

L.N. 25 of 2007

**TRAFFIC REGULATION ORDINANCE
(CAP. 65)**

**Motor Vehicles (Driving Licences) (Amendment) Regulations,
2007**

IN exercise of the powers conferred by article 54 of the Traffic Regulation Ordinance, the Minister for Urban Development and Roads has, after consultation with the Malta Transport Authority, made the following regulations:-

1. (1) The title of these regulations is the Motor Vehicles (Driving Licences) (Amendment) Regulations, 2007, and shall be read and construed as one with the Motor Vehicles (Driving Licences) Regulations, 2002, hereinafter referred to as “the principal regulations”. Title.
L.N. 191 of 2002.

(2) These regulations shall be deemed to have come into force on the 2nd January, 2007.

2. Regulation 2 of the principal regulations shall be amended as follows: Amends regulation 2 of the principal regulations.

(a) immediately after the definition “domestic driving permit” there shall be inserted the following new definition:

“driver” means a driver who is a national of Malta, or a national of another Member State or a national of a third country who is employed or used by an undertaking established in Malta;” and

(b) immediately after the definition “test of continued ability and fitness to give instruction” there shall be inserted the following new definition:

“third country” means a country which is not a Member State;”.

3. Parts IV to IX of the principal regulations shall be renumbered as Parts V to X respectively. Renumbers Parts IV to IX of the principal regulations.

Renumbers regulations 27 to 76 of the principal regulations.

4. Regulations 27 to 76 of the principal regulations shall be renumbered as regulations 33 to 82 respectively.

Adds new Part IV to the principal regulations.

5. Immediately before Part V, as renumbered, of the principal regulations there shall be added the following new Part IV:

“PART IV

CERTIFICATE OF PROFESSIONAL COMPETENCE

Certificate of professional competence certifying an initial qualification.

27. (1) With effect from the 10th September, 2008, no person, who obtains a licence to drive a vehicle in licence categories D1, D1+E, D, D+E or f, shall drive a vehicle in any of the said licence categories unless that person is also in possession of a certificate of professional competence certifying an initial qualification, issued in accordance with regulation 29 or unless that person is an exempt driver in accordance with regulation 28:

Provided that drivers who, at the time of obtaining the licence to drive a vehicle in licence categories D1, D1+E, D, D+E or f, are undergoing a national vocational training course lasting between six months and three years may be allowed to drive such vehicles before obtaining their certificate of professional competence certifying an initial qualification :

Provided further that drivers who on the 9th September, 2008 already hold a licence to drive a vehicle in licence categories D1, D1+E, D, D+E or f, shall be exempt from the requirement of the certificate of professional competence until the 9th September, 2013.

(2) With effect from the 10th September, 2009, no person, who obtains a licence to drive a vehicle in licence categories C1, C1+E, C or C+E, shall drive a vehicle in any of the said licence categories unless that person is also in possession of a certificate of professional competence certifying an initial qualification, issued in accordance with regulation 29 or unless he or she is an exempt driver in accordance with regulation 28:

Provided that drivers who, at the time of obtaining the licence to drive a vehicle in licence categories C1, C1+E, C or C+E, are undergoing a national vocational training course lasting between six

months and three years may be allowed to drive such vehicles before obtaining their certificate of professional competence certifying an initial qualification :

Provided further that drivers who on the 9th September, 2009 already hold a licence to drive a vehicle in licence categories C1, C1+E, C or C+E, shall be exempt from the requirement of the certificate of professional competence until the 9th September, 2014.

28. The provisions of regulation 27 shall not apply to the drivers of: Exempt drivers.

(a) vehicles with a maximum authorised speed not exceeding 45 kilometres per hour;

(b) vehicles used by, or under the control of, the armed forces, civil defence, the fire and rescue service and forces responsible for maintaining public order;

(c) vehicles undergoing road tests for technical development, repair or maintenance purposes, or of new or rebuilt vehicles which have not yet been put into service;

(d) vehicles used in states of emergency or assigned to rescue missions;

(e) vehicles used for non-commercial carriage of passengers or goods, for personal use; and

(f) vehicles carrying material or equipment to be used by the driver in the course of his or her work, provided that driving the vehicle is not the driver's principal activity.

