COMMISSION DECISION

of 17 December 2009

on minimum requirements for the data to be entered in the national electronic register of road transport undertakings

(notified under document C(2009) 9959)

(Text with EEA relevance)

(2009/992/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC [1], and in particular Article 16 thereof,

Whereas:

(1) Article 16(1) of Regulation (EC) No 1071/2009 requires that each Member State keeps a national electronic register of road transport undertakings which have been authorised by a competent authority designated by it to engage in the occupation of road transport operator. The national electronic registers should include at least the elements set out in Article 16(2) of the Regulation. Additional elements such as the date and place of birth of natural persons have also to be included in order to ensure correct identification of the individuals concerned.

(2) Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market [2] and Regulation (EC) No 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services [3] also require certain data to be entered in these national electronic registers.

(3) The provisions on personal data protection, as laid down in particular by Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data [4], apply to the processing of any personal data pursuant to Regulation (EC) No 1071/2009.

(4) In order to facilitate the interconnection of the national electronic registers as required by Article 16(5) of the Regulation (EC) No 1071/2009, the Commission has to adopt according to Article 16(1) of this Regulation a decision on minimum requirements for the data to be entered in the national electronic register,

HAS ADOPTED THIS DECISION:

Article 1

The minimum requirements for the data to be entered in the national electronic registers established by Member States in accordance with Article 16(1) of Regulation (EC) No 1071/2009 shall be as set out in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 December 2009.

For the Commission
Antonio TAJANI
Vice-President

[1] OJ L 300, 14.11.2009, p. 51.
[2] OJ L 300, 14.11.2009, p. 72.
[3] OJ L 300, 14.11.2009, p. 88.
[4] OJ L 281, 23.11.1995, p. 31.

ANNEX

Data category	Data item	Additional description of data field	Length
Transport undertaking	Name	Free text alpha-numeric field	1-100
	Legal form	Free text alpha-numeric field	1-50
Address	Address	Free text alpha-numeric field	1-150
	Postal code	Free text alpha-numeric field	1-10
	City	Free text alpha-numeric field	1-50
	Country code	Selected from two letter code ISO 3166-1 alpha 2	2
Authorisation	Type	Declaration of: — 'Community licence for passenger transport' — 'National licence for passenger transport' or: — 'Community licence for goods transport' — 'National licence for goods transport'	1-50
	Serial number of Community licence	Free text alpha-numeric field	1-20
	Start date of Community licence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Expiry date of Community licence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Number of vehicles covered	Free text numeric field	1-4
	Vehicle registration number (*)	Free text alpha-numeric field	1-15
	Authorisation status	Declaration of — 'Active' — 'Suspended' — 'Withdrawn' — 'Expired' — 'Lost/stolen' — 'Annulled' — 'Returned'	1-20
	Date of withdrawal of the Community licence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Date of suspension of the Community licence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Expiry date of suspension of the Community licence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10

Data category	Data item	Additional description of data field	Length
	Reason for suspension or withdrawal of the Community licence	Declaration of: — 'No effective and stable establishment' — 'No appropriate financial standing' — 'No requisite professional competence' — 'Not of good repute' — 'Other'	1-100
	Serial number of certified true copy of Community licence	Free text alpha-numeric field	1-20
	Date of withdrawal of certified true copy	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Expiry date of withdrawal of certified copy	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
Legal representative of the undertaking (where appropriate) (**)	First given name	Free text alpha-numeric field	1-100
	Family name(s)	Free text alpha-numeric field	1-100
	Date of birth	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Place of birth	Free alpha text	1-50
Transport Manager	First given name	Free text alpha-numeric field	1-100
	Family name(s)	Free text alpha-numeric field	1-100
	Date of birth	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Place of birth	Free alpha text	1-50
	Number of certificate of professional competence	Free text alpha-numeric field	1-20
	Date of issue of the certificate of professional competence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Country of issue of the certificate of professional competence	Selected from two letter code ISO 3166-1 alpha 2	2
Serious infringement	Category	Alpha-numeric field using coded values	
	Type	Alpha-numeric field using coded values	
	Date of infringement	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Date of check where infringement has been ascertained	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10

Data category	Data item	Additional description of data field	Length
	Member State in which infringement was ascertained	Selected from two letter code ISO 3166-1 alpha 2	2
	Reason why loss of good repute is a disproportionate response (***)	Free text alpha-numeric field	1-500
Unfit Person	First given name	Free text alpha-numeric field	1-100
	Family name(s)	Free text alpha-numeric field	1-100
	Date of birth	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Place of birth	Free alpha text	1-50
	Number of certificate of professional competence	Free text alpha-numeric field	1-20
	Date of issue of the certificate of professional competence	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	Country of issue of the certificate of professional competence	Selected from two letter code ISO 3166-1 alpha 2	2
	Reason for declaration of unfitness	Declaration of either: — 'Infringement of national rules' — 'Infringement of Community rules'	1-100
	Current rehabilitation measure	Declaration of either: — 'Repeat training' — 'Additional training' — 'Relicensing' — 'Additional conditions on licence' — 'Other'	1-100
	Start date of declaration of unfitness	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10
	End date of declaration of unfitness	Numeric data entry in ISO 8601 format (YYYY-MM-DD)	10

(*) It is not mandatory to register the data related to vehicle registration numbers.
(**) See Article 16(2)(c) of the Regulation (EC) No 1071/2009.
(***) No personal data other than necessary data relating to the Transport Manager shall be included in this field.