



STATUTORY INSTRUMENTS

S.I. No. 51 of 2009

EUROPEAN COMMUNITIES (ROAD TRANSPORT) (WORKING
CONDITIONS AND ROAD SAFETY) (AMENDMENT) REGULATIONS
2009

(Prn. A9/0199)

S.I. No. 51 of 2009

EUROPEAN COMMUNITIES (ROAD TRANSPORT) (WORKING
CONDITIONS AND ROAD SAFETY) (AMENDMENT) REGULATIONS
2009

I, NOEL DEMPSEY, Minister for Transport, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972), hereby make the following regulations:

1. These Regulations may be cited as the European Communities (Road Transport) (Working Conditions and Road Safety) (Amendment) Regulations 2009.

The European Communities (Road Transport) (Working Conditions and Road Safety) Regulations 2008 (S.I. No. 62 of 2008) are amended by substituting for Schedule 1 the following:

*Notice of the making of this Statutory Instrument was published in
"Iris Oifigiúil" of 13th February, 2009.*

“SCHEDULE 1
FORM
ROADSIDE CHECK FORM
OFFENCES CODE

Foirm Tástála Bóthair Rialacháin 561/2006-3821/85 an AE d'Am Thiomána agus Scíthe				<input type="checkbox"/> Tuilleadh Fiosrúcháí <input type="checkbox"/> Tuairise/Fineál <input type="checkbox"/> Rabhadh <input type="checkbox"/> Toirmeasc <input type="checkbox"/> Gan Aon Sárú i gCeist											
Áit Rialaithe															
13. Cód Limistéir an Údaráis Fhorfheidhmithe		13. Aitheantas an Oifigigh Fhorfheidhmithe		1. Áit Rialaithe – Láthair agus Uimhir an Bhóthair		2. Dáta / /		3. Am							
Cineál Bóthair <input type="checkbox"/> Mótárbhealach			<input type="checkbox"/> Bóthar Náisiúnta (Mórbhóthar)			<input type="checkbox"/> Cineáil Eile Bóthair									
Feithicil															
4. Uimhir Chláraithe na Feithiclé		6. Cineál/Grúpa Feithiclé		Uasmheáchan		8. Náisiúntacht		5. Uimhir Chláraithe an Leantóra		6. Cineál/Grúpa Feithiclé		Uasmheáchan Iomlán		Náisiúntacht	
Tiománaí agus Oibreoir															
7. Ainm an Oibreora				Náisiúntacht				Seoladh:							
								Uimhir Teileafóin							
9. Ainm an Tiománaí		Dáta Breithe		Náisiúntacht				Seoladh:							
Uimhir Chárta an Tiománaí								Uimhir Teileafóin							
Fostóir – más difriúil ó chuid 7				Náisiúntacht				Seoladh, uimhir teileafóin							
Cineál Iompair															
<input type="checkbox"/> Iompar Náisiúnta			<input type="checkbox"/> Iompar Earraí			<input type="checkbox"/> Tacagraif Digiteach			<input type="checkbox"/> Turas Ae						
<input type="checkbox"/> Iompar Idirnáisiúnta			<input type="checkbox"/> Iompar Paisinéirí			<input type="checkbox"/> Tacagraif Analóige			<input type="checkbox"/> AETR						
									<input type="checkbox"/> Náisiúnta/Eile						
Tréimhse ina bhfuil anailís déanta ar shonraí ina leith															
Ó Dáta		Am		Go Dáta		Am		Líon laethanta ina riabh seiceáil ar siúl		Léamh odaiméadar					
/ /		:		/ /		:									
Cionta – Do chóid féach cúl na foirme															
Cód AE		Am(anna) agus dáta(f)				Cód AE		Am(anna) agus dáta(f)							
Tá toirmeasc i bhfeidhm agus bailí go dtí an			Am :		Dáta / / NÓ			<input type="checkbox"/> Níl Aon Toirmeasc i bhFeidhm							
12. Tuairimí															
Is féidir leanúint le tuairimí ar leathanach 2															
Sonraí a foslódáladh nó cairteacha a tógadh ón tiománaí agus/nó ón bhfeithicil															
An admháil a tugadh:		<input type="checkbox"/> Cairteacha Tacagraif (Uimhir)		<input type="checkbox"/> Uimhir ríomhphrionta		<input type="checkbox"/> Sonraí Digiteacha an Aonaid Feithiclé		<input type="checkbox"/> Sonraí Digiteacha Chárta an Tiománaí		<input type="checkbox"/> Eile (Sonraigh Thuas)					
13. Síniú an Rialtóra:					Síniú an Tiománaí:										

