

Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market (recast) (Text with EEA relevance)

CHAPTER V

**IMPLEMENTATION**

*Article 15*

**Committee procedure**

1 The Commission shall be assisted by the committee established by Article 18(1) of Regulation (EEC) No 3821/85.

2 Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

*Article 16*

**Penalties**

Member States shall lay down the rules on penalties applicable to infringements of the provisions of this Regulation, and shall take all the measures necessary to ensure that they are implemented. The penalties provided for must be effective, proportionate and dissuasive. Member States shall notify those provisions to the Commission by 4 December 2011, and shall notify it without delay of any subsequent amendment affecting them.

Member States shall ensure that all such measures are taken without discrimination as to the nationality or place of establishment of the haulier.

*Article 17*

**Reporting**

1 Every 2 years Member States shall inform the Commission of the number of hauliers possessing Community licences on 31 December of the previous year and of the number of certified true copies corresponding to the vehicles in circulation at that date.

2 Member States shall also inform the Commission of the number of driver attestations issued in the previous calendar year as well as the number of driver attestations in circulation on 31 December of that same year.

3 The Commission shall draw up a report on the state of the Community road transport market by the end of 2013. The report shall contain an analysis of the market situation, including an evaluation of the effectiveness of controls and the evolution of employment conditions in the profession, as well as an assessment as to whether harmonisation of the rules in the fields, inter alia, of enforcement and road user charges, as well as social and safety legislation,

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**Changes to legislation:** There are outstanding changes not yet made to Regulation (EC) No 1072/2009 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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has progressed to such an extent that the further opening of domestic road transport markets, including cabotage, could be envisaged.

### Changes to legislation:

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### Changes and effects yet to be applied to the whole legislation item and associated provisions

- Annex 1 words substituted by [S.I. 2019/708 reg. 13\(19\)](#)
- Annex 1 heading words substituted by [S.I. 2019/708 reg. 13\(19\)](#)
- Art. 1(5)(c) word substituted by [S.I. 2022/293 reg. 13](#)
- Annex 23 substituted by [S.I. 2019/708 Sch. 2](#)
- Art. 2(1) words inserted by [S.I. 2019/708 reg. 13\(3\)](#)
- Art. 2(2)(a)-(f) substituted for Art. 2(2)(a)-(d) by [S.I. 2019/708 reg. 13\(3\)\(b\)](#)
- Art. 2(2)(b) words inserted by [S.I. 2022/1260 reg. 4\(2\)](#)
- Art. 2(2)(e) word omitted by [2020 c. 29 s. 24\(2\)\(a\)](#)
- Art. 2(2)(g) and word inserted by [2020 c. 29 s. 24\(2\)\(b\)](#)
- Art. 2(3) substituted by [S.I. 2019/708 reg. 13\(3\)\(c\)](#)
- Art. 2(4) word omitted by [S.I. 2019/708 reg. 13\(3\)\(d\)](#)
- Art. 2(6) word omitted by [S.I. 2019/708 reg. 13\(3\)\(d\)](#)
- Art. 2(7) words inserted by [S.I. 2019/708 reg. 13\(3\)\(e\)\(ii\)](#)
- Art. 2(7) words substituted by [S.I. 2019/708 reg. 13\(3\)\(e\)\(i\)](#)
- Art. 2(8)-(14) inserted by [S.I. 2019/708 reg. 13\(3\)\(f\)](#)
- Art. 4(7) inserted by [S.I. 2019/708 reg. 13\(5\)\(f\)](#)
- Art. 5(1A) inserted by [S.I. 2019/708 reg. 13\(6\)\(a\)](#)
- Art. 5(2A) inserted by [S.I. 2019/708 reg. 13\(6\)\(b\)](#)
- Art. 5(8) inserted by [S.I. 2019/708 reg. 13\(6\)\(e\)](#)
- Art. 7(2)(b) words substituted by [S.I. 2019/708 reg. 13\(8\)\(c\)\(ii\)](#)
- Art. 10(5A) inserted by [S.I. 2019/708 reg. 13\(11\)\(f\)](#)
- Art. 10(7)-(9) inserted by [S.I. 2019/708 reg. 13\(11\)\(h\)](#)
- Art. 10a addition by [EUR 2020/1055 Regulation](#) (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 12(7) inserted by [S.I. 2019/708 reg. 13\(13\)\(h\)](#)
- Art. 14(2) words substituted by [S.I. 2019/708 reg. 13\(15\)](#)
- Art. 14a addition by [EUR 2020/1055 Regulation](#) (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 14b addition by [EUR 2020/1055 Regulation](#) (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 15A15B inserted by [S.I. 2019/708 reg. 13\(17\)](#)