29. (1) Drivers shall only qualify for the certificate of professional competence certifying an initial qualification following the undertaking of theoretical and practical tests held by the competent authority or by a body so designated by the competent authority, in accordance with sub-section 2.2 of Section 2 of the Thirteenth Schedule to these regulations. Qualifying for a certificate of professional competence certifying an initial qualification.

(2) Upon the successful completion of the said tests, drivers taking the qualification tests as provided for in sub-regulation (1) shall

be issued with a certificate of professional competence certifying an initial qualification.

(3) The said certificate of professional competence certifying an initial qualification shall be issued by the competent authority or by the body designated by it and shall be valid for five years.

(4) Drivers undertaking carriage of passengers who hold a certificate of professional competence, certifying an initial qualification, for one of the categories provided for in sub-regulation (1) of regulation 27 shall be exempt from obtaining such a certificate for any other of the categories of vehicles referred to in that sub-regulation.

(5) Drivers undertaking carriage of goods who hold a certificate of professional competence, certifying an initial qualification, for one of the categories provided for in sub-regulation (2) of regulation 27 shall be exempt from obtaining such a certificate for any other of the categories of vehicles referred to in that sub-regulation.

(6) Drivers undertaking the carriage of goods who broaden or modify their activities in order to carry passengers, and drivers undertaking the carriage of passengers who broaden or modify their activities in order to carry goods, and who hold a certificate of professional competence, shall not be required to repeat the common parts of the initial qualification, but rather only the parts specific to the new qualification.

Compulsory
periodic training.

30. (1) Drivers who obtain a driving licence and a certificate of professional competence certifying an initial qualification -

(a) on the 10th September, 2008, or thereafter, to drive a vehicle in licence categories D1, D1+E, D, D+E or f, or

(b) on the 10th September, 2009, or thereafter, to drive a vehicle in licence C1, C1+E, C or C+E,

shall, within five years from acquiring their certificate of professional competence, certifying an initial qualification, and every five years thereafter, follow a compulsory periodic training course of a duration of 35 hours, given in periods of at least seven hours, and based on the

training requirements as provided for in Section 1 of the Thirteenth Schedule to these regulations.

(2) Drivers who –

(a) on the 9th September, 2008 already hold a D1, D1+E, D, D+E or f licence, or

(b) on the 9th September, 2009 already hold a C1, C1+E, C or C+E licence,

shall, within five years from the said dates and every five years thereafter, follow a compulsory periodic training course of a duration of 35 hours, given in periods of at least seven hours, and based on the training requirements as provided for in Section 1 of the Thirteenth Schedule to these regulations.

(3) The periodic training courses mentioned in the preceding sub-regulations shall be organised by a training centre approved by the competent authority in accordance with Section 5 of the Thirteenth Schedule to these regulations.

(4) If a driver moves from one undertaking to another undertaking, the periodic training already undergone shall be taken into account.

(5) When a driver completes the periodic training, the competent authority or the approved training centre shall issue to the said driver a certificate of professional competence certifying the periodic training.

(6) A driver who has completed a first course of periodic training shall undergo periodic training every five years, before the end of the period of validity of the certificate of professional competence certifying periodic training.

(7) Drivers who have completed a course of periodic training for one of the licence categories D1, D1+E, D, D+E or f shall be exempt from the obligation to undergo further periodic training for another of those categories.

(8) Drivers who have completed a course of periodic training for one of the licence categories C1, C1+E, C or C+E shall be exempt from the obligation to undergo further periodic training for another of those categories.

