a single unit.

(d)

(Back cover of book of record sheets)

Translations in the other official languages of the Community of text set out on inside back cover

¹ Belgium (B), Denmark (DK), Germany (D), France (F), Ireland (IRL), Italy (I), Luxembourg (L), Netherlands (NL), United Kingdom (GB).

(c)
(Pink paper — format 30×21 cms)

(Text in the official language or languages of issuing Member State)

Name and address of carrier Community (Numbered from 1 to 50) Book No Sheet No
 authorisation No Month 197...

Stage of journey	Vehicle						Goods			Customs	
	Type of vehicle and maximum permitted load (....t)	Departure		Arrival		km run		Description	Tonnage (....t)		Place at which each consignment loaded at any place entered in column 3 is to be unloaded
1	3	4	5	6	7	8	9			10	
	Place (+ country)	Date	Place (+ country)	Date	Laden	Unladen					
1	GV										
	GVT										
	ST										
2	GV										
	GVT										
	ST										
3	GV										
	GVT										
	ST										
4	GV										
	GVT										
	ST										
5	GV										
	GVT										
	ST										

If the journey did not begin or end at the place where the vehicle is normally based indicate by placing a cross in the appropriate box whether the journey was:
 immediately preceded by a domestic transport operation
 immediately preceded by an international transport operation
 immediately followed by a domestic transport operation
 immediately followed by an international transport operation
 operation carried out under any other arrangements