



# EUROPEAN FREE TRADE ASSOCIATION

Ref. 1097210

22 September 2010

## DECISION OF THE COUNCIL NO. 3 OF 2010

(Adopted at the 8th meeting on 20 September 2010)

### AMENDMENTS TO APPENDIX 1 TO ANNEX P TO THE CONVENTION

#### LAND TRANSPORT

THE COUNCIL,

Having regard to the Member States' endeavour to regularly update the Convention in order to take account of developments under the Agreement on the European Economic Area and the Bilateral Agreements of 21 June 1999 between the Swiss Confederation on the one hand and the European Community and its Member States on the other,

Having regard to Article 53(3) of the Convention, empowering the Council to amend the Appendices to Annex P to the Convention,

Having regard to the recommendation of the Committee on Land Transport in its report to the Council to amend Appendix 1 to Annex P (Land transport) to the Convention,

#### DECIDES:

1. Appendix 1 to Annex P to the Convention shall be amended as follows:

a) The text under Section 2 shall be replaced by the following:

- '- Council Regulation (EEC) No 3821/85 of 20 December 1985 on recording equipment in road transport (OJ L 370, 31.12.1985, p. 8), as last amended by Commission Regulation (EC) No 1360/2002 of 13 June 2002 (OJ L 207, 5.8.2002, p. 1).

The provisions of the Regulation shall be read with the following adaptations:

Point 1 (Visible data) of Chapter IV of Annex IB regarding the front page of the driver card shall read as follows:

- (i) The following shall be added to the table concerning the background of the card:

IS	Ökumannskort	Eftirlitskort	Verkstæðiskort	Fyrirtækiskort
FL	Fahrerkarte	Kontrollkarte	Werkstattkarte	Unternehmenskarte
NO	Sjåførkort	Kontrollkort	Verkstedkort Verkstadkort	Bedriftkort

- (ii) The introductory sentence regarding distinguishing signs shall read as follows:

“the distinguishing sign of the Member State issuing the card encircled by the ellipse referred to in Article 37 of the U.N. Convention on road traffic of 8 November 1968 with the same background as the driving card. The distinguishing signs shall be as follows:”;

- (iii) The following shall be added to the list of distinguishing signs:

“IS Iceland  
FL Liechtenstein  
N Norway  
CH Switzerland”.

- Council Regulation (EEC) No 3820/85 of 20 December 1985 on the harmonisation of certain social legislation relating to road transport (OJ L 370, 31.12.1985, p. 1) or equivalent rules laid down in the AETR Agreement, including amendments thereto.

The provisions of the Regulation shall be read with the following adaptation:

The provisions of Article 3 shall not apply.

- Regulation (EC) No 484/2002 of the European Parliament and of the Council of 1 March 2002 amending Council Regulations (EEC) No 881/92 and (EEC) No 3118/93 for the purposes of establishing a driver attestation (OJ L 76, 19.3.2002, p. 1).

The provisions of the Regulation shall be read with the following adaptations:

- (a) Only Article 1 shall apply.
- (b) The Member States shall exempt each others nationals from the obligation to hold a driver attestation.
- Directive 2006/22/EC of the European Parliament and of the Council of 15 March 2006 on minimum conditions for the implementation of

Council Regulations (EEC) No 3820/85 and (EEC) No 3821/85 concerning social legislation relating to road transport activities and repealing Council Directive 88/599/EEC (OJ L 102, 11.4.2006, p. 35).

- Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 on the initial qualification and periodic training of drivers of certain road vehicles for the carriage of goods or passengers, amending Council Regulation (EEC) No 3820/85 and Council Directive 91/439/EEC and repealing Council Directive 76/914/EEC (OJ L 226, 10.9.2003, p. 4).

The provisions of the Regulation shall be read with the following adaptations:

- (a) The following paragraph shall be added to Article 9:

“Drivers referred to in Article 1 having their normal residence in Liechtenstein and working in Liechtenstein are alternatively entitled to undergo periodic training referred to in Article 7 in Switzerland, Austria and Germany, as long as the periodic training provided in these states fully complies with this Directive.”

- (b) The Member States may issue a driver qualification card in accordance with the provisions of this Directive and adapted as follows:

- (i) In point 2 (c) of Annex II regarding side 1 of the card, the following shall be added after the entry for the UK:

“the distinguishing sign of the Member State issuing the card encircled by the ellipse as referred to in Article 37 of the U.N. Convention on road traffic of 8 November 1968 (with the same background as the card); the distinguishing sign shall be as follows:

IS: Iceland

FL: Liechtenstein

N: Norway

CH: Switzerland”

- (ii) With regard to the Member States that are Parties to the Agreement on the European Economic Area, in point 2(e) of Annex II regarding side 1 of the card, the words “European Communities model” shall be replaced by “EEA model”.

