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From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	ST 16306/23
No. Cion doc.:	ST 6792/23
Subject:	Proposal for a Directive of the European Parliament and of the Council amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences – Four column document

In view of the Land Transport working party on 9 January 2024 and a first exchange of views on the EP amendments, delegations will find in the annex a four-column document.

ANNEX

Proposal for a DIRECTIVE amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences (with annexes)

2023/0052(COD)

	Commission Proposal	EP Mandate – PE 749.236	Council GA - ST 16306/23	Draft Agreement
Formula				
1	2023/0052 (COD)	2023/0052 (COD)	2023/0052 (COD)	2023/0052 (COD)
Proposal Title				
2	Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences (Text with EEA relevance)	Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences (Text with EEA relevance)	Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences (Text with EEA relevance)	Proposal for a DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2015/413 facilitating cross-border exchange of information on road-safety-related traffic offences (Text with EEA relevance)
Formula				
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,
Citation 1				

	Commission Proposal	EP Mandate – PE 749.236	Council GA - ST 16306/23	Draft Agreement
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91(1), point (c), thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91(1), point (c), thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91(1), point (c) **and (d)**, thereof,	
Citation 2				
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,
Citation 3				
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,
Citation 4				
7	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .
Citation 5				
8	Having regard to the opinion of the Committee of the Regions[1], _____	Having regard to the opinion of the Committee of the Regions[1], _____	Having regard to the opinion of the Committee of the Regions[1], _____	Having regard to the opinion of the Committee of the Regions[1], _____

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	1. OJ C , , p. .	1. OJ C , , p. .	1. OJ C , , p. .	1. OJ C , , p. .
Citation 6				
9	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,
Formula				
10	Whereas:	Whereas:	Whereas:	Whereas:
Recital 1				
11	(1) Directive (EU) 2015/413 facilitates the cross-border exchange of information on road-safety-related traffic offences and thereby lowers the impunity of non-resident offenders. An effective cross-border investigation and enforcement of road-safety-related traffic offences improves road safety as it encourages non-resident drivers to commit fewer offences and drive more safely.	(1) Directive (EU) 2015/413 facilitates the cross-border exchange of information on road-safety-related traffic offences and thereby lowers the impunity of non-resident offenders. An effective cross-border investigation and enforcement of ***strictly*** road-safety-related traffic offences improves road safety as it encourages non-resident drivers to commit fewer offences and drive more safely.	(1) Directive (EU) 2015/413 facilitates the cross-border exchange of information on road-safety-related traffic offences and thereby lowers the impunity of non-resident offenders. An effective cross-border investigation and enforcement of road-safety-related traffic offences improves road safety as it encourages non-resident drivers to commit fewer offences and drive more safely.	
Recital 1a				
11a		***(1a) It is necessary to understand***		

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		that there is a high probability of an unavoidable penalty to reduce road traffic hazards. Knowledge of the rules in force in the various Member States promotes road safety and a reduction in traffic offences.		
Recital 2				
12	(2) The practice of enforcement authorities involved in the investigation of road-safety-related traffic offences has shown that the current wording of Directive (EU) 2015/413 fails in facilitating an effective investigation of the road-safety-related traffic offences committed by non-resident drivers and in the enforcement of financial penalties to the desired degree. That results in a relative impunity of non-resident drivers and has a negative impact on road safety in the Union. Furthermore, procedural and fundamental rights of non-resident drivers are not always respected in the context of cross-border investigations, in particular due to a lack of transparency in the setting of the amount of the fines and in the appeal procedures. This Directive aims to further improve	(2) The practice of enforcement authorities involved in the investigation of road-safety-related traffic offences has shown that the current wording of Directive (EU) 2015/413 fails in facilitating an effective investigation of the road-safety-related traffic offences committed by non-resident drivers and in the enforcement of financial penalties to the desired degree. That results in a relative impunity of non-resident drivers and has a negative impact on road safety in the Union. Furthermore, procedural and fundamental rights of non-resident drivers are not always respected in the context of cross-border investigations, in particular due to a lack of transparency in the setting of the amount of the fines and in the appeal procedures. This Directive aims to further improve	(2) The practice of enforcement authorities involved in the investigation of road-safety-related traffic offences has shown that the current wording of Directive (EU) 2015/413 fails in facilitating an effective investigation of the road-safety-related traffic offences committed by non-resident drivers and in the enforcement of financial penalties to the desired degree. That results in a relative impunity of non-resident drivers and has a negative impact on road safety in the Union. Furthermore, procedural and fundamental rights of non-resident drivers are not always respected in the context of cross-border investigations, in particular due to a lack of transparency in the setting of the amount of the fines and in the appeal procedures. This Directive aims to further improve	(2) The practice of enforcement authorities involved in the investigation of road-safety-related traffic offences has shown that the current wording of Directive (EU) 2015/413 fails in facilitating an effective investigation of the road-safety-related traffic offences committed by non-resident drivers and in the enforcement of financial penalties to the desired degree. That results in a relative impunity of non-resident drivers and has a negative impact on road safety in the Union. Furthermore, procedural and fundamental rights of non-resident drivers are not always respected in the context of cross-border investigations, in particular due to a lack of transparency in the setting of the amount of the fines and in the appeal procedures. This Directive aims to further improve

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	the effectiveness of the investigation of road-safety-related traffic offences committed with vehicles registered in another Member State in order to help reach the Union's goal of reducing the death toll in all modes of transport to close to zero by 2050 and to strengthen the protection of fundamental and procedural rights of non-resident drivers.	the effectiveness of the investigation of road-safety-related traffic offences committed with vehicles registered in another Member State in order to help reach the Union's goal of reducing the death toll in all modes of transport to close to zero by 2050 and to strengthen the protection of fundamental and procedural rights of non-resident drivers.	the effectiveness of the investigation of road-safety-related traffic offences committed with vehicles registered in another Member State in order to help reach the Union's goal of reducing the death toll in all modes of transport to close to zero by 2050 and to strengthen the protection of fundamental and procedural rights of non-resident drivers.	the effectiveness of the investigation of road-safety-related traffic offences committed with vehicles registered in another Member State in order to help reach the Union's goal of reducing the death toll in all modes of transport to close to zero by 2050 and to strengthen the protection of fundamental and procedural rights of non-resident drivers.
Recital 3				
13	(3) In its EU Road Safety Policy Framework 2021-2030[1], the Commission recommitted to the ambitious goal to get close to zero deaths and zero serious injuries on Union roads by 2050 ("Vision Zero"), and to the medium-term aim to reduce deaths and serious injuries by 50% by 2030, a target originally set in 2017 by the Union Transport Ministers in the Valletta Declaration on Road Safety. In order to achieve those goals the Commission, as part of the Communication "Sustainable and Smart Mobility Strategy – putting European transport on track for the future"[2], announced its intent to revise Directive (EU) 2015/413 of	(3) In its EU Road Safety Policy Framework 2021-2030[1], the Commission recommitted to the ambitious goal to get close to zero deaths and zero serious injuries on Union roads by 2050 ("Vision Zero"), and to the medium-term aim to reduce deaths and serious injuries by 50% by 2030, a target originally set in 2017 by the Union Transport Ministers in the Valletta Declaration on Road Safety. In order to achieve those goals the Commission, as part of the Communication "Sustainable and Smart Mobility Strategy – putting European transport on track for the future"[2], announced its intent to revise Directive (EU) 2015/413 of	(3) In its EU Road Safety Policy Framework 2021-2030[1], the Commission recommitted to the ambitious goal to get close to zero deaths and zero serious injuries on Union roads by 2050 ("Vision Zero"), and to the medium-term aim to reduce deaths and serious injuries by 50% by 2030, a target originally set in 2017 by the Union Transport Ministers in the Valletta Declaration on Road Safety. In order to achieve those goals the Commission, as part of the Communication "Sustainable and Smart Mobility Strategy – putting European transport on track for the future"[2], announced its intent to revise Directive (EU) 2015/413 of	(3) In its EU Road Safety Policy Framework 2021-2030[1], the Commission recommitted to the ambitious goal to get close to zero deaths and zero serious injuries on Union roads by 2050 ("Vision Zero"), and to the medium-term aim to reduce deaths and serious injuries by 50% by 2030, a target originally set in 2017 by the Union Transport Ministers in the Valletta Declaration on Road Safety. In order to achieve those goals the Commission, as part of the Communication "Sustainable and Smart Mobility Strategy – putting European transport on track for the future"[2], announced its intent to revise Directive (EU) 2015/413 of

