

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 (Text with EEA relevance)

## CHAPTER II

### CREWS, DRIVING TIMES, BREAKS AND REST PERIODS

#### *Article 6*

1 The daily driving time shall not exceed nine hours.

However, the daily driving time may be extended to at most 10 hours not more than twice during the week.

2 The weekly driving time shall not exceed 56 hours and shall not—

- [<sup>F1</sup>a in relation to England and Wales and Scotland, result in the maximum weekly working time laid down in the Road Transport (Working Time) Regulations 2005 being exceeded;
- b in relation to Northern Ireland, result in the maximum weekly working time laid down in the Road Transport (Working Time) Regulations (Northern Ireland) 2005 being exceeded].

3 The total accumulated driving time during any two consecutive weeks shall not exceed 90 hours.

4 Daily and weekly driving times shall include all driving time [<sup>F2</sup>, whether within or outside the United Kingdom].

[<sup>F3</sup>[<sup>F4</sup>5 A driver shall record as other work any time spent as described in point (e) of Article 4 as well as any time spent driving a vehicle used for commercial operations that do not fall within the scope of this Regulation, and shall record any periods of availability, as defined in point (b) of Article 3 of Directive 2002/15/EC, in accordance with point (b)(iii) of Article 34(5) of Regulation (EU) No 165/2014 of the European Parliament and of the Council <sup>(1)</sup>. This record shall be entered either manually on a record sheet or printout or by use of manual input facilities on recording equipment.]

[<sup>F5</sup>6 In paragraph 5, “periods of availability” is to be read in accordance with—

- a in relation to England and Wales and Scotland, the definition of “period of availability” in regulation 2 of the Road Transport (Working Time) Regulations 2005;
- b in relation to Northern Ireland, the definition of “period of availability” in regulation 2(2) of the Road Transport (Working Time) Regulations (Northern Ireland) 2005.]

#### **Textual Amendments**

- F1** Words in Art. 6(2) substituted (31.12.2020) by [The Drivers' Hours and Tachographs \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/453\)](#), regs. 1(3), **61(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 6(4) substituted (31.12.2020) by [The Drivers' Hours and Tachographs \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/453\)](#), regs. 1(3), **61(3)**; 2020 c. 1, Sch. 5 para. 1(1)

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**Status:** Point in time view as at 31/12/2020.

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EC) No 561/2006 of the European Parliament and of the Council, Article 6. (See end of Document for details)

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- F3** Art. 6(5): by virtue of The Drivers' Hours and Tachographs (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/453), regs. 1(3), **61(4)** (with reg. 114), it is provided that the words “, as defined in Article 15(3)(c) of Regulation (EEC) No 3821/85,” are omitted (31.12.2020); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Substituted by Regulation (EU) 2020/1054 of the European Parliament and of the Council of 15 July 2020 amending Regulation (EC) No 561/2006 as regards minimum requirements on maximum daily and weekly driving times, minimum breaks and daily and weekly rest periods and Regulation (EU) No 165/2014 as regards positioning by means of tachographs.
- F5** Art. 6(6) inserted (31.12.2020) by The Drivers' Hours and Tachographs (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/453), regs. 1(3), **61(5)**; 2020 c. 1, Sch. 5 para. 1(1)

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- (1) [<sup>F4</sup>Regulation (EU) No 165/2014 of the European Parliament and of the Council of 4 February 2014 on tachographs in road transport, repealing Council Regulation (EEC) No 3821/85 on recording equipment in road transport and amending Regulation (EC) No 561/2006 of the European Parliament and of the Council on the harmonisation of certain social legislation relating to road transport (OJ L 60, 28.2.2014, p. 1).]

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**Textual Amendments**

- F4** Substituted by Regulation (EU) 2020/1054 of the European Parliament and of the Council of 15 July 2020 amending Regulation (EC) No 561/2006 as regards minimum requirements on maximum daily and weekly driving times, minimum breaks and daily and weekly rest periods and Regulation (EU) No 165/2014 as regards positioning by means of tachographs.

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EC) No 561/2006 of the European Parliament and of the Council, Article 6.