(9) Holders of a certificate of professional competence certifying an initial qualification and holders of a certificate of professional competence certifying periodic training who cease pursuit of the occupation and do not meet the requirements of sub-regulations 1, 2 and 6 of this regulation, shall undergo a course of periodic training before resuming pursuit of the occupation.

Place of training.

31. (1) A driver who is a national of Malta or of another Member State but having his normal residence in Malta, and a driver from third a country who is employed or used by an undertaking established in Malta shall obtain the certificate of professional competence certifying initial qualification, in Malta.

(2) A driver who is a national of Malta or of another Member State but having his normal residence in Malta, and a driver from a third country who is employed or used by an undertaking established in Malta shall undergo their periodic training, referred to in regulation 30, in Malta.

Code indicating professional competence.

32. The code, provided for in the Seventh Schedule to these regulations, indicating that a driver is the holder of the certificate of professional competence, shall be marked on the driver's driving licence:

Provided that where the driver is a national of a third country who is employed or used by an undertaking established in Malta to drive vehicles used for the carriage of goods, the said code may be marked on the driver's attestation issued by the Authority in accordance with the Motor Vehicles (Carriage of Goods by Road) Regulations, 2003:

L.N. 146 of 2003.

Provided further that where the driver is a national of a third country who is employed or used by an undertaking established in Malta to drive vehicles used for the carriage of passengers, the said code may be marked on the driver's national certificate where the certificate's validity is recognised by Malta.”.

6. In sub-regulation (3) of regulation 40, as renumbered, of the principal regulations, for the words “established in article 25” there shall be substituted the words “established in article 62”.

Amends regulation 40, as renumbered, of the principal regulations.

7. For regulation 44, as renumbered, of the principal regulations there shall be substituted the following:

Amends regulation 44, as renumbered, of the principal regulations.

“44. (1) Full driving licences obtained or renewed under these regulations may be issued, against payment of the relevant fee as provided for in the Ninth Schedule, for a maximum period of 10 years, except that if the licence holder is 70 years or over, the licence shall become renewable every five years.

(2) A driving licence which is replaced shall be issued with an expiry date that is the same as the expiry date of the licence being replaced.

(3) The period of validity of a diving licence shall not be affected by the holder obtaining a driving licence of any other class or type.

(4) Where a person does not renew his driving licence within 12 months from the expiry date of the said licence, that person shall only be entitled to obtain his or her driving licence once that person pays the arrears due.

(5) Where a person does not renew his driving licence after 12 months from the expiry date of the said licence, that person shall only be entitled to obtain his or her driving licence once that person pays the arrears due and a late renewal fee of Lm5.”.

8. For regulation 45, as renumbered, of the principal regulations, there shall be substituted the following:

Substitutes regulation 45, as renumbered, of the principal regulations.

“45. A driving licence shall not be granted or renewed unless, at the age of seventy years and every five years thereafter, a person produces a medical certificate of physical fitness on application.”.

9. For regulation 51, as renumbered, of the principal regulations there shall be substituted the following:

Amends regulation 51, as renumbered, of the principal regulations.

"Licence
Fees.

51. The licence fees and administrative fees for the various licences issued and tests carried out under these regulations shall be those prescribed in the Ninth Schedule to these regulations."

Amends regulation
64, as renumbered,
of the principal
regulations.

10. In regulation 64, as renumbered, of the principal regulations, for the words "regulation 57" there shall be substituted the words "regulation 63".

Amends regulation
65, as renumbered,
of the principal
regulations.

11. Sub-regulation (1) of regulation 65, as renumbered, of the principal regulations shall be amended as follows:

(a) in paragraph (a) for the words "regulation 58" there shall be substituted the words "regulation 64";

(b) in paragraph (b) for the words "regulation 64" there shall be substituted the words "regulation 70"; and

(c) in paragraph (c) for the words "regulation 57" there shall be substituted the words "regulation 63".

Amends regulation
67, as renumbered,
of the principal
regulations.

12. In sub-regulation (3) of regulation 67, as renumbered, of the principal regulations, for the words "regulation 62" there shall be substituted the words "regulation 68".

