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"I/A" ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

Subject: Proposal for a directive of the European Parliament and of the Council
facilitating cross-border exchange of information on road safety related
traffic offences (first reading)
- Adoption of the legislative act (**LA + S**)
= Statement

Statement by Germany

"Concerning Article 4(3)(3):

The paragraph,

"The Member State of the offence shall, under this Directive, use the data obtained in order to establish who is personally liable for road safety related traffic offences listed in Article 2".

is taken to mean that the person who is personally liable within the meaning of this provision can be none other than the driver as it is only he/she who has actually committed the offence. Any data on vehicle operators that is supplied may therefore, in the German delegation's view, be used solely to investigate who the driver is".