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	the European Parliament and of the Council[3]. _____ 1. SWD(2019) 283 final 2. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions 'Sustainable and Smart Mobility Strategy – putting European transport on track for the future', COM(2020) 789 final. 3. Directive (EU) 2015/413 of the European Parliament and of the Council of 11 March 2015 facilitating cross-border exchange of information on road-safety-related traffic offences (OJ L 68, 13.3.2015, p. 9).	the European Parliament and of the Council[3]. _____ 1. SWD(2019) 283 final 2. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions 'Sustainable and Smart Mobility Strategy – putting European transport on track for the future', COM(2020) 789 final. 3. Directive (EU) 2015/413 of the European Parliament and of the Council of 11 March 2015 facilitating cross-border exchange of information on road-safety-related traffic offences (OJ L 68, 13.3.2015, p. 9).	the European Parliament and of the Council[3]. _____ 1. SWD(2019) 283 final 2. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions 'Sustainable and Smart Mobility Strategy – putting European transport on track for the future', COM(2020) 789 final. 3. Directive (EU) 2015/413 of the European Parliament and of the Council of 11 March 2015 facilitating cross-border exchange of information on road-safety-related traffic offences (OJ L 68, 13.3.2015, p. 9).	the European Parliament and of the Council[3]. _____ 1. SWD(2019) 283 final 2. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions 'Sustainable and Smart Mobility Strategy – putting European transport on track for the future', COM(2020) 789 final. 3. Directive (EU) 2015/413 of the European Parliament and of the Council of 11 March 2015 facilitating cross-border exchange of information on road-safety-related traffic offences (OJ L 68, 13.3.2015, p. 9).
Recital 4				
14	(4) The scope of the Directive should be extended to other road-safety-related traffic offences to ensure equal treatment of drivers. Considering the legal basis on which Directive (EU) 2015/413 was adopted, namely Article 91(1), point (c), of the Treaty on the Functioning of the European Union, additional offences should demonstrate a strong link to road safety, by addressing dangerous and reckless behaviours which pose a serious risk to road users. The extension of the scope should	(4) The scope of the Directive should be extended to other ***strictly*** road-safety-related traffic offences to ensure equal treatment of drivers. Considering the legal basis on which Directive (EU) 2015/413 was adopted, namely Article 91(1), point (c), of the Treaty on the Functioning of the European Union, additional offences should demonstrate a strong ***and direct*** link to road safety, by addressing dangerous and ~~*reckless*~~***unlawful*** behaviours which pose a serious risk to road users. The extension of	(4) The scope of the Directive should be extended to other road-safety-related traffic offences to ensure equal treatment of drivers. Considering the legal basis on which Directive (EU) 2015/413 was adopted, namely Article 91(1), point (c), of the Treaty on the Functioning of the European Union, additional offences should demonstrate a strong link to road safety, by addressing dangerous and reckless behaviours which pose a serious risk to road users. The extension of the scope should	

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	also reflect the technical progress in the automatic detection of road-safety-related traffic offences.	the scope should also reflect the technical progress in the automatic detection of road-safety-related traffic offences.	also reflect the technical progress in the automatic detection of road-safety-related traffic offences. **While not respecting the rules on vehicle access restrictions not only relates to road safety, but also to traffic management or pollution prevention, it should also be part of the scope as Member States experience similar challenges in enforcing these rules on non-residents. Because of adding the rules on vehicle access restrictions, it would be appropriate to extend the legal basis with Article 91(1), point (d), while taking into account that according to Article 11 of the TFEU environmental protection requirements must be integrated into the implementation of the Union's policies.**	
Recital 5				
15	(5) Road-safety-related traffic offences are classified either as administrative offences or criminal offences under the national law of the Member States, which may give rise to proceedings brought by administrative or judicial	(5) Road-safety-related traffic offences are classified either as administrative offences or criminal offences under the national law of the Member States, which may give rise to proceedings brought by administrative or judicial	(5) Road-safety-related traffic offences are classified either as administrative ~~offences~~ or criminal offences under the national law of the Member States, which may give rise to proceedings brought by administrative or judicial	

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	authorities, before courts having jurisdiction in administrative or criminal matters, depending on the applicable national procedures. A specific Union legal framework regulates judicial cooperation in criminal matters, which is based on the principle of mutual recognition of judgments and judicial decisions. It is therefore necessary that the application of this Directive does not undermine the rights and obligations of the Member States stemming from other applicable Union legislation in criminal matters, and in particular those laid down in Council Framework Decision 2005/214/JHA[1], Directive 2014/41/EU of the European Parliament and of the Council[2] as concerns the procedures for exchanges of evidence, and the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union[3]. Further, criminal proceedings demanding specific	authorities, before courts having jurisdiction in administrative or criminal matters, depending on the applicable national procedures. A specific Union legal framework regulates judicial cooperation in criminal matters, which is based on the principle of mutual recognition of judgments and judicial decisions. It is therefore necessary that the application of this Directive does not undermine the rights and obligations of the Member States stemming from other applicable Union legislation in criminal matters, and in particular those laid down in Council Framework Decision 2005/214/JHA[1], Directive 2014/41/EU of the European Parliament and of the Council[2] as concerns the procedures for exchanges of evidence, and the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union[3]. Further, criminal proceedings demanding specific	authorities, before courts having jurisdiction in administrative or criminal matters, depending on the applicable national procedures. **Nevertheless, these offences are pursued by Member States in the course of mass procedures in most cases, and as such where the precise identification of the driver is required by the national legislation of the Member State of the offence as a precondition for imposing the relevant sanction, the requirements to use Directive 2014/41/EU of the European Parliament and of the Council[1] set out of Article 6 of that Directive, are in most cases, particularly where the offences are qualified as administrative, not met and thus that Directive cannot be used. In that context the authorities of the Member State of the offence should have a practicable procedure at their disposal to request mutual assistance from the relevant authorities of the Member State of registration or Member State of residence through well-defined measures, which do not seriously affect the rights of the concerned persons, in order to be able to**	

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	guarantees for the individuals concerned, the procedural safeguards for suspects and accused persons, enshrined in Directives 2010/64/EU[4], 2012/13/EU[5], 2013/48/EU[6], (EU) 2016/343[7], (EU) 2016/800[8] and (EU) 2016/1919 of the European Parliament and of the Council[9], should also not be affected by the implementation of this Directive. _____ 1. Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16). 2. Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1). 3. OJ C 197, 12.7.2000, p. 3. 4. Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p. 1). 5. Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings (OJ L 142, 1.6.2012, p. 1). 6. Directive 2013/48/EU of the European Parliament and of the Council of 22 October 2013 on the right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on the right to have a third party informed	guarantees for the individuals concerned, the procedural safeguards for suspects and accused persons, enshrined in Directives 2010/64/EU[4], 2012/13/EU[5], 2013/48/EU[6], (EU) 2016/343[7], (EU) 2016/800[8] and (EU) 2016/1919 of the European Parliament and of the Council[9], should also not be affected by the implementation of this Directive. _____ 1. Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16). 2. Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1). 3. OJ C 197, 12.7.2000, p. 3. 4. Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p. 1). 5. Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings (OJ L 142, 1.6.2012, p. 1). 6. Directive 2013/48/EU of the European Parliament and of the Council of 22 October 2013 on the right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on the right to have a third party informed	**identify offenders to the degree their national legislation requires. However, this should be without prejudice to situations where in individual cases the conditions for applying Directive 2014/41/EU are deemed to have been fulfilled, in which case the procedures contained therein should be applied by those Member States bound by Directive 2014/41/EU.** **It should be recalled that** a specific Union legal framework regulates judicial cooperation in criminal matters, which is based on the principle of mutual recognition of judgments and judicial decisions. It is therefore necessary that the application of this Directive does not undermine the rights and obligations of the Member States stemming from other applicable Union legislation in criminal matters, and in particular those laid down in Council Framework Decision 2005/214/JHA[~~1~~**2**], Directive 2014/41/EU of the European Parliament and of the Council[**23**] as concerns the procedures for exchanges of evidence, and the procedures for service of	

