













# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Directive	2017/0113(COD) Awaiting Council's 1st reading position
Use of vehicles hired without drivers for the carriage of goods by road Amending Directive 2006/1/EC	<a href="#">2003/0221(COD)</a>
Subject 3.20.05 Road transport: passengers and freight	
Legislative priorities <a href="#">Joint Declaration 2018</a>	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 <a href="#">Transport and Tourism</a>	 <a href="#">MONTEIRO DE AGUIAR Cláudia</a>	30/06/2017
		Shadow rapporteur	
		 <a href="#">AMERIKS Andris</a>	
		 <a href="#">BILBAO BARANDICA Izaskun</a>	
		 <a href="#">HAIDER Roman</a>	
		 <a href="#">CUFFE Ciarán</a>	
		 <a href="#">ZŁOTOWSKI Kosma</a>	
		 <a href="#">FERREIRA João</a>	
	Former committee responsible		
	 <a href="#">Transport and Tourism</a>		30/06/2017
		 <a href="#">MONTEIRO DE AGUIAR Cláudia</a>	
Council of the European Union	Council configuration	Meeting	Date
	<a href="#">Transport, Telecommunications and Energy</a>	<a href="#">3623</a>	07/06/2018
	<a href="#">Transport, Telecommunications and Energy</a>	<a href="#">3581</a>	05/12/2017
European Commission	Commission DG <a href="#">Mobility and Transport</a>	Commissioner BULC Violeta	
European Economic and Social Committee European Committee of the Regions			

Key events			
31/05/2017	Legislative proposal published	<a href="#">COM(2017)0282</a>	Summary
15/06/2017	Committee referral announced in Parliament, 1st reading/single reading		
05/12/2017	Debate in Council	<a href="#">3581</a>	
24/05/2018	Vote in committee, 1st reading/single reading		
24/05/2018	Rejection by committee to open interinstitutional negotiations with report adopted in committee		
29/05/2018	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A8-0193/2018</a>	Summary
07/06/2018	Debate in Council	<a href="#">3623</a>	
14/06/2018	Results of vote in Parliament		
14/06/2018	Decision by Parliament, 1st reading/single reading	<a href="#">T8-0264/2018</a>	Summary
14/06/2018	Matter referred back to the committee responsible		
14/01/2019	Debate in Parliament		
15/01/2019	Decision by Parliament, 1st reading/single reading	<a href="#">T8-0006/2019</a>	Summary
24/09/2019	Committee decision to open interinstitutional negotiations after 1st reading in Parliament		
09/10/2019	Committee decision to enter into interinstitutional negotiations announced in plenary (Rule 72)		

Technical information	
Procedure reference	2017/0113(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
	Amending Directive 2006/1/EC <a href="#">2003/0221(COD)</a>
Legal basis	Rules of Procedure EP 59-p4; Treaty on the Functioning of the EU TFEU 091-p1
Mandatory consultation of other institutions	<a href="#">European Economic and Social Committee</a> <a href="#">European Committee of the Regions</a>
Stage reached in procedure	Awaiting Council's 1st reading position
Committee dossier	TRAN/8/10094

Documentation gateway					
Legislative proposal		<a href="#">COM(2017)0282</a>	31/05/2017	EC	Summary
Document attached to the procedure		<a href="#">SWD(2017)0196</a>	31/05/2017	EC	

Document attached to the procedure		SWD(2017)0197	31/05/2017	EC	
Document attached to the procedure		SWD(2017)0198	31/05/2017	EC	
Document attached to the procedure		SWD(2017)0199	31/05/2017	EC	
Economic and Social Committee: opinion, report		<a href="#">CES2882/2017</a>	06/12/2017	ESC	
Committee draft report		<a href="#">PE615.479</a>	20/12/2017	EP	
Amendments tabled in committee		<a href="#">PE615.518</a>	23/02/2018	EP	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A8-0193/2018</a>	29/05/2018	EP	Summary
Text adopted by Parliament, partial vote at 1st reading/single reading		<a href="#">T8-0264/2018</a>	14/06/2018	EP	Summary
Text adopted by Parliament, 1st reading/single reading		<a href="#">T8-0006/2019</a>	15/01/2019	EP	Summary
Commission response to text adopted in plenary		SP(2019)150	27/02/2019	EC	

#### Additional information

Research document

[Briefing](#)

## 2017/0113(COD) - 31/05/2017 Legislative proposal

**PURPOSE:** to enable undertakings to benefit to a greater extent from the advantages of using vehicles hired without drivers for the carriage of goods by road.