Amends regulation
70, as renumbered,
of the principal
regulations.

13. In sub-regulation (4) of regulation 70, as renumbered, of the principal regulations, for the words "in the Police Licences Regulations" there shall be substituted the words "in the Ninth Schedule to these regulations".

Amends regulation
74, as renumbered,
of the principal
regulations.

14. In regulation 74, as renumbered, of the principal regulations, for the words "regulation 67" there shall be substituted the words "regulation 73".

Amends regulation
82, as renumbered,
of the principal
regulations

15. Regulation 82, as renumbered, of the principal regulations shall be amended as follows:

(a) in sub-regulation (1), for the words "regulation 57" there shall be substituted the words "regulation 63"; and

(b) in sub-regulation (2), for the words "regulations 67 and 68" there shall be substituted the words "regulations 73 and 74" and for the words "regulation 67" there shall be substituted the words "regulation 73".

16. For the letter “A” under the third category in the First Schedule to the principal regulations, there shall be substituted the letters “A +”. Amends the First Schedule to the principal regulations

17. For the Third Schedule to the principal regulations there shall be substituted the following: Substitutes the Third Schedule to the principal regulations.

“THIRD SCHEDULE

(Regulation 26)

**Minimum technical requirements for vehicles used
in the Tests of Skills and Behaviour**

Category	Sub-category	Minimum technical requirements for Vehicles used in driving tests
	A1	A motorcycle without sidecar with a cubic capacity of at least 75cc
A		A motorcycle without sidecar with a cubic capacity of at least 100cc
A +		Progressive access: a motorcycle without sidecar with a cubic capacity of over 120cc, capable of a speed of at least 100 km/h (if candidate has a minimum of 2 years experience on a motorcycle with lower specifications under an A + licence) Direct access: a motorcycle without sidecar with an engine-power of at least 35 kW (if the candidate is at least 21 years old)
	B1	A motor-powered tricycle or quadricycle capable of a speed of at least 60 km/h
B		A four-wheeled category B vehicle capable of a speed of at least 100 km/h
B automatic		As in category B but fitted with automatic transmission
B + E		A combination, made up of category B test vehicle and a trailer with a maximum authorised g.v.w. of at least 1,000 kgs, capable of a speed of at least 100 km/h, which does not fall within category B: the cargo compartment of the trailer shall consist of a closed box body which is at least as wide and as high as the motor vehicle: the closed box body may also be slightly less wide than the motor vehicle provided that the view to the rear is only possible by use of the external rear-view mirrors of the motor vehicle; the trailer shall be presented with a minimum g.v.w. of at least 800 kgs.
	C1	A sub-category C1 vehicle with a g.v.w. of at least 4,000 kgs, with a length of at least five metres and capable of a speed of at least 80 km/h; fitted with anti-lock brakes and equipped with recording equipment as defined in the Motor Vehicle (Weights, Dimensions and Equipment) Regulations, 2003; the cargo compartment shall consist of a closed box body which is at least as wide and as high as the cab
	C1 + E	A combination made up of a sub-category C1 test vehicle and a trailer with a maximum g.v.w. of at least 1,250 kgs; this combination must be at least eight metres in length and capable of a speed of at least 80 km/h; the cargo compartment of the trailer shall consist of a closed box body which is at least as wide and as high as the cab: the closed box body may also be slightly less wide than the cab provided that the view to the rear is only possible by use of the external rear-view mirrors of the motor vehicle; the trailer shall be presented with a minimum g.v.w. of at least 800 kgs
C		A category C vehicle with a maximum g.v.w. of at least 12,000 kgs, a length of at least eight metres, a width of at least 2.40 metres and capable of a speed of at least 80 km/h; fitted with anti-lock brakes, equipped with a gearbox having at least eight forward ratios and recording equipment as defined in the Motor Vehicle (Weights, Dimensions and Equipment) Regulations, 2003; the cargo compartment shall consist of a closed box body which is at least as