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	upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013, p. 1). 7. Directive (EU) 2016/343 of the European Parliament and of the Council of 9 March 2016 on the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings (OJ L 65, 11.3.2016, p. 1). 8. Directive (EU) 2016/800 of the European Parliament and of the Council of 11 May 2016 on procedural safeguards for children who are suspects or accused persons in criminal proceedings (OJ L 132, 21.5.2016, p. 1). 9. Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings, (OJ L 297, 4.11.2016, p. 1).	upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013, p. 1). 7. Directive (EU) 2016/343 of the European Parliament and of the Council of 9 March 2016 on the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings (OJ L 65, 11.3.2016, p. 1). 8. Directive (EU) 2016/800 of the European Parliament and of the Council of 11 May 2016 on procedural safeguards for children who are suspects or accused persons in criminal proceedings (OJ L 132, 21.5.2016, p. 1). 9. Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings, (OJ L 297, 4.11.2016, p. 1).	documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union[34].-Further, criminal proceedings demanding specific guarantees for the individuals concerned, the procedural safeguards for suspects and accused persons, enshrined in Directives 2010/64/EU[45], 2012/13/EU[56], 2013/48/EU[67], (EU) 2016/343[78], (EU) 2016/800[89] and (EU) 2016/1919 of the European Parliament and of the Council[910], should also not be affected by the implementation of this Directive. _____ 1. ~~Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16)~~**Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1)**. 2. ~~Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1)~~**Council Framework**	

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			Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16). 3. **Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1)**~~OJ C 197, 12.7.2000, p. 3~~. 4. ~~Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p. 1)~~**OJ C 197, 12.7.2000, p. 3**. 5. Directive ~~2012/13/EU~~**2010/64/EU** of the European Parliament and of the Council of ~~22 May 2012~~**20 October 2010** on the right to ~~information~~**interpretation and translation** in criminal proceedings (OJ L ~~142, 1.6.2012~~**280, 26.10.2010**, p. 1). 6. Directive ~~2013/48/EU~~**2012/13/EU** of the European Parliament and of the Council of 22 ~~October 2013~~**May 2012** on the right ~~of access to a lawyer~~**to information** in criminal proceedings ~~and in European arrest warrant proceedings, and on the right to have a third party informed upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013~~**(OJ L 142, 1.6.2012**, p. 1). 7. Directive ~~(EU) 2016/343~~**2013/48/EU** of the European Parliament and of the Council of ~~9 March 2016~~**22 October 2013** on the ~~strengthening of certain aspects of the presumption of innocence and of~~**right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on** the right to	

	Commission Proposal	EP Mandate – PE 749.236	Council GA - ST 16306/23	Draft Agreement
			~~be present at the trial in criminal proceedings (OJ L 65, 11.3.2016~~**have a third party informed upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013**, p. 1). 8. Directive (EU) ~~2016/800~~**2016/343** of the European Parliament and of the Council of ~~11 May~~**9 March** 2016 on ~~procedural safeguards for children who are suspects or accused persons~~**the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial** in criminal proceedings (OJ L ~~132, 21.5.2016~~**65, 11.3.2016**, p. 1). 9. Directive (EU) ~~2016/1919~~**2016/800** of the European Parliament and of the Council of ~~26 October~~**11 May** 2016 on ~~legal aid for~~ **procedural safeguards for children who are** suspects ~~and~~**or** accused persons in criminal proceedings ~~and for requested persons in European arrest warrant proceedings, (OJ L 297, 4.11.2016~~**(OJ L 132, 21.5.2016**, p. 1). **10**. **Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings, (OJ L 297, 4.11.2016, p. 1).**	
Recital 6				
16	(6) The responsibilities and competences of national contact points should be defined to ensure	(6) The responsibilities and competences of national contact points should be defined to ensure	(6) The responsibilities and competences of national contact points should be defined to ensure	

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	that they seamlessly cooperate with other authorities involved in the investigation of the road-safety-related traffic offences which fall within the scope of this Directive. National contact points should always be available for such authorities and answer their requests within reasonable time. This should be the case regardless of the nature of the offence or the legal status of the authority, and in particular regardless of whether the authority has national or subnational or local competence.	that they seamlessly cooperate with other authorities involved in the investigation of the road-safety-related traffic offences which fall within the scope of this Directive. National contact points should always be available for such authorities and answer their requests ~~*within reasonable time*~~***without undue delay***. This should be the case regardless of the nature of the offence or the legal status of the authority, and in particular regardless of whether the authority has national or subnational or local competence.	that they seamlessly cooperate with ~~other~~**all** authorities involved in the investigation of the road-safety-related traffic offences which fall within the scope of this Directive. National contact points should always be available for such **competent** authorities and answer their requests within reasonable time. This should be the case regardless of the nature of the offence or the legal status of the **competent** authority, and in particular regardless of whether the **competent** authority has national or subnational or local competence.	
Recital 7				
17	(7) The basics of the system of cross-border exchange of information established by Directive (EU) 2015/413 have proved to be effective. However, further improvements and adjustments are necessary to remedy issues resulting from lacking, erroneous or inaccurate data. Therefore, further obligations should be imposed on Member States regarding the need to keep certain data in the relevant databases available and up-to-date	(7) The basics of the system of cross-border exchange of information established by Directive (EU) 2015/413 have proved to be effective. However, further improvements and adjustments are necessary to remedy issues resulting from lacking, erroneous or inaccurate data. Therefore, further obligations should be imposed on Member States regarding the need to keep certain data in the relevant databases available and up-to-date	(7) The basics of the system of cross-border exchange of information established by Directive (EU) 2015/413 have proved to be effective. However, further improvements and adjustments are necessary to remedy issues resulting from lacking, erroneous or inaccurate data. Therefore, further obligations should be imposed on Member States regarding the need to keep certain data in the relevant databases available and up-to-date	(7) The basics of the system of cross-border exchange of information established by Directive (EU) 2015/413 have proved to be effective. However, further improvements and adjustments are necessary to remedy issues resulting from lacking, erroneous or inaccurate data. Therefore, further obligations should be imposed on Member States regarding the need to keep certain data in the relevant databases available and up-to-date

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	to increase the effectiveness of the information exchange.	to increase the effectiveness of the information exchange.	to increase the effectiveness of the information exchange.	to increase the effectiveness of the information exchange.
Recital 7a				
17a		***(7a) A number of Member States are now facing a phenomenon where serious road offences are being committed in cars rented in other Member States. The drivers of such rental cars who committed a traffic offence are going unpunished because they can exploit differences in rules from one Member State to another, as well as shortcomings as regards the exchange of information.***		
Recital 8				
18	(8) The Member State of the offence should also be allowed to conduct automated searches in vehicle registers to retrieve data on end users of vehicles where such information is already available. Furthermore, a data retention period should be established as regards the identity of the previous owners, holders and end users of the vehicles to provide authorities with the appropriate information	(8) The Member State of the offence should also be allowed to conduct automated searches in vehicle registers to retrieve ***the data needed to identify*** ~~*data on*~~ end users of vehicles where such information is already available. Furthermore, a data retention period should be established as regards the identity of the previous owners, holders and end users of the vehicles to provide authorities	(8) **The national contact point of** the Member State of the offence should ~~also~~ be allowed to conduct automated searches in vehicle registers to retrieve data on end users of vehicles where such information is already available. Furthermore, a data retention period should be established as regards the identity of the previous owners, holders and end users of the vehicles to provide authorities	

