

EUROPEAN PARLIAMENT HEARING
THE OCCUPATION OF ROAD TRANSPORT OPERATOR
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Outline of the presentation of

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International Road Transport Union, IRU

- 1. Brief introduction to the International Road Transport Union**
- 2. IRU Observations on the Commission proposal COM(2007)263**

- The IRU adopted its position on 13 April 2007.
- A summary of the IRU Position: It calls for further harmonisation of the national rules on access to the profession, for better enforcement and more cooperation between the Member States.
- A number of issues raised in the IRU Position Paper have been taken into account in the proposal. These are:
 - harmonisation of enforcement and national rules,
 - improvement of controls and sanctions,
 - the permanent presence of a CPC holder in the company,
 - the introduction of preparatory training in order to obtain the CPC,
 - the enlargement of the scope to include all company segments above 3.5 tonnes and the inclusion of a transition period).

However, the proposal can still be further fine-tuned in the following areas

- The move from a Directive to a Regulation should still foresee sufficient flexibility for Member States to introduce major country-specific items in their legislation.
- On the passenger side the scope could be enlarged to include vehicles able to carry fewer than 9 passengers
- There are several parts of the definition of “transport manager” that need fine-tuning, such as the responsibilities and the derogation for companies which are a natural person.
- The criteria attached to “effective and stable establishment” do not always reflect operational reality.
- The conditions of good repute need clarification. There is serious concern about defining serious and minor infringements.
- For financial standing, there are doubts whether “quick ratio” would work.
- For professional competence, the mandatory training of 140 hours is questioned.

- There are doubts about the granting of authorisations and monitoring as well as about how the electronic registers should be implemented.
- Finally, there are questions about the sanctions and the transition period.

3. Conclusion