Roadside Check Form						<input type="checkbox"/> Further Enquiries <input type="checkbox"/> Report/Fine <input type="checkbox"/> Warning <input type="checkbox"/> Prohibition <input type="checkbox"/> No Infringement	
Driving and Resting Time EU Regulations 561/2006-3821/85							
Place of Control							
13. Area code of enforcement authority	13. Enforcement officer identity	1. Place of control-Location and road number			2. Date / /	3. Time :	
Road Type <input type="checkbox"/> Motorway		<input type="checkbox"/> National (trunk) road			<input type="checkbox"/> Other road types		
Vehicle							
4. Registration number Vehicle	6. Type/group of Vehicle	Max weight	8. Nationality	5. Registration Number trailer	6. Type/group of vehicle	Maximum total weight	Nationality
Driver and Operator							
7. Operator name:		Nationality	Address:				
			Telephone number				
9. Driver name:		Date of birth	Nationality	Address:			
				Telephone number			
Driver card number:							
Employer- if different from section 7		Nationality	Address, telephone number				
Transport type							
<input type="checkbox"/> National carriage <input type="checkbox"/> International carriage		<input type="checkbox"/> Carriage of goods <input type="checkbox"/> Carriage of passengers		<input type="checkbox"/> Digital tachograph <input type="checkbox"/> Analogue tachograph		<input type="checkbox"/> EU Journey <input type="checkbox"/> AETR <input type="checkbox"/> National/Other	
Period for which data has been analysed							
From	Date	Time	To	Date	Time	No of days checked	Odometer reading
/	/	:	/	/	:		
Offences – For offence codes see reverse of form							
EU Code	Time(s) and date(s)			EU Code	Time(s) and date(s)		
Prohibition is applied and valid until		Time	:	Date	/ /	OR	<input type="checkbox"/> No prohibition applied
12. Comments							
May be continued on page 2							
Data downloaded or charts taken from driver and/or vehicle							
Receipt given for:	<input type="checkbox"/> Tachograph Charts (Number)	<input type="checkbox"/> Printout number	<input type="checkbox"/> Digital data Vehicle Unit	<input type="checkbox"/> Digital date Driver Card	<input type="checkbox"/> Other (Specify above)		
13. Controller signature:				Drivers signature:			