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	they need for the investigation.	with the appropriate information they need for the investigation.	with the appropriate information they need for the investigation.	
Recital 9				
19	(9) The request to disclose vehicle registration data and the exchange of the data elements in cross-border cases should be carried out through a single electronic system. Therefore, also building on the already existing technical framework, the automated searching of vehicle registration data under Directive (EU) 2015/413 should only be carried out through the European Vehicle and Driving Licence Information System (Eucaris) software application, and amended versions of that software. Such an application should allow for the expeditious, cost-efficient, secure and reliable exchange of specific vehicle registration data between Member States, and therefore increase the efficiency of the investigation. Member States should prevent the exchange of information by other means, which would be less cost-efficient and may not ensure the protection of the transmitted data.	(9) The request to disclose vehicle registration data and the exchange of the data elements in cross-border cases should be carried out through a single electronic system. Therefore, also building on the already existing technical framework, the automated searching of vehicle registration data under Directive (EU) 2015/413 should only be carried out through the European Vehicle and Driving Licence Information System (Eucaris) software application, and amended versions of that software. Such an application should allow for the expeditious, cost-efficient, secure and reliable exchange of specific vehicle registration data between Member States, and therefore increase the efficiency of the investigation. Member States should prevent the exchange of information by other means, which would be less cost-efficient and may not ensure the protection of the transmitted data.	(9) The request to disclose vehicle registration data and the exchange of the data elements in cross-border cases should be carried out through a single electronic system. Therefore, also building on the already existing technical framework, the automated searching of vehicle registration data under Directive (EU) 2015/413 should only be carried out through the **use of the highly secured** European Vehicle and Driving Licence Information System (Eucaris) software application, and amended versions of that software. ~~Such an~~**This software** application should allow for the expeditious, cost-efficient, secure and reliable exchange of specific vehicle registration data between Member States, and therefore increase the efficiency of the investigation. Member States should ~~prevent the~~**not** exchange ~~of~~ information by other means, which would be less cost-efficient and may not ensure the protection of	

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			the transmitted data. **Member States should use Eucaris specifically for automated searches of vehicle registration data and mutual assistance in identifying the concerned person, mutual assistance in the service of the traffic offence notice and follow-up documents.**	
Recital 10				
20	(10) In order to ensure uniform conditions for the searches to be conducted by Member States, the Commission should be empowered to adopt implementing acts laying down procedures for such searches. However, transitional measures for the automated exchange of vehicle registration data based on the existing electronic system should be in place to guarantee seamless data exchanges until such rules become applicable.	(10) In order to ensure uniform conditions for the searches to be conducted by Member States, the Commission should be empowered to adopt implementing acts laying down procedures for such searches. However, transitional measures for the automated exchange of vehicle registration data based on the existing electronic system should be in place to guarantee seamless data exchanges until such rules become applicable.	(10) In order to ensure uniform conditions for the **implementation of the provisions on the** searches to be conducted by Member States, ~~the Commission~~**implementing powers** should be ~~empowered to adopt implementing acts laying down procedures for such searches~~**conferred on the Commission**. However, transitional measures for the automated exchange of vehicle registration data based on the existing electronic system should be in place to guarantee seamless data exchanges until such rules become applicable.	
Recital 11				
21				

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	(11) In cases where the liable person cannot be identified with the certainty required by the legislation of the Member State of the offence based on the information acquired from the vehicle register, Member States should cooperate in order to ascertain the identity of the liable person. To that end, a mutual assistance procedure should be introduced aimed at identifying the liable person, either through a request for confirmation, on the basis of information already held by the Member State of the offence, or through a request for a targeted enquiry to be conducted by the relevant authorities of the Member State of registration or of the Member State of residence.	(11) In cases where the liable person cannot be identified with the certainty required by the legislation of the Member State of the offence based on the information acquired from the vehicle register, Member States should cooperate in order to ascertain the identity of the liable person. To that end, a mutual assistance procedure should be introduced aimed at identifying the liable person, either through a request for confirmation, on the basis of information already held by the Member State of the offence, or through a request for a targeted enquiry to be conducted by the relevant authorities of the Member State of registration or of the Member State of residence.	(11) In cases where the ~~liable~~**concerned** person cannot be identified with the certainty required by the legislation of the Member State of the offence based on the information acquired from the vehicle register, Member States should cooperate in order to ascertain the identity of the ~~liable~~**concerned** person. To that end, a mutual assistance procedure should be introduced aimed at identifying the ~~liable~~**concerned** person, either through a request for confirmation, on the basis of information already held by the **competent authority of the** Member State of the offence, or through a request for a targeted enquiry to be conducted by the relevant **competent** authorities of the Member State of registration or of the Member State of residence.	
Recital 12				
22	(12) The Member State of registration or Member State of residence should provide the additional information requested by the Member State of the offence necessary for the identification of the liable person within reasonable	(12) The Member State of registration or Member State of residence should provide the additional information requested by the Member State of the offence necessary for the identification of the liable person within ~~*reasonable*~~	(12) The ~~Member State of registration or Member State of residence should~~**competent authorities of the Member States should use a standard electronic form for the request and response in order to** provide the	

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	time. If it is not possible to gather or provide the information, or it is not possible to do so without undue delay, a clear explanation should be given as regards the reasons thereof, and the delay be minimised as far as possible.	~~time~~***a period not exceeding 30 working days***. If it is not possible to gather or provide the information, or it is not possible to do ~~*so without undue delay*~~***within the period set out***, a clear explanation should be given as regards the reasons thereof, and the delay ~~*be minimised as far as possible*~~***may not exceed 20 working days from the date of the notification of these reasons***.	additional information requested by the **competent authority of the** Member State of the offence necessary for the identification of the ~~liable~~**concerned** person **and provide the requested information** within reasonable time. If it is not possible to gather or provide the information, ~~or it is not possible to do so~~**the competent authority of the Member State of the offence should be informed** without undue delay~~, a clear explanation should be given as regards the reasons thereof, and the delay be minimised as far as possible~~**. Member States should use their national contact points in order to allow for a highly secure and efficient transfer of both the outgoing request for mutual assistance and the incoming response to it**.	
Recital 13				
23	(13) The grounds on which the provision of mutual assistance for the identification of the liable person can be refused by the Member State of registration or Member State of residence should be specifically identified. In	(13) The grounds on which the provision of mutual assistance for the identification of the liable person can be refused by the Member State of registration or Member State of residence should be specifically identified. In	(13) The grounds on which the provision of mutual assistance for the identification of the ~~liable~~**concerned** person can be refused by **the competent authority of** the Member State of registration or Member State of	

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	particular, safeguards should be introduced to avoid revealing the identity of protected persons, such as protected witnesses, through those procedures.	particular, safeguards should be introduced to avoid revealing the identity of protected persons, such as protected witnesses, through those procedures.	residence should be specifically identified. In particular, safeguards should be introduced to avoid revealing the identity of protected persons, such as protected witnesses, through those procedures.	
Recital 14				
24	(14) Member States should be allowed to use national procedures they would apply if the road-safety-related offence had been committed by a resident person. Legal certainty should be reinforced as regards the applicability of specific measures taken under such procedures, namely concerning documents requiring the confirmation or denial of the commission of the offence or imposing obligations for concerned persons to cooperate in identifying the liable person. As those measures should have the same legal effects on the concerned persons as in domestic cases, those persons should also enjoy the same standards of fundamental and procedural rights.	(14) Member States should be allowed to use national procedures they would apply if the road-safety-related offence had been committed by a resident person. Legal certainty should be reinforced as regards the applicability of specific measures taken under such procedures, namely concerning documents requiring the confirmation or denial of the commission of the offence or imposing obligations for concerned persons to cooperate in identifying the liable person. As those measures should have the same legal effects on the concerned persons as in domestic cases, those persons should also enjoy the same standards of fundamental and procedural rights.	(14) Member States should be allowed to use national procedures **to identify the concerned person as** they would apply ~~if~~**in case** the road-safety-related offence had been committed by a resident person. Legal certainty should be reinforced as regards the applicability of specific measures taken under such procedures, namely concerning documents requiring the confirmation or denial of the commission of the offence or imposing obligations for concerned persons to cooperate in identifying the ~~liable~~**concerned** person. As those measures should have the same legal effects on the concerned persons as in domestic cases, those persons should also enjoy the same standards of fundamental and procedural rights.	