		wide and as high as the cab; both the articulated vehicle and the combination shall be presented with a minimum g.v.w. of at least 15,000 kgs
C + E		Either an articulated vehicle or a combination of a category C test vehicle and a trailer of at least 7.5 metres in length; both the articulated vehicle and the combination shall have a maximum g.v.w. of at least 20,000 kgs, a length of at least 14 metres and a width of at least 2,40 metres, shall be capable of a speed of at least 80 km/h, fitted with anti-lock brakes, equipped with a gearbox having at least eight forward ratios and with recording equipment as defined in the Motor Vehicle (Weights, Dimensions and Equipment) Regulations, 2003; the cargo compartment shall consist of a closed box body which is at least as wide and as high as the cab; both the articulated vehicle and the combination shall be presented with a minimum g.v.w. of at least 15,000 kgs
	D1	A sub-category D1 vehicle with a maximum g.v.w. of at least 4,000 kgs, with a length of at least five metres and capable of a speed of at least 80 km/h; fitted with anti-lock brakes and equipped with recording equipment as defined in the Motor Vehicle (Weights, Dimensions and Equipment) Regulations, 2003
	D1 + E	A combination made up of a Category D test vehicle and a trailer with a maximum g.v.w. of at least 1,250 kgs, a width of at least 2.40 metres and capable of a speed of at least 80 km/h; the cargo compartment of the trailer shall consist of a closed box body which is at least two metres wide and two metres high; the trailer shall be presented with a minimum g.v.w. of at least 800 kgs
D		A category D vehicle with a length of at least 10 metres, a width of at least 2.40 metres and capable of a speed of at least 80 km/h; fitted with anti-lock brakes and equipped with recording equipment as defined in the Motor Vehicle (Weights, Dimensions and Equipment) Regulations, 2003
D + E		A combination made up of a category D test vehicle and a trailer with a maximum g.v.w. of at least 1,250 kgs, a width of at least 2.40 metres and capable of a speed of at least 80 km/h; the cargo compartment of the trailer shall consist of a closed body which is at least two metres wide and two metres high; the trailer shall be presented with a minimum g.v.w. of at least 800 kgs
f		Category f vehicle – a vehicle for the carriage of persons having more than 16 seats, but not more than 18 seats, in addition to that of the driver
g		Category g vehicle – agricultural tractor

Testing vehicles for categories B + E, C, C + E, C1, C1 + E, D, D + E, D1 and D1 + E which not in conformity with the minimum criteria given above but which are in use on or before the date on which these regulations enter into force, may still be used until the 31st December 2010.”.

- 18.** The Sixth Schedule to the principal regulations shall be amended as follows>:

Amends the Sixth Schedule to the principal regulations.

(a) for the words “(Regulation 34)” there shall be substituted the words “(Regulation 40)”< and

(b) for the driving offences codes under the sub-title

“Traffic Direction and Signs” there shall be substituted the following>

“TS-1	Failure to comply with traffic light signals	3-5
TS-2	Failure to comply with double white lines	3-5
TS-3	Failure to comply with a traffic prohibitory direction sign	3-5
TS-4	Failure to comply with a sign which prohibits entry of vehicle into a road or pedestrian zone	3
TS-5	Failure to comply with a sign prohibiting vehicle overtaking	3-5
TS-6	Failure to comply with a ‘Stop Sign’	3-5
TS-7	Failure to comply with a traffic mandatory direction sign	3
TS-8	Failure to comply with direction of a constable or warden	3”.

- 19.** The Seventh Schedule to the principal regulations shall be amended as follows>

Amends the Seventh Schedule to the principal regulations.