- (iii) In point 2(e) of Annex II regarding side 1 of the card, the following shall be added:

“atvinnuskírteini ökumanns

yrkessjåførbevis/yrkessjåførprov”

- (iv) Point 2(f) of Annex II regarding side 1 of the card shall not apply to the Member States that are Parties to the Agreement on the European Economic Area.
- (v) In point 2(b) of Annex II regarding side 2 of the card, the words “and Swedish” shall be replaced by “Swedish, Icelandic and Norwegian”.
- (vi) In point 2(b) of Annex II regarding side 2 of the card, the following paragraph shall be added:

“A reference to the Norwegian language shall be understood as a reference to both Literary Norwegian (‘yrkessjåførbevis’) and New Norwegian (‘yrkessjåførprov’).”

b) The text under Section 3 shall be replaced by the following:

- ‘ - Council Regulation (EC) No 2411/98 of 3 November 1998 on the recognition in intra-Community traffic of the distinguishing sign of the Member State in which motor vehicles and their traffic trailers are registered (OJ L 299, 10.11.1998, p. 1).
- Council Directive 91/542/EEC of 1 October 1991 amending Directive 88/77/EEC on the approximation of the laws of the Member States relating to the measures to be taken against the emission of gaseous pollutants from diesel engines for use in vehicles (OJ L 295, 25.10.1991, p. 1).
- Council Directive 92/6/EEC of 10 February 1992 on the installation and use of speed limitation devices for certain categories of motor vehicles in the Community (OJ L 57, 23.2.1992, p. 27), as last amended by Directive 2002/85/EC of the European Parliament and of the Council of 5 November 2002 (OJ L 327, 4.12.2002, p. 8).
- Council Directive 92/24/EEC of 31 March 1992 relating to speed limitation devices or similar speed limitation on-board systems of certain categories of motor vehicles (OJ L 129, 14.5.1992, p. 154).
- Council Directive 92/97/EEC of 10 November 1992 amending Directive 70/157/EEC on the approximation of the laws of the Member States relating to the permissible sound level and the exhaust system of motor vehicles (OJ L 371, 19.12.1992, p. 1).
- Council Directive 96/53/EC of 25 July 1996 laying down for certain road vehicles circulating within the Community the maximum authorised dimensions in national and international traffic and the maximum authorised weights in international traffic (OJ L 235,

17.9.1996, p. 59), as last amended by Directive 2002/7/EC of the European Parliament and of the Council of 18 February 2002 (OJ L 67, 9.3.2002, p. 47).

- Council Directive 96/96/EC of 20 December 1996 on the approximation of the laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers (OJ L 46, 17.2.1997, p. 1), as last amended by Commission Directive 2003/27/EC of 3 April 2003 (OJ L 90, 8.4.2003, p. 41).
- Directive 2000/30/EC of the European Parliament and of the Council of 6 June 2000 on the technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community (OJ L 203, 10.8.2000, p. 1).
- Directive 2003/20/EC of the European Parliament and of the Council of 8 April 2003 amending Council Directive 91/671/EEC on the approximation of the laws of the Member States relating to compulsory use of safety belts in vehicles of less than 3,5 tonnes (OJ L 115, 9.5.2003, p. 63).
- Commission Directive 2003/26/EC of 3 April 2003 adapting to technical progress Directive 2000/30/EC of the European Parliament and of the Council as regards speed limiters and exhaust emissions of commercial vehicles (OJ L 90, 8.4.2003, p. 37).
- Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road (OJ L 319, 12.12.1994, p. 7), as last amended by Commission Directive 2006/89/EC of 3 November 2006 (OJ L 305, 4.11.2006, p. 4).
- Council Directive 95/50/EC of 6 October 1995 on uniform procedures for checks on the transport of dangerous goods by road (OJ L 249, 17.10.1995, p. 35), as last amended by Commission Directive 2004/112/EC of 13 December 2004 (OJ L 367, 14.12.2004, p. 23).
- Council Directive 96/35/EC of 3 June 1996 on the appointment and vocational qualification of safety advisers for the transport of dangerous goods by road, rail and inland waterway (OJ L 145, 19.6.1996, p. 10).
- Directive 2000/18/EC of the European Parliament and of the Council of 17 April 2000 on minimum examination requirements for safety advisers for the transport of dangerous goods by road, rail or inland waterway (OJ L 118, 19.5.2000, p. 41).'

c) The text under Section 5 shall be replaced by the following:

- ‘- Council Directive 96/49/EC of 23 July 1996 on the approximation of the laws of the Member States with regard to the transport of dangerous

goods by rail (OJ L 235, 17.9.1996, p. 25), as last amended by Commission Directive 2006/90/EC of 3 November 2006 (OJ L 305, 4.11.2006, p. 6).’

2. The above amendments shall enter into force on 20 September 2010.
  3. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.
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