

ROAD GOODS CARRIERS' HANDBOOK

Administrative and/or penal sanctions against foreign carriers in case of missing or non complying documents accompanying an international road transport operation

CZECH REPUBLIC

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1. ENFORCING AUTHORITIES

In the Czech Republic foreign road vehicles may be checked by: Police, Customs Authorities, District Supervisors

2. SANCTIONS IN CASE OF MISSING OR NON-COMPLYING DOCUMENTS

2.1 Foreign carrier's documents

2.1.1 EU Licence, ECMT Authorisation, Bilateral or Transit Transport Authorisation

- person(s) sanctioned: carrier
- sanctions: fine up to CZK 750 000 (§ 35/2 and 3 of the Road Transport Act N° 111/1994)
- compromise settlement: no, only before the departure
- other measures: entry prohibited without a licence. Repeated offences may lead to a prohibition pronounced for a given period

2.1.2 ADR permit

- person(s) sanctioned: carrier or sender
- sanctions: fine of up to CZK 1 000 000. The Czech police may impose a fine of up to CZK 10 000 for any violation of the rules governing dangerous goods transport by road (§ 23/1f) and 2 of the Contraventions Act N° 200/1990)
- compromise settlement: no information
- other measures: entry prohibited without a permit

2.2 Driver's Documents (foreign vehicle)

2.2.1 Proof of ID

- person(s) sanctioned: driver
- sanctions: fine of up to CZK 10 000
- compromise settlement: no information
- other measures: entry prohibited

2.2.2 Driving permit

- person(s) sanctioned: driver
- sanctions: fine of up to CZK 10 000 (Administrative code N° 500/2004, § 23/1f) of the Contraventions Act N° 200/1990)
- compromise settlement: no information
- other measures: entry prohibited

2.2.3 AETR record sheet, tachograph discs, digital tachograph?

- person(s) sanctioned: carrier, driver
- sanctions: fine of up to CZK 500 000, driver up to CZK 10 000 plus penalty points or prohibition of driving from 6 to 12 months (§ 35/2 of the Road Transport Act N° 111/1994)
- compromise settlement: no information
- other measures: depositing an amount may be required. In case of refusal, the vehicle is immobilised

2.2.4 ADR training certificate

- person(s) sanctioned: driver, carrier, sender
- sanctions: fine of up to CZK 1 000 000 (§ 35/4 of the Road Transport Act N° 111/1994)
- compromise settlement: no information
- other measures: entry prohibited for the vehicle

2.2.5 Document from employer certifying driver's employment

The employment certificate is not required for EU citizens

2.3 **Foreign vehicle's documents**

2.3.1 Registration certificate (grey card)

- person(s) sanctioned: carrier, driver
- sanctions: fine of up to CZK 5 000
- compromise settlement: no information
- other measures: no information

2.3.2 Regular technical inspection

- person(s) sanctioned: carrier
- sanctions: fine of CZK 5 000 – 50 000
- compromise settlement: no information
- other measures: no information

2.3.3 ECMT technical certificate

- person(s) sanctioned: driver, carrier
- sanctions: fine of up to CZK 30 000
- compromise settlement: no
- other measures: no information

2.3.4 Compulsory nationality plate

- person(s) sanctioned: carrier, driver
- sanctions: fine up to CZK 5 000
- compromise settlement: no information
- other measures: no information

2.3.5 ADR certificate of approval

- person(s) sanctioned: driver, carrier, sender
- sanctions: fine of up to CZK 1 000 000 (§ 35/4 of the Road Transport Act N° 111/1994)
- compromise settlement: no information
- other measures: entry prohibited for the vehicle

2.3.6 ATP certificate of compliance

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 500 000
- compromise settlement: fine up to CZK 5 000 on the road

- other measures: entry prohibited

2.3.7 Hired vehicles

Document on hire or contract, driver's employment contract Fine up to CZK 30 000, Road Transport Act N° 111/1994

2.4 **Transport documents on board foreign vehicles**

2.4.1 Consignment note / CMR international consignment note

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 5 000
- compromise settlement: no information
- other measures: entry prohibited

2.4.2 Loading list (groupage)

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 5 000
- compromise settlement: no information
- other measures: no information

2.4.3 ADR transport document, consignor's declaration, ADR security instructions

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 1 000 000
- compromise settlement: no information
- other measures: entry prohibited

2.4.4 Container packing certificate

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 1 000 000
- compromise settlement: no information
- other measures: entry prohibited

2.4.5 Transfrontier movement of waste document (Basel Convention)

- person(s) sanctioned: carrier
- sanctions: entry prohibited
- compromise settlement: no information
- other measures: no information

2.5 **Excess load of foreign vehicle**

- person(s) sanctioned: carrier, driver
- sanctions: fine up to CZK 500 000 (§ 42a/4c of the Law N°13/1997 on surface communications)
- compromise settlement: no information
- other measures: entry prohibited for vehicles whose holder refuses to pay a tax relating to special road use ; in case of axle pressure – journey prohibited.

2.6 **Third-party insurance**

- person(s) sanctioned: driver
- sanctions: fine up to CZK 5 000
- compromise settlement: no information
- other measures: journey prohibited for the vehicle

2.7 **Obligation to produce required documents**

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 1 000 000

- compromise settlement: it depends on type of document
- other measures: at the border: entry prohibited
inside the country: journey prohibited

2.8 Obligation to submit to a decision to immobilise the vehicle

- person(s) sanctioned: no information
- sanctions: no information
- compromise settlement: no information
- other measures: no information

3. APPEALS AGAINST SANCTIONS

3.1 Appeals against sanctions pronounced by enforcing agents (police, customs, other)

- authority with which the appeal should be lodged: relevant authority
- time-limit to lodge an appeal: usually 14 days

3.2 Appeals against sanctions pronounced by an authority reviewing fines (minor offences)

- authority with which the appeal should be lodged: regional authorities, Ministry of Transport
- time-limit to lodge an appeal: regional authorities 15 days, Ministry of Transport 30 days

3.3 Appeals against sanctions pronounced by a court reviewing misdemeanours (serious offences subject to penal sanctions)

- authority with which the appeal should be lodged: the court
- time-limit to lodge an appeal: 15 -30 days (stated in the decision)

4. SANCTIONS IN CASE OF INCORRECT LOADING OR STOWAGE

- person(s) sanctioned: driver, carrier
- sanctions: fine up to CZK 5 000
- compromise settlement: no
- other measures: journey prohibited

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