Cóid Chionta

Cód an AE	Cód Náisiúnta	Rialachán na 561/06 Comhairle — Uaireanta an Tiománaí	Cód an AE	Cód Náisiúnta	Rialachán 3821/85 561/06 na Comhairle —Tairfid
561-5		<input type="checkbox"/> Airt. 5 Aoiseanna an Tiománaí agus an Chriú	3821-15-2		<input type="checkbox"/> Airt. 15 Cairt tacagraif nár baineadh leas as
561-6-1		<input type="checkbox"/> Airt. 6 Am Tiománaí Laethúil — 9 n-uaire	3821-14-2		<input type="checkbox"/> Airt. 14 Gan bileoga/ ríomh —phriontaí á gcoimeád i ndea-ord
561-6-1		<input type="checkbox"/> Airt. 6 Am Tiománaí Laethúil — 10 n-uaire	561-16-3		<input type="checkbox"/> Airt. 14 Gan sliocht as uainchlár agus amchlár a chur ar fáil
561-6-2		<input type="checkbox"/> Airt. 6 Tiomáint iomarcach in 1 tseachtain amháin — 56 uaire	3821-15-7		<input type="checkbox"/> Airt. 15 Gan bileoga tacagraif nó ríomhphriontaí a chur ar fáil
561-6-3		<input type="checkbox"/> Airt. 6 Tiomáint iomarcach in 2 sheachtain — 90 uaire	3821-15-2		<input type="checkbox"/> Airt. 15 Úsáid á bhaint as bileog tacagraif ar feadh míos faide na 24 uaire
561-7		<input type="checkbox"/> Airt. 7 Sosanna	3821-15-1		<input type="checkbox"/> Airt. 15 Bileoga atá úsáidte, salach nó a bhfuil damáiste déanta dóibh
561-8-2		<input type="checkbox"/> Airt. 8 Tréimhsé sosa laethúil — faoi chriú singil	3821-15-2		<input type="checkbox"/> Airt. 15 Aistarraingt neamhdhraithe cárta/bileog
561-8-5		<input type="checkbox"/> Airt. 8 Tréimhsé sosa laethúil — faoi fhoireann	561-6-5		<input type="checkbox"/> Airt. 6 Gan iontrálacha láimhe tiománaí a bheith ceart ar bhileog an tairfid dhigiteach
561-8-6		<input type="checkbox"/> Airt. 8 Tréimhsé sosa seachtainiúil	561-12		<input type="checkbox"/> Airt. 12 Gan iontrálacha láimhe tiománaí a bheith ceart — ríomhphriontaí (éigeandáil)
		<input type="checkbox"/> Eile — sonraigh	3821-15-5		<input type="checkbox"/> Airt. 15 Iontrálacha lár-réimse mícheart ar an mbileog
			561-20		<input type="checkbox"/> Airt. 20 Gan fógra sáraithe a chur ar fáil
			3821-15-3		<input type="checkbox"/> Airt. 15 Gan an lase mhód a fheidhmiú i gceart
			3821-15-8		<input type="checkbox"/> Airt. 15 Sonraí stóraithe nó tairfeadta a scríobh nó a choinneáil faoi rún
			3821-16-2		<input type="checkbox"/> Airt. 15 & 16 Gan ríomhphriontaí a dhéanamh nó a shíniú
					<input type="checkbox"/> Eile — sonraigh
Cód an AE	Cód Náisiúnta	AETR-Iompar Idrnáisiúnta lasmuigh den AE	Cód an AE	Cód Náisiúnta	Rialachán 3821/85 561/06 na Comhairle-Cártaí an Tiománaí
AETR-5		<input type="checkbox"/> Airt. 5 Aoiseanna na dTiománaí	3821-15-2		<input type="checkbox"/> Airt. 15 Ag tiomáint gan cárta an tiománaí a chur isteach i gceart
AETR- 6-1		<input type="checkbox"/> Airt. 6.1 Tréimhsé iomarcach tiománaí laethúil	3821-15-2		<input type="checkbox"/> Airt. 15 An dara tiománaí — gan cárta an tiománaí a chur isteach i gceart
AETR —6-2		<input type="checkbox"/> Airt. 6.2 Tiomáint iomarcach thar 2 sheachtaine	3821-13		<input type="checkbox"/> Airt. 13 Níor chinnigh an tiománaí an feidhmú agus an tsáid cheart
AETR-7		<input type="checkbox"/> Airt. 7.1 Sos neamhdhóthanach tar éis 4.5 uaire tiomána	3821-15-5a		<input type="checkbox"/> Airt. 15 Gan aon sibmáil ón tír inár cuireadh tús nó deireadh leis an obair
AETR-8-1		<input type="checkbox"/> Airt. 8.1 Tréimhsé scíthe neamhdhóthanach laethúil	3821-15-1		<input type="checkbox"/> Airt. 15 Cárta atá úsáidte, salach nó a bhfuil damáiste déanta dó