(a) for the words “(Regulation 41)” there shall be substituted the words “(Regulations 32 and 47)”<

(b) in Section A, immediately after the words starting with code number “79” and ending with the word “usable”, there shall be inserted the following>

“PROFESSIONAL COMPETENCE

95		Driver holding a Certificate of Professional Competence complying with the obligation of professional competence referred to in Regulations 27 and 30 of these regulations until....(e.g. 01.01.2012)”< and
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(c) in Section B, immediately after the words starting with code number “110” and ending with the word “charge”, there shall be inserted the following>

“333		Probationary driving licence for first time licensees only”.”
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- 20.** In the Eighth Schedule to the principal regulations, for the words “(Regulations 27 and 28)” there shall be substituted the words “(Regulation 34)”.

Amends the Eighth Schedule to the principal regulations.

- 21.** For the he Ninth Schedule to the principal regulations shall be substituted the following>

Substitutes the Ninth Schedule to the principal regulations.

**“NINTH SCHEDULE
(Regulations 37 and 51)**

Driving licences fees* and administrative charges

Description	Licence fee Lm	Administrative charge Lm
Probationary driving licence for a period of three years	6.00	2.50
For any one or more categories contained in one driving licence for a period of five years	10.00	2.50
For any one or more categories contained in one driving licence for a period of ten years	20.00	2.50
Issue of an International Driving Licence	10	2.50
Issue or renewal of a driving licence to a person with a disability, falling under the Social Security Act of 1987 as amended (Cap. 318), to drive a specially adapted motor vehicle	Nil	Nil
Issue of a duplicate driving licence for a lost, stolen or defaced valid driving licence	5.00	2.50
Issue of a duplicate driving licence due to alteration/s in the data contained in the photocard driving licence	Nil	2.50
<i>* Driving licence fees received by the competent authority under these regulations shall be on account of the Consolidated Fund.”.</i>		

22. In the Tenth Schedule to the principal regulations, for the words “Regulation 47)” there shall be substituted the words “(Regulation 53)”. Amends the Tenth Schedule to the principal regulations.
23. In the Eleventh Schedule to the principal regulations, for the words “Regulation 68)” there shall be substituted the words “(Regulation 73)”. Amends the Eleventh Schedule to the principal regulations.
24. In the Twelfth Schedule to the principal regulations, for the words “Regulation 69)” there shall be substituted the words “(Regulation 74)”. Amends the Twelfth Schedule to the principal regulations.
25. Immediately after the Twelfth Schedule to the principal regulations there shall be added the following new Thirteenth Schedule> Adds new Thirteenth Schedule to the principal regulations.

“THIRTEENTH SCHEDULE

(Regulations 78 and 79)

Minimum qualification and training requirements

Section 1: List of subjects

The knowledge to be taken into account when establishing the driver’s initial qualification and periodic training must include at least the

subjects in this list. Trainee drivers must reach the level of knowledge and practical competence necessary to drive in all safety vehicles of the relevant licence category.

The minimum level of knowledge may not be less than level 2 of the training-level structure provided for in Annex I to Decision 85/368/EEC on the comparability of vocational training qualifications between the Member States of the European Community, i.e. the level reached during compulsory education, supplemented by professional training.

1. *Advanced training in rational driving based on safety regulations*

All licences

1.1. Objective: to know the characteristics of the transmission system in order to make the best possible use of it:

curves relating to torque, power, and specific consumption of an engine, area of optimum use of revolution counter, gearbox-ratio cover diagrams.

1.2. Objective: to know the technical characteristics and operation of the safety controls in order to control the vehicle, minimise wear and tear and prevent disfunctioning:

specific features of hydraulic vacuum servobrake circuit, limits to the use of brakes and retarder, combined use of brakes and retarder, making better use of speed and gear ratio, making use of vehicle inertia, using ways of slowing down and braking on downhill stretches, action in the event of failure.

1.3. Objective: ability to optimise fuel consumption:

optimisation of fuel consumption by applying know-how as regards points 1.1 and 1.2.