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Recital 15				
25	(15) Where Union legislation or national law of Member States explicitly provides access to or the possibility to exchange information from other national or Union databases for the purposes of Directive (EU) 2015/413, Member States should have the possibility to exchange information by involving such databases, while respecting the fundamental rights of non-resident drivers.	(15) Where Union legislation or national law of Member States explicitly provides access to or the possibility to exchange information from other national or Union databases for the purposes of Directive (EU) 2015/413, Member States should have the possibility to exchange information by involving such databases, while respecting the fundamental rights of non-resident drivers.	(15) Where Union legislation or national law of Member States explicitly provides access to or the possibility to exchange information from other national or Union databases for the purposes of Directive (EU) 2015/413, Member States should have the possibility to exchange information by involving such databases, while respecting the fundamental rights of non-resident drivers.	(15) Where Union legislation or national law of Member States explicitly provides access to or the possibility to exchange information from other national or Union databases for the purposes of Directive (EU) 2015/413, Member States should have the possibility to exchange information by involving such databases, while respecting the fundamental rights of non-resident drivers.
Recital 16				
26	(16) The definition of what constitutes an information letter on the road-safety-related traffic offences and its content currently differs between Member States to such an extent that the fundamental and procedural rights of the persons involved in the follow-up procedures initiated by the Member State of the offence can be adversely affected. This is especially so in cases where so-called "pre-information letters" that do not comply with the language and information	(16) The definition of what constitutes an information letter on the road-safety-related traffic offences and its content currently differs between Member States to such an extent that the fundamental and procedural rights of the persons involved in the follow-up procedures initiated by the Member State of the offence can be adversely affected. This is especially so in cases where so-called "pre-information letters" that do not comply with the language and information	(16) The ~~definition of what constitutes an information letter on the road-safety-related traffic offences and its content currently differs between Member States to such an extent that the fundamental and procedural rights of the persons involved in the follow-up procedures initiated by the Member State of the offence can be adversely affected. This is especially so in cases where so-called "pre-information letters" that do not comply with the language and information~~	

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	standards required under Directive (EU) 2015/413 are sent out. The persons affected by those practices are usually not familiar with the legal system of the Member State of the offence nor speak its official language or languages, and therefore their procedural and fundamental rights should be better safeguarded. In order to achieve that objective, mandatory minimum requirements for the content of the information letter should be established and the current model for an information letter with only basic information, as set out Annex II to Directive (EU) 2015/413 should no longer be used.	standards required under Directive (EU) 2015/413 are sent out. The persons affected by those practices are usually not familiar with the legal system of the Member State of the offence nor speak its official language or languages, and therefore their procedural and fundamental rights should be better safeguarded. In order to achieve that objective, mandatory minimum requirements for the content of the information letter should be established and the current model for an information letter with only basic information, as set out Annex II to Directive (EU) 2015/413 should no longer be used.	~~standards required under Directive (EU) 2015/413 are sent out. The persons affected by those practices are usually not~~**concerned person might not be** familiar with the legal system of the Member State of the offence nor speak its official language or languages, and therefore their procedural and fundamental rights should be better safeguarded. In order to achieve that objective, mandatory minimum requirements for the content of the ~~information letter~~**traffic offence notice** should be established and the current model for an information letter with only basic information, as set out Annex II to Directive (EU) 2015/413 should no longer be used.	
Recital 17				
27	(17) As a minimum, the information letter should include detailed information on the legal classification and legal consequences of the offence, in particular as the sanctions for the offences covered by the scope of Directive (EU) 2015/413 can be of a non-pecuniary nature, such as restrictions placed on the	(17) As a minimum, the information letter should ***use wording that is understandable to those without legal training and*** include detailed information on the legal classification and legal consequences of the offence, in particular as the sanctions for the offences covered by the scope of Directive (EU) 2015/413 can be of	(17) As a minimum, the ~~information letter~~**traffic offence notice** should include detailed information on the legal classification and legal consequences of the offence, in particular as the sanctions for the offences covered by the scope of Directive (EU) 2015/413 can be of a non-pecuniary nature, such as	

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	offender's right to drive. The right of appeal should also be supported by providing detailed information on where and how to exercise the rights of defence or lodge an appeal in the Member State of the offence, in a language that the person concerned understands. A description of in absentia procedures should also be provided when applicable, as the presumed liable person may not plan to return to the Member State of offence to participate in the proceedings. Payment options and ways to mitigate the volume of the sanctions should also be made easily understandable in order to incentivise voluntary cooperation. Finally, as the information letter should be the first document the owner, holder or end user of the vehicle or any other presumed liable person receives, it should contain the information under Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council[1], which, pursuant to Article 13(2)(d) should include information from which source the personal data originate, and Articles 13 and 14 of Regulation (EU) 2016/679 of the	a non-pecuniary nature, such as restrictions placed on the offender's right to drive. The right of appeal should also be supported by providing detailed information on where and how to exercise the rights of defence or lodge an appeal in the Member State of the offence, in a language that the person concerned understands. A description of in absentia procedures should also be provided when applicable, as the presumed liable person may not plan to return to the Member State of offence to participate in the proceedings. Payment options and ways to mitigate the volume of the sanctions should also be made easily understandable in order to incentivise voluntary cooperation. Finally, as the information letter should be the first document the owner, holder or end user of the vehicle or any other presumed liable person receives, it should contain the information under Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council[1], which, pursuant to Article 13(2)(d) should include information from which source the personal data	restrictions placed on the offender's right to drive. The right of appeal should also be supported by providing detailed information on where and how to exercise the rights of defence or lodge an appeal in the Member State of the offence~~, in a language that the person concerned understands~~. A description of ***in absentia*** ~~in absentia~~ procedures should also be provided when applicable, as the ~~presumed liable~~**concerned** person may not plan to return to the Member State of offence to participate in the proceedings. Payment options and ways to mitigate the volume of the sanctions should also be made easily understandable in order to incentivise voluntary cooperation. Finally, as the ~~information letter~~**traffic offence notice** should be the first document the ~~owner, holder or end user of the vehicle or any other presumed liable~~**concerned** person receives, it should contain the information under Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council[1], which, pursuant to Article 13(2)(d) should include information from	

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	European Parliament and of the Council[2]. This information should be provided in the information letter either directly or by way of reference to the place where it is made available. _____ 1. Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA, (OJ L 119, 4.5.2016, p. 89). 2. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), (OJ L 119, 4.5.2016, p. 1).	originate, and Articles 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council[2]. This information should be provided in the information letter either directly or by way of reference to the place where it is made available. _____ 1. Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA, (OJ L 119, 4.5.2016, p. 89). 2. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), (OJ L 119, 4.5.2016, p. 1).	which source the personal data originate, and Articles 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council[2]. This information should be provided in the ~~information letter~~**traffic offence notice** either directly or by way of reference to the place where it is made available. _____ 1. Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA, (OJ L 119, 4.5.2016, p. 89). 2. Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data~~,~~ and repealing Directive 95/46/EC (General Data Protection Regulation), (OJ L 119, 4.5.2016, p. 1).	
Recital 18				
28	(18) When non-resident persons	(18) When non-resident persons	(18) When non-resident persons	