AETR-8-3		<input type="checkbox"/> Airt. 8.3 Tréimhsé scíthe neamhdhóthanach seachtainiúil	3821-14-4a		<input type="checkbox"/> Airt. 14 Níos mó ná cárta tiománaí amháin i seilbh an tiománaí
AETR-10-1		<input type="checkbox"/> Airt. 10.1 Ag úsáid cineál tacagraif nach bhfuil ceadaithe	3821-14-4b		<input type="checkbox"/> Airt. 14 Cárta á úsáid nach bhfuil ceadaithe don tiománaí
		<input type="checkbox"/> Aguisín 2 — Leabhair thairfid tiománaí	3821-14-4c		<input type="checkbox"/> Airt. 14 Cárta á úsáid atá lochtach nó imithe in éag
			3821-15-7		<input type="checkbox"/> Airt. 15 Gan cárta tiománaí a chur ar fáil
			3821-15-1		<input type="checkbox"/> Airt. 15 Gan eur isteach ar chárta athsholáthair laistigh de 7 lá
AETR-12-1		<input type="checkbox"/> Airt. 12.1 Gan úsáid á bhaint as leabhair tairfid nuair is gá	3821-16-3		<input type="checkbox"/> Airt. 16 Gan tuairisc a dhéanamh ar chárta tiománaí a chailtear nó a ghoidear
AETR-12-7		<input type="checkbox"/> Airt. 12.7 Tairfid neamhdhóthanach	3821-16-3		<input type="checkbox"/> Airt. 15 Gan cárta a bhfuil damáiste déanta dó/nó nach bhfuil ag feidhmiú i gceart a sheoladh ar ais Eile — Sonraigh
Cód an AE	Cód Náisiúnta	Rialachán 3821/85 na Comhairle-Tacagraif Analóige	Cód an AE	Cód Náisiúnta	Rialachán 3821/85 na Comhairle —Tacagraif Dhigiteach
3821-3-a		<input type="checkbox"/> Airt. 3 Gan tacagraif atá ceadaithe ag an AE a bheith suiteáilte	3821-3-d		<input type="checkbox"/> Airt. 3 Gan tacagraif atá ceadaithe ag an AE a bheith suiteáilte/gníomhach
3821-3-a		<input type="checkbox"/> Airt. 3 Gan an tacagraif a bheith in úsáid	3821-3-d		<input type="checkbox"/> Iarscríbhinn 1b An tacagraif calbraithe mícheart
3821-12-a		<input type="checkbox"/> Airt. 12 Plac shuiteála ar iarraidh	3821-12-4		<input type="checkbox"/> Airt. 12 Plac shuiteála ar iarraidh
3821-12-a		<input type="checkbox"/> Airt. 12 Séalaf ar iarraidh	3821-3-d		<input type="checkbox"/> Airt. 1b Séalaf ar iarraidh
3821-3-a-a		<input type="checkbox"/> Iarscríbhinn 1 An tacagraif calbraithe mícheart	3821-3-d		<input type="checkbox"/> Airt. 1b Gan tástálacha gach uile 2 bhliain á ndéanamh
3821-3-a-b		<input type="checkbox"/> Iarscríbhinn 1 Gan tástálacha gach uile 2 bhliain á ndéanamh	3821-12-1		<input type="checkbox"/> Airt. 12 Iarscríbhinn 1b gan an tacagraif deisithe i gceart
3821-3-a-c		<input type="checkbox"/> Airt. 3 Suiteáil Mícheart	3821-14-1		<input type="checkbox"/> Airt. 14 Gan a bheith in ann priontaí a dhéanamh arna iarraidh
3821-3-a-d		<input type="checkbox"/> Airt. 12 Iarscríbhinn 1 Gan an tacagraif a bheith deisithe i gceart	3821-16-1		<input type="checkbox"/> Airt. 16 An tacagraif lochtach níos faide ná mar atá ceadaithe
3821-15-3		<input type="checkbox"/> Airt. 15 An t-am mícheart socraithe sa tacagraif	3821-15-8		<input type="checkbox"/> Airt. 15 Sreang/lase san fheidhiciúil nach bhfuil ceadaithe
3821-15-2		<input type="checkbox"/> Airt. 15 Cairt tacagraife neamh-chomhoiriúnach in úsáid			<input type="checkbox"/> Eile — sonraigh
3821-15-8		<input type="checkbox"/> Airt. 15 Sreang/lase san fheidhiciúil nach bhfuil ceadaithe			
		<input type="checkbox"/> Eile — sonraigh			
Cód Náisiúnta	Reachtaíocht Náisiúnta — Feithicil díomhach agus maolaithe		Cód Náisiúnta	ADR-Ródamhainneacht	