**PROPOSED ACT:** Directive of the European Parliament and of the Council.

**ROLE OF THE EUROPEAN PARLIAMENT:** the European Parliament shall decide in accordance with the ordinary legislative procedure and on an equal footing with the Council.

**BACKGROUND:** the use of hired vehicles can reduce the costs of undertakings carrying goods on their own account or for hire and reward and at the same time increase their operational flexibility.

Directive 2006/1/EC of the European Parliament and of the Council provides for a minimum level of the market opening for the use of vehicles hired without drivers for the carriage of goods by road. However, this Directive:

- allows Member States to restrict the use of hired goods vehicles with a gross vehicle weight above six tonnes for own account operations;
- restricts the use of a vehicle which has been hired in a Member State different from the one where the undertaking hiring the vehicle is established.

The Commission therefore proposes to remove these restrictions and establish a uniform regulatory framework across the EU to ensure equal access for transport operators across the EU to the market for hired vehicles.

The proposal is part of a series of proposals in the field of road transport which the Commission intends to adopt in 2017.

**IMPACT ASSESSMENT:** the preferred option aims to: (i) allow the use of hired goods vehicles for own account operations throughout the EU; (ii) allow the use of goods vehicles which an operator established in one Member State has hired in another Member State for a certain period of time.

Expected benefits include:

- a reduction in operating costs of EU hauliers by a total of EUR 158 million in 2030;
- a total annual economic benefit of around EUR 240 million in 2030 for the vehicle rental/leasing sector;
- the creation of almost 5 000 additional jobs (2 900 in the vehicle rental/leasing sector and 1 700 in the road haulage business).

**CONTENT:** the proposal amending Directive 2006/1/EC seeks to:

- allow the use within its territory of vehicles hired by undertakings established on the territory of another Member State provided that the vehicle is registered or put into circulation in compliance with the laws of a Member State;
- allow the use of a vehicle hired in another Member State is to be allowed for at least four months in any given calendar year to enable undertakings to meet temporary or seasonal demand peaks and/or to replace defective or damaged vehicles.

By 5 years after the deadline for transposition of the Directive, the Commission shall submit a report on the implementation and effects of this Directive. The report shall include information on the use of vehicles hired in a Member State other than the Member State of establishment of the undertaking hiring the vehicle. On the basis of this report, the Commission shall assess whether it is necessary to propose additional

## 2017/0113(COD) - 29/05/2018 Committee report tabled for plenary, 1st reading/single reading

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The Committee on Transport and Tourism adopted the report by Cláudia MONTEIRO DE AGUIAR (EPP, PT) on the proposal for a directive of the European Parliament and of the Council amending Directive 2006/1/EC on the use of vehicles hired without drivers for the carriage of goods by road.

As a reminder, the proposal aims at enabling companies to take greater advantage of the use of vehicles rented without a driver for the carriage of goods by road. It is part of the Europe on the move package of clean, competitive and connected mobility proposed by the European Commission. The competent committee has recommended that the position of the European Parliament adopted at first reading in the framework of the ordinary legislative procedure amend the Commission proposal.

Use of hired vehicles: Members considered that Member States should not be allowed to restrict the use on their respective territories of a vehicle hired by an undertaking duly established on the territory of another Member State, provided that the vehicle is registered and complies with operating standards and safety requirements.

However, Member States should have the option of limiting, within their respective territories, the length of time an established undertaking can use a hired vehicle registered or put into circulation in another Member State.

Furthermore, the Member State of establishment of the undertaking may limit the number of hired vehicles that can be used by any undertaking, provided that they allow the use of at least a number of vehicles corresponding to 25% of the overall goods vehicle fleet owned by the undertaking; or, in the case an undertaking that has an overall fleet of less than four vehicles, the use at least one such hired vehicle.

National electronic register: the information on a hired vehicle's registration number shall be entered in the national electronic register as defined in Regulation (EC) 1071/2009.

Report: the implementation and effects of the directive should be monitored by the Commission and reported no later than 3 years after the date of transposition.