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	are checked on the spot in a road control, and such action leads to the initiation of follow-up proceedings in relation to the commission of a road-safety-related traffic offence, the information letter should contain only certain essential elements, and be given to the person concerned directly as part of the road control procedures.	are checked on the spot in a road control, and such action leads to the initiation of follow-up proceedings in relation to the commission of a road-safety-related traffic offence, the information letter should contain only certain essential elements ***including, in particular, a description of the appeal procedure , and, if possible,*** ~~*and*~~ be given to the person concerned directly as part of the road control procedures ***or sent as soon as possible after their completion. Non-resident drivers should also be given sufficient time to avail themselves of any right to appeal or to the mitigation of sanctions***.	are checked on the spot in a road control, and such action leads to the initiation of follow-up proceedings in relation to the commission of a road-safety-related traffic offence~~, the information letter~~ **the traffic offence notice** should ~~contain only certain essential elements, and be given~~**be sent to the non-resident driver. In the cases of on the spot checks in relation to a commission of a road-safety related traffic offence and where the competent authority has enforced the sanction related** to the ~~person concerned directly as part of the road control procedures~~**committed offence on the spot by making the driver pay the fine on the spot, the driver should only be provided with certain essential elements, on the spot**.	
Recital 19				
29	(19) In order to ensure that the presumed liable person is the one that actually receives the information letter and any follow-up documents, and to avoid the erroneous involvement of non-	(19) In order to ensure that the presumed liable person is the one that actually receives the information letter and any follow-up documents, and to avoid the erroneous involvement of non-	(19) In order to ensure that the ~~presumed liable~~**concerned** person is the one that actually receives the ~~information letter~~**traffic offence notice** and any follow-up documents, and to avoid the	

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	concerned third parties, rules on service of documents should be laid down.	concerned third parties, rules on service of documents should be laid down.	erroneous involvement of non-concerned third parties, rules on service of documents should be laid down.	
Recital 20				
30	(20) In the case where it is not possible to deliver documents through registered delivery or electronic means of equal value, the Member State of the offence should be allowed to rely on the Member State of registration or of residence to service the documents and communications to the person concerned under their own national legislation governing the service of documents.	(20) In the case where it is not possible to deliver documents through registered delivery, ***registered mail,*** or electronic means of equal value, the Member State of the offence should be allowed to rely on the Member State of registration or of residence to service the documents and communications to the person concerned under their own national legislation governing the service of documents.	(20) In the case where it is not possible to deliver documents through **post,** registered delivery or electronic means of equal value, the **competent authority of the** Member State of the offence should be allowed to rely on the **competent authority of the** Member State of registration or of residence to service the documents and communications to the **concerned** person ~~concerned~~ under their own national legislation governing the service of documents. **Member States should use their national contact points in order to allow for a secure and efficient transfer of both the outgoing request to deliver procedural documents and the incoming response to it.**	
Recital 21				
31	(21) Both the information letter	(21) Both the information letter	(21) Both the ~~information~~	

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	and any follow-up documents should be sent in the language of the registration document of the vehicle or, if such information is not available or if necessary for the protection of fundamental rights, in the appropriate official language or languages of the Member State of registration or of residence. However, since some Member States have more than one official language, that obligation can lead to information letters and other follow-up communications being sent out in a language the recipient does not understand. In order for the appropriate language of the information letter to be determined, Member States should indicate to the Commission their preferred language, by territorial sub-divisions if deemed necessary. The Commission should publish the indicated language preferences. This should be without prejudice to the application of Directive 2010/64/EU, in accordance with its Article 1(3).	and any follow-up documents should be sent in the language of the registration document of the vehicle or, if such information is not available or if necessary for the protection of fundamental rights, in the appropriate official language or languages of the Member State of registration or of residence. However, since some Member States have more than one official language, that obligation can lead to information letters and other follow-up communications being sent out in a language the recipient does not understand. In order for the appropriate language of the information letter to be determined, Member States should indicate to the Commission their preferred language, by territorial sub-divisions if deemed necessary. The Commission should publish the indicated language preferences. This should be without prejudice to the application of Directive 2010/64/EU, in accordance with its Article 1(3).	~~letter~~**traffic offence notice** and any follow-up documents should be sent in the language of the registration document of the vehicle~~ or, if such information is not available or if necessary for the protection of fundamental rights, in the appropriate official language or languages of the Member State of registration or of residence. However, since some Member States have more than one official language, that obligation can lead to information letters~~**. In those cases where a traffic offence notice** and other follow-up communications **are** being sent out in a language the recipient does not understand~~. In order for the appropriate language of the information letter to be determined, Member States should indicate to the Commission their preferred~~**, the concerned person should be allowed to ask to receive the follow-up documents in a different official EU** language~~, by territorial sub-divisions if deemed necessary. The Commission should publish the indicated language preferences. This should be without prejudice to the application of Directive 2010/64/EU, in~~	

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			~~accordance with its Article 1(3)~~ **of choice other than the language of the registration document of the vehicle**.	
Recital 22				
32	(22) The Member State of the offence should allow the person presumed to be liable for a road-safety-related traffic offence to communicate, until the stage of appeal before a court, in any of the languages communicated by the Member State of registration, the Member State of residence, or the Member State of the offence to the Commission, or, if the concerned person has insufficient knowledge of those languages, in a language that the person speaks or understands, so as to facilitate the exercise of their procedural rights.	(22) The Member State of the offence should allow the person presumed to be liable for a road-safety-related traffic offence to communicate, until the stage of appeal before a court, in any of the languages communicated by the Member State of registration, the Member State of residence, or the Member State of the offence to the Commission, or, if the concerned person has insufficient knowledge of those languages, in a language that the person speaks or understands, so as to facilitate the exercise of their procedural rights.	*deleted*	
Recital 23				
33	*(23)* Effective legal review should be provided in case the authorities of the Member State of the offence do not comply with the language standards and rules on the service of documents and their respective	(23) Effective legal review should be provided in case the authorities of the Member State of the offence do not comply with the language standards and rules on the service of documents and their respective	(23) Effective legal review should be provided in case the **competent** authorities of the Member State of the offence do not comply with the language standards and rules on the service of documents and their	

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	national laws.	national laws.	respective national laws.	
Recital 24				
34	(24) To ensure transparent and proportional application of financial penalties to road-safety-related traffic offences, which are subject to public law, presumed liable persons should not be forced to pay legal and administrative expenses related to the administration of the penalties where such administration is outsourced to private or public entities. Nevertheless, the authorities of Member States should be allowed to charge proportionate administrative fees.	(24) To ensure transparent and proportional application of financial penalties to road-safety-related traffic offences, which are subject to public law, presumed liable persons should not be forced to pay legal and administrative expenses related to the administration of the penalties where such administration is outsourced to private or public entities. Nevertheless, the authorities of Member States should be allowed to charge proportionate administrative fees.	*deleted*	
Recital 24a				
34a			**(24a) As Framework Decision 2005/214/JHA is not tailored to mass processing of road-safety-related traffic offences for which small pecuniary sanctions are often qualified as administrative and in order to ensure equal treatment of resident and non-resident drivers, specific provisions in this Directive**	

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			should be established to provide mutual assistance to enforce administrative decisions on road traffic fines across borders.	
Recital 24b				
34b			**(24b) If the competent authority of the Member State of the offence cannot transmit a road traffic fine under the Framework Decision 2005/214/JHA, Member States should have the possibility under this Directive to enforce road traffic fines across borders in order to ensure equal treatment of resident and non-resident drivers.**	
Recital 24a				
34c		***(24c) Currently, there are no Union-wide means of electronic identification or a certificate recognised by all Member States that would enable Union citizens to access the content of the notifications deposited in the electronic register of the authority issuing the notification, and to submit written claims and appeals electronically. The Commission,***		