Tuairimí ar lean ó leathanach 1

NÓTA MÍNIÚCHÁIN TÁBHACHTACH DON TIOMÁNAÍ

Tá an fhoirm seo a chur ar fáil duit de réir Airteagal 1 de rialachán 561/06 an AE

Cuideoidh sí leat in aon seiceáil fhorfheidhmithe ina mbeidh tú páirteach

Forlann Airteagail 20(2) de rialachán 561/06 an AE ort an fhoirm seo a chur ar fáil d'oifigeach forfheidhmithe, nuair a cílítear í.

Offence Codes

EU Code	National Code	Council Regulation 561/06 Drivers' Hours	EU Code	National Code	Council Regulation 3821/85 561/06 Records
561-5		<input type="checkbox"/> ART. 5 Ages of Driver & Crew	3821-15-2		<input type="checkbox"/> ART. 15 Tachograph chart not used
561-6-1		<input type="checkbox"/> ART. 6 Daily driving Time — 9 hours	3821-14-2		<input type="checkbox"/> ART. 14 Failure to preserve sheets/ printouts in good order
561-6-1		<input type="checkbox"/> ART. 6 Daily Driving Time — 10 hours	561-16-3		<input type="checkbox"/> ART. 14 Failure to produce roster extract and timetable
561-6-2		<input type="checkbox"/> ART. 6 Excess driving in 1 week — 56 hours	3821-15-7		<input type="checkbox"/> ART. 15 Failure to produce tachograph sheets or printouts
561-6-3		<input type="checkbox"/> ART. 6 Excess driving in 2 weeks — 90 hours	3821-15-2		<input type="checkbox"/> ART. 15 Tachograph sheet used longer than 24 hours
561-7		<input type="checkbox"/> ART. 7 Breaks	3821-15-1		<input type="checkbox"/> ART. 15 Used, dirty or damaged sheets
561-8-2		<input type="checkbox"/> ART. 8 Daily rest period — Single crewed	3821-15-2		<input type="checkbox"/> ART. 15 Unauthorised withdrawal of card/sheet
561-8-5		<input type="checkbox"/> ART. 8 Daily rest period — Multi-manning	561-6-5		<input type="checkbox"/> ART. 6 Incorrect manual entries on sheet of digital record
561-8-6		<input type="checkbox"/> ART. 8 Weekly rest period	561-12		<input type="checkbox"/> ART. 12 Incorrect manual entries — printout (Emergency)
		<input type="checkbox"/> Others-specify	3821-15-5		<input type="checkbox"/> ART. 15 Incorrect centre field entries on sheet
			561-20		<input type="checkbox"/> ART. 20 Fail to produce infringement notice
			3821-15-3		<input type="checkbox"/> ART. 15 Fail to correctly operate mode switch
			3821-15-8		<input type="checkbox"/> ART. 15 Destroys or suppresses stored or recorded data
			3821-16-2		<input type="checkbox"/> ART. 15&16 Fail to make and sign required printouts
					<input type="checkbox"/> Others — specify
EU Code	National Code	AETR — International Carriage outside EU	EU Code	National Code	Council Regulation 3821/85 561/06 Driver Cards
AETR-5		<input type="checkbox"/> ART. 5 Ages of Driver	3821-15-2		<input type="checkbox"/> ART. 15 Driving without correctly inserting driver card
AETR-6-1		<input type="checkbox"/> ART. 6.1 Excess daily driving period	3821-15-2		<input type="checkbox"/> ART. 15 Second driver — Fail to correctly insert driver card
AETR-6-2		<input type="checkbox"/> ART. 6.2 Excess driving on 2 weeks	3821-13		<input type="checkbox"/> ART. 13 Driver fail to ensure correct functioning and use
AETR-7		<input type="checkbox"/> ART. 7.1 Insufficient break after 4.5 hours driving	3821-15-5a		<input type="checkbox"/> ART. 15 No country symbols where work starts or ends
AETR-8-1		<input type="checkbox"/> ART. 8.1 Insufficient daily rest period	3821-15-1		<input type="checkbox"/> ART. 15 Used, dirty or damaged card
AETR-8-3		<input type="checkbox"/> ART. 8.3 Insufficient Weekly rest period	3821-14-4a		<input type="checkbox"/> ART. 14 Driver holding more than one driver card
AETR-10-1		<input type="checkbox"/> ART. 10.1 Tachograph not type approved	3821-14-4b		<input type="checkbox"/> ART. 14 Use card for which driver is not authorised
