

SURVEY ON ADMINISTRATIVE/FINANCIAL/PENAL SANCTIONS IN CASE OF NON-COMPLIANCE WITH DRIVER RECORDS, TACHOGRAPH AND REST PERIOD REGULATIONS FOR INTERNATIONAL ROAD TRANSPORT OPERATIONS

FRANCE

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ADMINISTRATIVE/FINANCIAL/PENAL SANCTIONS IN CASE OF NON-COMPLIANCE WITH DRIVER RECORDS, TACHOGRAPH AND REST PERIOD REGULATIONS FOR INTERNATIONAL ROAD TRANSPORT OPERATIONS															
DEFINITION OF OFFENCES <small>Offences as listed in Annex B to Directive 2002/22/EC amended by Directive 2005/61/EC (offence codes only)</small>		PERSONS SANCTIONED		SANCTIONS								COMPROMISE SETTLEMENT <small>Amount of reduced fine if paid on the spot</small>		TIME LIMIT FOR APPEAL	
				Administrative sanctions				Financial sanctions		Penal sanctions					
				Driver	Company	Verbal warning	Points recorded against driver's licence	Licence withdrawal	Vehicle immobilisation	Disqualification for transport manager	Max fine				
Driving hours and rest period offences															
EU legislation															
Contravention of EU rules regarding driving and rest periods - very serious offence		Daily driving time: B3, B6 Weekly driving time: B9 Driving time over 2 weeks: B12 Uninterrupted driving: C3 Daily rest period: D3, D6 Split daily rest period or multi-manning: D8, D12 Weekly resting: D15, D18 Lion remuneration/km: E1.	B3: B6: B9: B12: yes C3: yes D3: D6: D8: D12: D15: D18: yes E1: yes	B3: B6: B9: B12: yes C3: yes D3: D6: D8: D12: D15: D18: yes E1: yes	No recording of points against driving licence for all offences				Immobilisation possible		B3: B6= 1500€ B9= 1500€ B12= 1500€ C3= 1500€ D3: D6: D8: D12= 1500€ D15: D18= 1500€ E1= 1500€	All class 5 offences are subject to a €750 deposit			
Contravention of EU rules regarding driving and rest periods - serious offence		Daily driving time: B2, B5 Weekly driving time: B7 Driving time over 2 weeks: B11 Uninterrupted driving: C2 Daily rest period: D2, D5 Split daily rest period or multi-manning: D8, D11 Weekly resting: D14, D17.	B2: B5: B7: B11: yes C2: yes D2: D5: D8: D11: D14: D17: yes	B2: B5: B7: B11: yes C2: yes D2: D5: D8: D11: D14: D17: yes					B2: B5= 750€ B7= 750€ B11= 750€ C2= 750€ D2: D5: D8: D11= 750€ D14: D17= 750€		All class 4 offences opposite are subject to a €335 deposit				
Contravention of EU rules regarding driving and rest periods - minor offence		Daily rest period: B4 Weekly driving time: B7 Driving time over 2 weeks: B10 Uninterrupted driving: C1 Daily rest period: D1, D4 Split daily rest period or multi-manning: D7, D10 Weekly resting: D13, D16.	B4: B7: B10: yes C1: yes D1: D4: D7: D10: D13: D16: yes	B4: B7: B10: yes C1: yes D1: D4: D7: D10: D13: D16: yes					B4: B7= 750€ B10= 750€ C1= 750€ D1: D4: D7: D10= 750€ D13: D16= 750€		All class 4 offences opposite are subject to a €335 deposit				
National legislation															
Contravention of national rules regarding driving and rest periods - serious offence															
Contravention of national rules regarding driving and rest periods - minor offence															
Driver recording offences (tachograph)															
EU legislation															
Failure to use EU required recording equipment (tachograph) - very serious offence		Use of several discs or cards: D7, G8, G9 Failure to keep records: G6 Inability to produce records: I2, I3, I4, I5, I6, I7 Inability to produce driver card: I8 Breakdown: K1 Number missing: L2	D7: G8: G9: G14: G15: yes I1: I2: yes I3: yes I4: yes I5: yes I6: yes I7: yes I8: yes K1: yes L2: yes	D7: G8: G9: G14: G15: yes I1: I2: yes I3: yes I4: yes I5: yes I6: yes I7: yes I8: yes K1: yes L2: yes					D7: G8: G9: G14: G15 = 1500€ I1: I2 = 1500€ I3: I4: I5: I6: I7 = 1500€ K1 = 1500€ L2 = 1500€		All class 5 offences opposite are subject to a €750 deposit				
Failure to use EU required recording equipment (tachograph) - serious offence		Record sheets: G3, G4, G18, H3, H4, H5, H6, H7, H8, H9, H10, H11, H12, H13, H14, H15, H16, H17, H18, H19, H20 Breakdown: K2	G3: G4: yes H3: H4: H5: H6: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20: yes K2: yes	G3: G4: yes H3: H4: H5: H6: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20: yes K2: yes					G3: G4 = 750€ H3: H4 = 1500€ H5: H6: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20 = 750€ K2 = 1500€		G3: G4 deposit = 135€ H3: H4 deposit = 750€ H5: H6: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20 deposit = 125€ K2 deposit = 750€				
Failure to use EU required recording equipment (tachograph) - minor offence		Not enough paper: G5 Daily observations, data legible: G11 Withdrawal without impact: G16, G17 Information: H4, H5, H7, H8, H9, H10, H11, H12, H13, H14, H15, H16, H17, H18, H19, H20	G5: G11: yes G16: G17: yes H4: H5: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20: yes	G5: G11: yes G16: G17: yes H4: H5: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20: yes					G5: G11 = 450€ G16: G17 = 750€ H4: H5: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20 = 750€		G5: G11 deposit = 88€ G16: G17: H4: H5: H7: H8: H9: H10: H11: H12: H13: H14: H15: H16: H17: H18: H19: H20 deposit = 135€				
National legislation															
Failure to use recording equipment and/or to record activities as required by national rules (record books) - very serious offence		Irregular use of recording equipment	yes	yes					80,000 €		maximum 1 year		Offences carrying a fine of over € 15,000 are subject to a deposit from € 2,250 to 4,500		
Failure to use recording equipment and/or to record activities as required by national rules (record books) - serious offence		Failure to apply for replacement of lost or stolen driver card	yes	yes					1,500 €				Offences carrying a fine up to € 11,000 are subject to a deposit from € 1,125 to 2,250		
Failure to use recording equipment and/or to record activities as required by national rules (record books) - minor offence															
EU legislation															
Failing to comply with requirements relating to preserving EU records for inspection															
National legislation															
Failing to comply with requirements relating to preserving national records for inspection															
Other infringements															
Obstructing an inspecting officer at checkpoint		Obstruction to check criminal offence	yes	yes					80,000 €		maximum 1 year		Deposit = 2250€ & 4500€		
Failure to stop at checkpoint		Failure to stop: midday/night	yes	yes					80,000 €		maximum 1 year		Deposit = 2250€ & 4500€		
Failure to follow officer instructions															
Any other comments regarding this questionnaire, please add here		In France, Decree n°86-1130 (amended by Decree n°2010-865 of 23 July 2010) on sanctions imposes Directive 2002/22/EC. It explicitly targets the offences foreseen under Community law, i.e. Regulations 561/05 and 609/05. Offences are therefore the same as those foreseen under Community law.				Minor offences are those carrying class 3 or 4 penalties. Serious offences are those carrying class 4 or 5 penalties. Very serious offences are those carrying class 5 penalties or aggregated offences.									

For more information click [here](#)