Licences C, C+E, C1, C1+E

1.4. Objective: ability to load the vehicle with due regard for safety rules and proper vehicle use:

forces affecting vehicles in motion, use of gearbox ratios according to vehicle load and road profile, calculation of payload of vehicle or assembly, calculation of total volume, load distribution, consequences of overloading the axle, vehicle stability and centre of gravity, types of packaging and pallets;

main categories of goods needing securing, clamping and securing techniques, use of securing straps, checking of securing devices, use of handling equipment, placing and removal of tarpaulins.

Licences D, D+E, D1, D1+E, f

1.5. Objective: ability to ensure passenger comfort and safety:

adjusting longitudinal and sideways movements, road sharing, position on the road, smooth breaking, overhang operation, using specific infrastructures (public areas, dedicated lanes), managing conflicts between safe driving and other roles as a driver, interacting with passengers, peculiarities of certain groups of passengers (disabled persons, children).

- 1.6. Objective: ability to load the vehicle with due regard for safety rules and proper vehicle use:

forces affecting vehicles in motion, use of gearbox-ratios according to vehicle load and road profile, calculation of payload of vehicle or assembly, load distribution, consequences of overloading the axle, vehicle stability and centre of gravity.

2. Application of regulations

All licences

- 2.1. Objective: to know the social environment of road transport and the rules governing it:

maximum working periods specific to the transport industry; principles, application and consequences of Regulations (EEC) No 3820/85 and (EEC) No 3821/85; penalties for failure to use, improper use of and tampering with the tachograph; knowledge of the social environment of road transport: rights and duties of drivers as regards initial qualification and periodic training.

Licences C, C+E, C1, C1+E

- 2.2. Objective: to know the regulations governing the carriage of goods:

transport operating licences, obligations under standard contracts for the carriage of goods, drafting of documents which form the transport contract, international transport permits, obligations under the Convention on the Contract for the International Carriage of Goods by Road, drafting of the international consignment note, crossing borders, freight forwarders, special documents accompanying goods.

Licences D, D+E, D1, D1+E, f

- 2.3. Objective: to know the regulations governing the carriage of passengers:

carriage of specific groups of passengers, safety equipment on board buses, safety belts, vehicle load.

3. Health, road and environmental safety, service, logistics

All licences

- 3.1. Objective: to make drivers aware of the risks of the road and of accidents at work:

types of accidents at work in the transport sector, road accident statistics, involvement of lorries/coaches, human, material and financial consequences.

- 3.2. Objective: ability to prevent criminality and trafficking in illegal immigrants:

general information, implications for drivers, preventive measures, check list, legislation on transport operator liability.

- 3.3. Objective: ability to prevent physical risks:

ergonomic principles; movements and postures which pose a risk, physical fitness, handling exercises, personal protection.

- 3.4. Objective: awareness of the importance of physical and mental ability:

principles of healthy, balanced eating, effects of alcohol, drugs or any other substance likely to affect behaviour, symptoms, causes, effects of fatigue and stress, fundamental role of the basic work/rest cycle.

- 3.5. Objective: ability to assess emergency situations:

behaviour in an emergency situation: assessment of the situation, avoiding complications of an accident, summoning assistance, assisting casualties and giving first aid, reaction in the event of fire, evacuation of occupants of a lorry/bus passengers, ensuring the safety of all passengers, reaction in the event of aggression; basic principles for the drafting of an accident report.

- 3.6. Objective: ability to adopt behaviour to help enhance the image of the company:

behaviour of the driver and company image: importance for the company of the standard of service provided by the driver, the roles of the driver, people with whom the driver will be dealing, vehicle maintenance, work organisation, commercial and financial effects of a dispute.

Licences C, C+E, C1, C1+E

- 3.7. Objective: to know the economic environment of road haulage and the organisation of the market:

road transport in relation to other modes of transport (competition, shippers), different road transport activities (transport for hire or reward, own account, auxiliary transport activities), organisation of the main types of transport company and auxiliary transport activities, different transport specialisations (road tanker, controlled temperature, etc.), changes in the industry (diversification of services provided, rail-road, subcontracting, etc.).