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		in collaboration with Member States, should therefore carry out a review of models for electronic access to registers of traffic offences managed by national authorities and, if appropriate, develop a dedicated digital solution.		
Recital 25				
35	(25) The scope of the information that Member States report to the Commission should be extended to include elements closely related to the objective of improving road safety, in order to enable the Commission to better analyse the state of play in the Member States and to propose initiatives on a sound factual basis. To offset the additional administrative burden on Member States authorities and to align reporting with the Commission's evaluation calendar the reporting period should be extended. A transitional period should be granted so that the ongoing two-year reporting period may end seamlessly.	(25) The scope of the information that Member States report to the Commission should be extended to include elements closely related to the objective of improving road safety, in order to enable the Commission to better analyse the state of play in the Member States and to propose initiatives on a sound factual basis. To offset the additional administrative burden on Member States authorities and to align reporting with the Commission's evaluation calendar the reporting period should be extended. A transitional period should be granted so that the ongoing two-year reporting period may end seamlessly.	(25) The scope of the information that Member States report to the Commission should be extended to include elements closely related to the objective of improving road safety, in order to enable the Commission to better analyse the state of play in the Member States and to propose initiatives on a sound factual basis. To offset the additional administrative burden on Member States authorities and to align reporting with the Commission's evaluation calendar the reporting period should be extended. A transitional period should be granted so that the ongoing two-year reporting period may end seamlessly.	(25) The scope of the information that Member States report to the Commission should be extended to include elements closely related to the objective of improving road safety, in order to enable the Commission to better analyse the state of play in the Member States and to propose initiatives on a sound factual basis. To offset the additional administrative burden on Member States authorities and to align reporting with the Commission's evaluation calendar the reporting period should be extended. A transitional period should be granted so that the ongoing two-year reporting period may end seamlessly.
Recital 25a				

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35a		***(25a) The Commission should explore different means for enhancing the cooperation and exchange of information on road-safety traffic offences to improve enforcement, between the Member States and neighbouring third countries. While this Directive aims to reduce the impunity of non-resident drivers within the Union, road safety-related offences by non-resident drivers registered outside the Union are a not insignificant problem. This Directive and the use of Eucaris provide a model for the Union and its Member States to establish similar mechanisms for the exchange of information on the covered offences with neighbouring third countries, provided that equivalent protections are afforded to the drivers concerned, particularly as regards data protection.***		
Recital 25b				
35b		***(25b) To attain the objectives put forward in the EU Road Safety Policy Framework 2021-2030 – Next steps towards "Vision Zero",***		

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		the effective implementation of Directive (EU) 2015/413 should be complemented by further measures to address road-safety-related traffic offences committed by third-country nationals. It should be possible for third countries to participate in the exchange of Vehicle Registration Data (VRD), provided that they have concluded an agreement with the Union to this effect. Such an agreement would need to include necessary provisions for data protection. In the event of a long delay before such an agreement is concluded, Member States, in cooperation with the Commission, could develop a dedicated solution to ensure that a traffic offence is signalled at the external border of the Union when the traffic offender intends to cross it, so that the financial penalty can be imposed on the offender by the Member State where the offense took place before he or she leaves the territory of the Union.		
Recital 25c				
35c		***(25c) Since the withdrawal of the***		

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		United Kingdom from the Union, there is no longer a directive concerning the sharing of data between Member States' police forces and the United Kingdom's Driver Vehicle Licensing Agency (DVLA. A mutual assistance scheme exists instead, but, since it is no longer automatic, it is not as efficient as it would otherwise be. As the conclusion of the UK-EU Trade and Cooperation Agreement (TCA) does not include a reference to Directive (EU) 2015/413 and Decision 2005/214/JHA, the Commission should analyse in the light of a legal opinion how best to effectively enforce the offences defined by this Directive under the European Convention on the Mutual Assistance in Criminal Matters of 1959 and its protocols (MLA), identifying effective and efficient measures to improve road safety and at the same time safeguarding data protection requirements, in particular of the Union's vehicle holders and drivers.		
Recital 26				
36				

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	(26) As data relating to the identification of an offender constitutes personal data within the meaning of Regulation (EU) 2016/679 and Directive (EU) 2016/680, and the Union legal framework on handling personal data has been amended significantly since the adoption of Directive (EU) 2015/413, the provisions on the processing of personal data should be aligned with the new legal framework.	(26) As data relating to the identification of an offender constitutes personal data within the meaning of Regulation (EU) 2016/679 and Directive (EU) 2016/680, and the Union legal framework on handling personal data has been amended significantly since the adoption of Directive (EU) 2015/413, the provisions on the processing of personal data should be aligned with the new legal framework.	(26) As data relating to the identification of an offender constitutes personal data within the meaning of Regulation (EU) 2016/679 and Directive (EU) 2016/680, and the Union legal framework on handling personal data has been amended significantly since the adoption of Directive (EU) 2015/413, the provisions on the processing of personal data should be aligned with the new legal framework.	(26) As data relating to the identification of an offender constitutes personal data within the meaning of Regulation (EU) 2016/679 and Directive (EU) 2016/680, and the Union legal framework on handling personal data has been amended significantly since the adoption of Directive (EU) 2015/413, the provisions on the processing of personal data should be aligned with the new legal framework.
Recital 27				
37	(27) Pursuant to Article 62(6) of Directive (EU) 2016/680, the Commission is to review other acts of Union law which regulate processing of personal data by the competent authorities for the purposes set out in Article 1(1) of that Directive, in order to assess the need to align those acts with that Directive and to make, where appropriate, the necessary proposals to amend these acts to ensure a consistent approach to the protection of personal data within the scope of that Directive. That review[1] has led to the identification of Directive (EU) 2015/413 as one	(27) Pursuant to Article 62(6) of Directive (EU) 2016/680, the Commission is to review other acts of Union law which regulate processing of personal data by the competent authorities for the purposes set out in Article 1(1) of that Directive, in order to assess the need to align those acts with that Directive and to make, where appropriate, the necessary proposals to amend these acts to ensure a consistent approach to the protection of personal data within the scope of that Directive. That review[1] has led to the identification of Directive (EU) 2015/413 as one	(27) Pursuant to Article 62(6) of Directive (EU) 2016/680, the Commission is to review other acts of Union law which regulate processing of personal data by the competent authorities for the purposes set out in Article 1(1) of that Directive, in order to assess the need to align those acts with that Directive and to make, where appropriate, the necessary proposals to amend these acts to ensure a consistent approach to the protection of personal data within the scope of that Directive. That review[1] has led to the identification of Directive (EU) 2015/413 as one	(27) Pursuant to Article 62(6) of Directive (EU) 2016/680, the Commission is to review other acts of Union law which regulate processing of personal data by the competent authorities for the purposes set out in Article 1(1) of that Directive, in order to assess the need to align those acts with that Directive and to make, where appropriate, the necessary proposals to amend these acts to ensure a consistent approach to the protection of personal data within the scope of that Directive. That review[1] has led to the identification of Directive (EU) 2015/413 as one

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	of those other acts to be amended. It should therefore be clarified that processing of personal data should also comply with Directive (EU) 2016/680, where the processing falls within its material and personal scope. 1. COM(2020) 262 final	of those other acts to be amended. It should therefore be clarified that processing of personal data should also comply with Directive (EU) 2016/680, where the processing falls within its material and personal scope. 1. COM(2020) 262 final	of those other acts to be amended. It should therefore be clarified that processing of personal data should also comply with Directive (EU) 2016/680, where the processing falls within its material and personal scope. 1. COM(2020) 262 final	of those other acts to be amended. It should therefore be clarified that processing of personal data should also comply with Directive (EU) 2016/680, where the processing falls within its material and personal scope. 1. COM(2020) 262 final
Recital 28				
38	(28) Any processing of personal data under Directive (EU) 2015/413 should comply with Regulation (EU) 2016/679, Directive (EU) 2016/680 and Regulation (EU) 2018/1725[1] within their respective scope of application. 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(28) Any processing of personal data under Directive (EU) 2015/413 should comply with Regulation (EU) 2016/679, Directive (EU) 2016/680 and Regulation (EU) 2018/1725[1] within their respective scope of application. 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(28) Any processing of personal data under Directive (EU) 2015/413 should comply with Regulation (EU) 2016/679, Directive (EU) 2016/680 and Regulation (EU) 2018/1725[1] within their respective scope of application. 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(28) Any processing of personal data under Directive (EU) 2015/413 should comply with Regulation (EU) 2016/679, Directive (EU) 2016/680 and Regulation (EU) 2018/1725[1] within their respective scope of application. 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).
Recital 29				
39				

