Enforcement matters

From digital to smart tachograph and the wider perspective of the enforcement of the EU road transport acquis

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This presentation is about

- Brief introduction of ECR
- From digital to smart tachograph
- The road transport enforcement situation in Europe
- The mobility package enforcers perspective
- What about compliance?

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Euro Contrôle Route

Euro Contrôle Route is the public organisation for cooperation in road transport enforcement in Europe

Hosted since 1999 by the Benelux

Transforms in 2018 into an independent EGTC organisation Reg. EC No1082/2006

ECR Secretariat

ECR coordinator, Ann De Vries
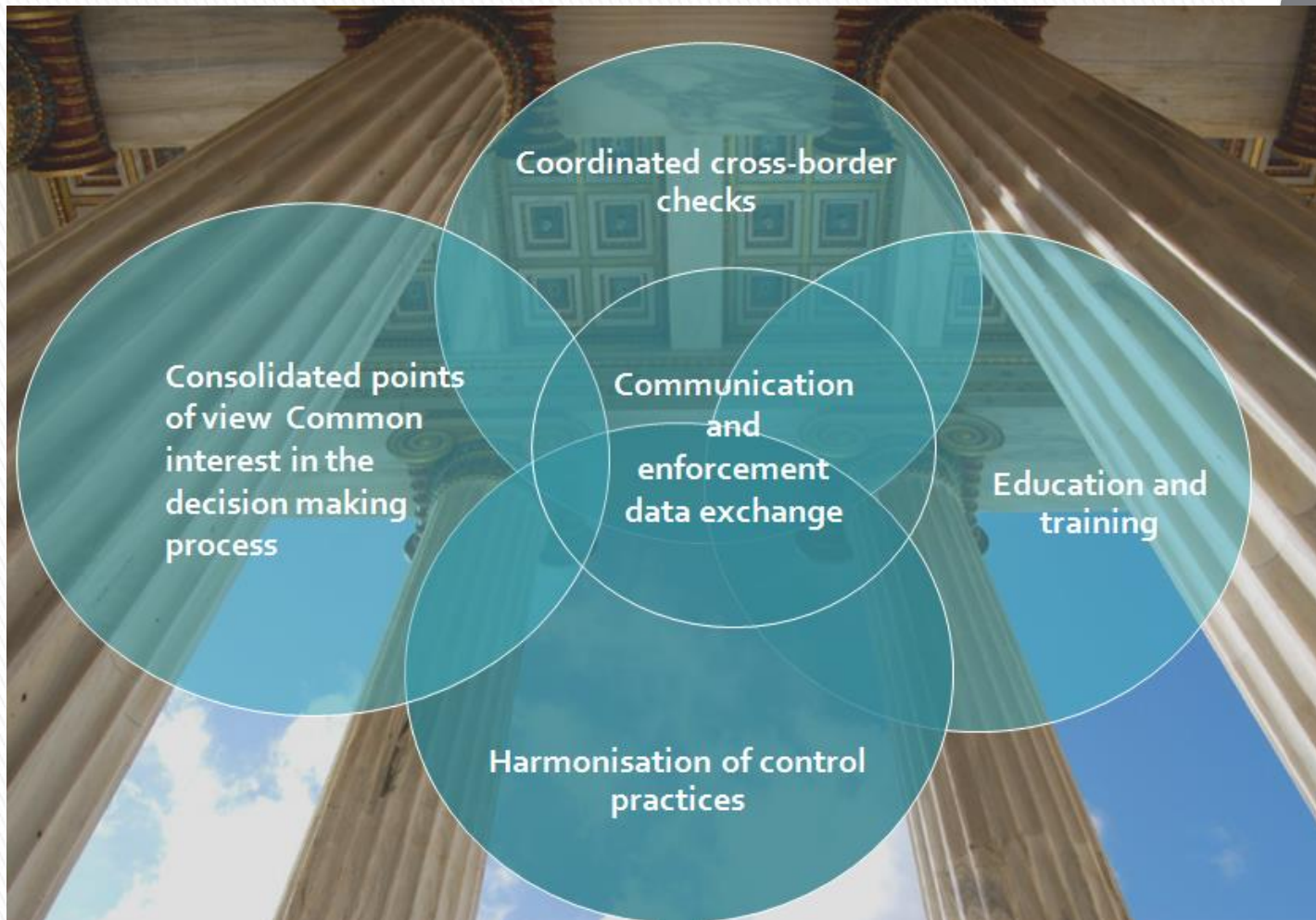
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The five ECR pillars