Licences D, D+E, D1, D1+E, f

- 3.8. Objective: to know the economic environment of the carriage of passengers by road and the organisation of the market:

carriage of passengers by road in relation to other modes of passenger transport (rail, private car), different activities involving the carriage of passengers by road, crossing borders (international transport), organisation of the main types of companies for the carriage of passengers by road.

Section 2: Compulsory initial qualification provided for in regulation 78

The Authority or an entity designated by it shall organise the following theoretical and practical tests to check whether the trainee driver has the level of knowledge required in section 1 for the subjects and objectives listed there.

- (a) The theoretical test shall consist of at least two parts:

- (i) questions including multiple-choice questions, questions requiring a direct answer, or a combination of both;
- (ii) case studies.

The minimum duration of the theoretical test must be four hours.

(b) The practical test shall consist of two parts:

- (i) a driving test aimed at assessing training in rational driving based on safety regulations. The test must take place, whenever possible, on roads outside built-up areas, on fast roads and on motorways (or similar), and on all kinds of urban highways presenting the different types of difficulties that a driver is liable to encounter. It would be desirable for this test to take place in different traffic density conditions. The driving time on the road must be used optimally in order to assess the candidate in all traffic areas likely to be encountered. The minimum duration of this test must be 90 minutes;
- (ii) a practical test covering at least points 1.4, 1.5, 1.6, 3.2, 3.3 and 3.5.

The minimum duration of this test must be 30 minutes.

The vehicle used for the practical test must meet at least the requirements for test vehicles as defined in the Third Schedule to these regulations.

The practical test may be supplemented by a third test taking place on special terrain or on a top-of-the-range simulator so as to assess training in rational driving based on safety regulations, in particular with regard to vehicle handling in different road conditions and the way they change with different atmospheric conditions and the time of day or night.

The duration of this optional test is not fixed. Should the driver undergo such a test, its duration may be deducted from the 90 minutes of the driving test referred to under (i), but the time deducted may not exceed 30 minutes.

For new drivers, the theoretical test must be limited to the subjects, referred to in section 1, which are relevant to the vehicles to which the new initial qualification applies. However, such drivers must undergo the whole practical test.

Section 3: Compulsory periodic training

Compulsory periodic training courses must be organised by an approved training centre. Their duration must be of 35 hours every five years, given in periods of at least seven hours. Such periodic training may be provided, in part, on top-of-the-range simulators.

Section 4: Approval of the initial qualification and periodic training

4.1. The training centres taking part in the initial qualification and periodic training must be approved by the competent authority. Approval may be given only in response to a written application. The application must be accompanied by documents including:

- 4.1.1. a suitable qualification and training programme specifying the subjects taught and setting out the proposed implementing plan and teaching methods;
- 4.1.2. the instructors' qualifications and fields of activity;
- 4.1.3. information about the premises where the courses are given, the teaching materials, the resources made available for the practical work, and the vehicle fleet used;
- 4.1.4. the conditions regarding participation in the courses (number of participants).
- 4.2. The competent authority must give approval in writing subject to the following conditions:
 - 4.2.1. the training must be given in accordance with the documents accompanying the application;
 - 4.2.2. the competent authority must be entitled to send authorised persons to assist in the training courses of the approved centres, and must be entitled to monitor such centres, with regard to the resources used and the proper running of the training courses and tests;
 - 4.2.3. the approval may be withdrawn or suspended if the conditions of approval are no longer complied with.

The approved centre must guarantee that the instructors have a sound knowledge of the most recent regulations and training requirements. As part of a specific selection procedure, the instructors must provide certification showing a knowledge of both the subject material and teaching methods. As regards the practical part of the training, instructors must provide certification of experience as professional drivers or similar driving experience, such as that of driving instructors for heavy vehicles.

The programme of instruction must be in accordance with the approval and must cover the subjects in the list in section 1.”.