## 2017/0113(COD) - 14/06/2018 Text adopted by Parliament, partial vote at 1st reading/single reading

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The European Parliament adopted by 353 votes to 257 with 26 abstentions certain amendments on the proposal for a directive of the European Parliament and of the Council amending Directive 2006/1/EC on the use of vehicles hired without drivers for the carriage of goods by road.

The matter was referred back to the competent committee for interinstitutional negotiations.

As a reminder, the proposal aims at enabling companies to take greater advantage of the use of vehicles rented without a driver for the carriage of goods by road. It is part of the Europe on the move package of clean, competitive and connected mobility proposed by the European Commission.

The main amendments adopted in plenary concern the following:

Use of hired vehicles: Members considered that Member States should not be allowed to restrict the use on their respective territories of a vehicle hired by an undertaking duly established on the territory of another Member State, provided that the vehicle is registered and complies with operating standards and safety requirements, or put into circulation in compliance with the laws of any Member State and authorised to be operated by the Member State of establishment of the undertaking responsible .

Limitations: given the different levels of taxation of road transport within the Union, Member States should be able to:

- limit the time of use of the hired vehicle within their respective territory provided that they allows the use of the hired vehicle for at least four consecutive months any given calendar year;
- limit the number of hired vehicles that can be used by any undertaking, provided that they allow the use of at least a number of vehicles corresponding to 25% of the overall goods vehicle fleet owned by the undertaking; in which case an undertaking that has an overall fleet of less than four vehicles, shall be allowed to use at least one such hired vehicle.

National electronic register: the information on a hired vehicle's registration number shall be entered in the national electronic register as defined in [Regulation \(EC\) 1071/2009](#). Competent authorities of the Member State of establishment of an operator that are informed of the use of a vehicle which that operator has hired and which is registered or put into circulation in compliance with the laws of another Member State shall inform the competent authorities of that other Member State thereof.

Report: the implementation and effects of the directive should be monitored by the Commission and reported no later than 3 years after the date of transposition. The report shall pay particular attention to the impact on road safety, and on tax revenues, including fiscal distortions, and on the enforcement of cabotage rules.

## 2017/0113(COD) - 15/01/2019 Text adopted by Parliament, 1st reading/single reading

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The European Parliament adopted by 340 votes to 316, with 38 abstentions, a legislative resolution on the proposal for a directive of the European Parliament and of the Council amending Directive 2006/1/EC on the use of vehicles hired without drivers for the carriage of goods by road.

As a reminder, the proposal aims at enabling companies to take greater advantage of the use of vehicles rented without a driver for the

carriage of goods by road. It is part of the Europe on the move package of clean, competitive and connected mobility proposed by the European Commission.

The European Parliaments position adopted at first reading in the framework of the ordinary legislative procedure amended the Commission proposal.

#### Use of hired vehicles

Members considered that Member States should not be allowed to restrict the use on their respective territories of a vehicle hired by an undertaking duly established on the territory of another Member State, provided that the vehicle is registered and complies with operating standards and safety requirements.

#### Limits

Given the different levels of taxation of road transport within the Union, Member States should be given the option:

- limit the time of use of the hired vehicle within its respective territory provided that it allows the use of the hired vehicle for at least four consecutive months any given calendar year; in which case the contract of hire may be required not to last longer than the time limit set by the Member State;

- limit the number of hired vehicles that can be used by any undertaking, provided that they allow the use of at least a number of vehicles corresponding to 25% of the overall goods vehicle fleet owned by the undertaking on 31 December of the year preceding the request for authorisation; in which case an undertaking that has an overall fleet of more than one and less than four vehicles, shall be allowed to use at least one such hired vehicle.

Member States may exclude from the provisions of the Directive own account transport operations carried out by vehicles with a total permissible laden weight of more than 6 tonnes.

#### National electronic register

The information on a hired vehicle's registration number shall be entered in the national electronic register as defined in Regulation (EC) 1071/2009.

Competent authorities of the Member State of establishment that are being informed of the use of a vehicle which the operator has hired and which is registered or put into circulation in compliance with the laws in another Member State should inform the competent authorities of that other Member State thereof. Member States should use the Internal Market Information System (IMI) to that end.

#### Report

The implementation and effects of the directive should be monitored by the Commission and reported no later than 3 years after the date of transposition (instead of 5 years).

The Commission report shall pay particular attention to the impact on road safety, and on tax revenues, including fiscal distortions, and on the enforcement of cabotage rules.