Road transport situation in EU

- 80% loss enforcement capacity
- Resulting in $12^3 - 13^3$ enforcers for $7^6 - 8^6$ commercial vehicles (HGV's – PSV's)
  (Enlargement of scope with LCV's pending)
- Old school enforcement 20th ⟶ 21st century
- 20% – 30% tachograph frauds
- Wide spread Ad Blue fraud (emission fraud)
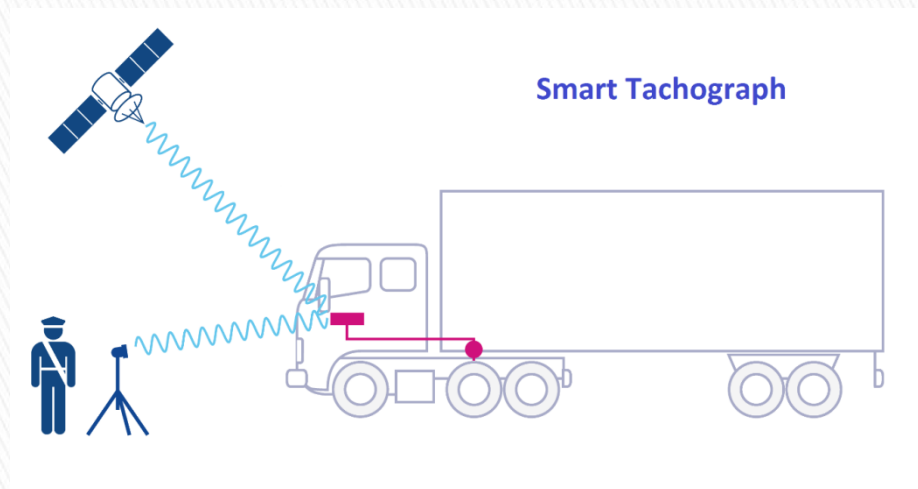- Nomadic drivers / letter box companies

Smart tachograph as per June 2019

Road transport situation in EU

- ▶ Legislation 165/2014
  - ◦ smart tachograph (June 2019)
  - ◦ long implementation period DSRC
  - ◦ no retrofit obligation
  - ◦ GNNS potentially beneficial in fight against fraud
  - ◦ too late too little?

Smart Tachograph

Road transport situation in EU

- The profession of driver has a negative image
  - driver shortage is effected by that too
  - professionalism goes hand in hand with good compliance
  - recruiting drivers from 3rd countries entails a risk

Enforcers view mobility package

▶ **Mobility package**
- ◦ Normal weekly rest in cabin (reference periods)
- ◦ Flexibility versus enforceability
- ◦ Retrofit?
- ◦ Tachograph used to enforce posting and cabotage rules (border crossing)

What about compliance?

Better enforcement fewer controls

▸ Good compliance record fewer/other controls
- trust based enforcement
- compliance performance based enforcement (Earned recognition)
- quality label scheme (public/private)
- Information driven controls
- enhanced communication industry & enforcers (manage the expectations)

What about compliance ?

- Flexibilisation of the legislation will be a challenge for enforcement and the industry
    - empathetic attitude enforcer and driver
    - discretionary versus black and white
    - legal certainty versus diversity in action

- Rewarding of good compliance should be better considered
    - based on risk scores
    - EU wide acceptation
    - distinctive quality characteristic

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Last slide

Some recommendations

- Enforcement innovation by technology
  - ANPR / DSRC / e-documents / access 24/7 databases
- Intelligent enforcement strategies
  - trust based enforcement
  - EU wide enforcement data exchange to enable risk based enforcement
- **Strengthening EU enforcement cooperation**

Thank you for your attention!