

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 718 final

Brussels, 10 November 1982

Proposal for a
COUNCIL DIRECTIVE
amending Directive 65/269/EEC concerning the standardization of certain
rules relating to authorizations for the carriage of goods by road between
Member States

(submitted to the Council by the Commission)

COM(82) 718 final

EXPLANATORY MEMORANDUM

Under the First Directive of 23 July 1962¹, removals by road between Member States are not subject to any quota system but they may require authorization. In practice, all removals do require such a document.

There is no limit to the number of authorizations which are issued to removers, but the practice so far has been to issue bilateral authorizations. As a result, depending on the journeys involved, removal companies require several authorizations, to be issued in each case by the authorities in the country of departure and allocated by those in the country of destination and of transit.

The numerous administrative formalities involved tend to complicate intra-Community removals and unnecessarily reduce removers' mobility. These difficulties are particularly troublesome in the case of removals because, unlike the three other categories of carriage listed in Annex II to the First Directive, removers are involved in carrying out multilateral transport operations by the very nature of their activities.

This type of transport operation would therefore be much easier to organize if the remover could be equipped with a multilateral authorization of the Member State in which he has his place of business, authorizing him to effect international removals throughout the Community.

Since international removals within the Community are virtually all effected by road this measure would not, moreover, affect competition with the other modes of transport.

It should also be pointed out that this proposal takes account of the desiderata of FEDEMAC (the Federation of Common Market Removers).

The implementation details are explained in the appended proposal for a Directive.

¹First Council Directive on the establishment of common rules for certain types of carriage of goods by road between Member States (OJ No. 70 of 6 August 1972, p. 2005/62).

Proposal for a
COUNCIL DIRECTIVE

AMENDING DIRECTIVE 65/269/EEC CONCERNING THE STANDARDIZATION OF CERTAIN RULES
RELATING TO AUTHORIZATIONS 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 ¹,

Having regard to the opinion of the Economic and Social Committee ²,

Whereas the adoption of a common transport policy involves, inter alia, laying
down common rules for the carriage of goods by road between Member States ;
whereas such rules should be drawn up in such a way as to help establish a c
common transport market ;

Whereas the First Council Directive of 23 July 1962³ already exempts from any
quota system removals carried out by road between Member States by undertakings
having special staff and equipment for this purpose, although such transport
operations may remain subject to authorization provided no quantitative
restriction is involved ;

Whereas, however, the present practice of bilateral authorizations whereby
several authorizations may have to be issued by national authorities
involved depending on the removal operation in question, constitutes an obstacle
to intra-Community removals ;

Whereas multilateral authorizations should ensure more efficient organization
of removals and hence increase the productivity of the undertakings concerned ;

Whereas, moreover, such a measure will not affect the legitimate interests of
other modes of transport, as removals by road between Member States do not
compete with other modes ;

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3 OJ No 70, 6.8.1962, p.2005/62.

Whereas Council Directive 65/269/EEC¹ as last amended by the Act of Accession of 1979 should therefore be amended in order to introduce a multilateral authorization for removals by road,

HAS ADOPTED THIS DIRECTIVE :

Article 1

Directive 65/269/EEC is hereby amended as follows :

1. In the first paragraph of Article 2, the words "or other" are deleted.
2. The model authorization annexed to this Directive is added to the Annex to Directive 65/269/EEC.

Article 2

Member States shall take the measures necessary to comply with this Directive not later than 1 January 1984. They shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels,

For the Council
The President

¹ OJ No 88, 24.5.1965, p. 1469/65.

MODEL AUTHORIZATION

(White form - Front)

To be worded in the seven official languages of the Community

Issuing State

International distinguishing sign	Competent agency
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Period authorization

Authorization No.
for international removals

This authorization entitles.....
.....

(Name or trade name and full address of carrier)

to carry out international removals, as referred to in the First Council Directive on the establishment of common rules for certain types of carriage of goods by road, on routes between Member States of the European Economic Community, by means of a single vehicle or a coupled combination of vehicles, and to run such vehicles unladen throughout the Community.

This authorization is valid from
to.....

Restrictions, if any
.....

Issued at Date

(Signature and stamp of agency issuing
authorization - State in which vehicle
is registered)

(White form - Back)

General conditions

This authorization must be carried on the tractor vehicle and be produced at the request of any authorized inspecting officer.

It authorizes only international removals. It is not valid for national transport.

It is not transferable.

The carrier 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 traffic.