		Appendix 2 — Drivers record book	3821-14-4c		<input type="checkbox"/> ART. 14 Used defective or expired card
			3821-15-7		<input type="checkbox"/> ART. 15 Fail to produce driver card
			3821-15-1		<input type="checkbox"/> ART. 15 Fail to apply for replacement card within 7 days
AETR-12-1		<input type="checkbox"/> ART. 12.1 Record book not used when appropriate	3821-16-3		<input type="checkbox"/> ART. 16 Fail to report loss or theft of driver card
AETR-12-7		<input type="checkbox"/> ART. 12.7 Insufficient records	3821-16-3		<input type="checkbox"/> ART. 15 Fail to return damaged/malfunctioning card
					<input type="checkbox"/> Others — specify
EU Code	National Code	Council Regulation 3821/85 Analogue Tachograph	EU CODE	National Code	Council Regulation 3821/85 Digital Tachograph
3821-3-a		<input type="checkbox"/> ART. 3 EU-approved tachograph not installed	3821-3-d		<input type="checkbox"/> ART. 3 EU-approved tachograph not installed/activated
3821-3-a		<input type="checkbox"/> ART. 3 Tachograph not in use	3821-3-d		<input type="checkbox"/> Annex 1b Tachograph incorrectly calibrated
3821-12-4		<input type="checkbox"/> ART. 12 Missing installation plaque	3821-12-4		<input type="checkbox"/> ART. 12 Missing installation plaque
3821-12-a		<input type="checkbox"/> ART. 12 Missing seals	3821-3-d		<input type="checkbox"/> ART. 1b Missing seals
3821-3-a-a		<input type="checkbox"/> Annex 1 Tachography incorrectly calibrated	3821-3-d		<input type="checkbox"/> ART. 1b 2 yearly check not carried out
3821-3-a-b		<input type="checkbox"/> Annex 1 2 yearly check not carried out	3821-12-1		<input type="checkbox"/> ART. 12 Annex 1b Tachograph incorrectly repaired
3821-3-a-c		<input type="checkbox"/> ART. 3 Incorrect installation	3821-14-1		<input type="checkbox"/> ART. 14 Printing cannot be carried out on request
3821-3-a-d		<input type="checkbox"/> ART. 12 Annex 1 Tachograph incorrectly repaired	3821-16-1		<input type="checkbox"/> ART. 16 Tachograph defective for longer than permitted
3821-15-3		<input type="checkbox"/> ART. 15 Incorrect time set into tachograph	3821-15-8		<input type="checkbox"/> ART. 15 Unauthorised wire/switch present on vehicle
3821-15-2		<input type="checkbox"/> ART. 15 Incompatible tachograph chart used			<input type="checkbox"/> Others — specify
3821-15-8		<input type="checkbox"/> ART. 15 Unauthorised wire/switch present on vehicle			
		<input type="checkbox"/> Others — specify			
National Code	National Legislation — Exempt and derogated vehicles		National Code	ADR — Roadworthiness	

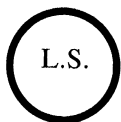
Comments continued from page 1

IMPORTANT EXPLANATORY NOTE TO DRIVER

This form has been provided to you in accordance with Article 20(1) of EU regulation 561/06

It will assist you in any future enforcement check in which you may be involved.

Article 20(2) of EU regulation 561/06 requires you to produce this form to an enforcement officer, upon demand



GIVEN under my Official seal,
5 February 2009

NOEL DEMPSEY.
Minister for Transport.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation).

These regulations provide for the Irish and English language version of the roadside check form to be used for the purposes of the European Communities (Road Transport) (Working Conditions and Road Safety) Regulations 2008 (S.I. No. 62 of 2008).

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ón
OIFIG DHÍOLTA FOILSEACHÁN RIALTAIS,
TEACH SUN ALLIANCE, SRÁID THEACH LAIGHEAN, BAILE ÁTHA CLIATH 2,
nó tríd an bpost ó
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AONAD 20 PÁIRC MIONDÍOLA COIS LOCHA, CLÁR CHLAINNE MHUIRIS,
CONTAE MHAIGH EO,
(Teil: 01 - 6476834 nó 1890 213434; Fax: 094 - 9378964 nó 01 - 6476843)
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