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	(29) The legal basis for the processing activities necessary to establish the identity of the liable person and deliver the information letter and the follow-up documents to the presumed liable persons, is laid down in Directive (EU) 2015/413, in line with Article 6(1)(e) and, where applicable, Article 10 of Regulation (EU) 2016/679 and Article 8 of Directive 2016/680. In line with same rules, this Directive lays down the legal basis for the Member States' obligation to process personal data for the purpose of providing mutual assistance to each other in identifying the persons liable for the road-safety-related traffic offences listed in this Directive.	(29) The legal basis for the processing activities necessary to establish the identity of the liable person and deliver the information letter and the follow-up documents to the presumed liable persons, is laid down in Directive (EU) 2015/413, in line with Article 6(1)(e) and, where applicable, Article 10 of Regulation (EU) 2016/679 and Article 8 of Directive 2016/680. In line with same rules, this Directive lays down the legal basis for the Member States' obligation to process personal data for the purpose of providing mutual assistance to each other in identifying the persons liable for the road-safety-related traffic offences listed in this Directive.	(29) The legal basis for the processing activities necessary to establish the identity of the ~~liable~~**concerned** person and deliver the ~~information letter~~**traffic offence notice** and the follow-up documents to the ~~presumed liable~~**concerned** persons, is laid down in Directive (EU) 2015/413, in line with Article 6(1)(e) and, where applicable, Article 10 of Regulation (EU) 2016/679 and Article 8 of Directive 2016/680. In line with same rules, this Directive lays down the legal basis for the Member States' obligation to process personal data for the purpose of providing mutual assistance to each other in identifying the ~~persons liable~~**concerned persons** for the road-safety-related traffic offences listed in this Directive.	
Recital 30				
40	(30) In some Member States, the personal data of non-residents presumed to be liable or liable for a road-safety-related traffic offence are stored in a network of servers ("cloud"). Without prejudice to the rules on personal data breach laid	(30) In some Member States, the personal data of non-residents presumed to be liable or liable for a road-safety-related traffic offence are stored in a network of servers ("cloud"). Without prejudice to the rules on personal data breach laid	(30) In some Member States, the personal data of non-residents ~~presumed to be liable or liable for a road-safety-related traffic offence~~ are stored in a network of servers ("cloud"). Without prejudice to the rules on personal data breach laid	

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	down in Regulation (EU) 2016/679 and Directive (EU) 2016/680, and on personal data breach and security incidents laid down in Directive (EU) 2022/2555 of the European Parliament and of the Council[1], Member States should ensure that they inform each other on cybersecurity incidents related to those data. _____ 1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive), (OJ L 333, 27.12.2022).	down in Regulation (EU) 2016/679 and Directive (EU) 2016/680, and on personal data breach and security incidents laid down in Directive (EU) 2022/2555 of the European Parliament and of the Council[1], Member States should ensure that they inform each other on cybersecurity incidents related to those data. _____ 1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive), (OJ L 333, 27.12.2022).	down in Regulation (EU) 2016/679 and Directive (EU) 2016/680, and on personal data breach and security incidents laid down in Directive (EU) 2022/2555 of the European Parliament and of the Council[1], Member States should ensure that they inform each other on cybersecurity incidents related to those data**, where it is relevant for the purposes of this Directive, in particular if it involves data that is processed about or in relation to a concerned person in relation to a road-safety-related traffic offence**. _____ 1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive), (OJ L 333, 27.12.2022**, p. 80**).	
Recital 31				
41	(31) An online portal (the "CBE Portal") should be established to provide road users in the Union with comprehensive information on road-safety-related traffic rules	(31) An online portal (the "CBE Portal") should be established to provide road users in the Union with comprehensive information on road-safety-related traffic rules	(31) An online portal (the "CBE Portal") should be established to provide road users in the Union with comprehensive information on road-safety-related traffic rules	

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	in place in Member States and allow road users to communicate with Member State authorities in an effective and secure manner. The portal should also facilitate communication between Member States' authorities on various issues related to the cross-border investigation of road-safety-related traffic offences, such as for the verification of the authenticity of information letters and follow-up documents to eliminate the possibility of fraud. The exchanged personal data should be limited to what is necessary for the cross-border investigations and enforcement of sanctions, particularly the payment of financial penalties. The CBE Portal should be able to connect to other relevant portals, networks, websites or platforms to facilitate the exchange of information related to the enforcement of road-safety-related traffic rules. The Commission should be the controller of the CBE Portal, in accordance with Regulation 2018/1725.	in place in Member States and allow road users to communicate with Member State authorities in an effective and secure manner. ***Such information should be understandable and accessible.*** The portal should also facilitate communication between Member States' authorities on various issues related to the cross-border investigation of road-safety-related traffic offences, such as for the verification of the authenticity of information letters and follow-up documents to eliminate the possibility of fraud. The exchanged personal data should be limited to what is necessary for the cross-border investigations and enforcement of sanctions, particularly the payment of financial penalties. The CBE Portal should be able to connect to other relevant portals, networks, websites or platforms to facilitate the exchange of information related to the enforcement of road-safety-related traffic rules. ***Commission and the Member States*** ~~*The Commission*~~ should be the ~~*controller*~~***joint controllers*** of the CBE Portal, in accordance with Regulation 2018/1725.	in place in Member States~~ and allow road users to communicate with Member State authorities in an effective and secure manner. The portal should also facilitate communication between Member States' authorities on various issues related~~**. This information should cover the applicable rules, the appeal options for the concerned person, the road traffic fines that are applied** to the ~~cross-border investigation of road-safety-related~~**concerned person when committing a** traffic ~~offences, such as for the verification of the authenticity of information letters and follow-up documents to eliminate the possibility of fraud. The exchanged personal data should be limited to what is necessary for the cross-border investigations and enforcement of sanctions, particularly the payment of financial penalties. The CBE Portal should be able to connect to other relevant portals, networks, websites or platforms to facilitate the exchange of information related to the enforcement of road-safety-related traffic rules~~**offence, where applicable the applied non-financial repercussions and the**	

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			schemes and available means for the payment of the road traffic fines. Non-financial repercussions refer to penalty points systems or the fact that when committing a specific traffic offence, this can lead to the disqualification to drive by a temporary or permanent withdrawal of the driving licence of the concerned person. The Commission should be the controller of the CBE Portal, in accordance with Regulation 2018/1725.	
Recital 32				
42	(32) The Commission should provide proportionate financial support to initiatives which improve the cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union.	(32) The Commission should provide proportionate financial support ~~to~~ ***for Member States'*** initiatives ***and projects ,*** which improve the cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union***, including support for the digitisation of the data covered by Annex III to Directive 2010/40/EU relevant for the offences covered under this Directive. Financial support should also cover information campaigns throughout the Union***	(32) The Commission should provide proportionate financial support to initiatives which improve the cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union.	

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		on differences in national legislation, with a particular focus on neighbouring countries.		
Recital 32a				
42a		***(32a) EU Member States should be encouraged to set up a transparent system for the allocation of revenues generated by fines and channel revenues from enforcement back into road safety work. This would also increase public confidence in the traffic law enforcement system and contribution it can make to improving road safety.***		
Recital 32b				
42b		***(32b) Given significant increases in the level of cross-border road traffic, and continued divergences between the Member States in the field of road safety enforcement, it is appropriate to update the Commission's Recommendation 2004/345/EC on enforcement in the field of road safety, which dates from 2004 in order to take account of advancements since then.***		

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Recital 33				
43	(33) In order to take into account relevant technical progress or changes to relevant legal acts of the Union, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in order to update the Annex to this Directive by amending it. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Inter-institutional Agreement on Better Law-Making of 13 April 2016[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____	(33) In order to take into account relevant technical progress or changes to relevant legal acts of the Union, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in order to update the Annex to this Directive by amending it. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Inter-institutional Agreement on Better Law-Making of 13 April 2016[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____	(33) In order to take into account relevant technical progress or changes to relevant legal acts of the Union, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in order to update the Annex to this Directive by amending it. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Inter-institutional Agreement on Better Law-Making of 13 April 2016[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____	(33) In order to take into account relevant technical progress or changes to relevant legal acts of the Union, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in order to update the Annex to this Directive by amending it. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Inter-institutional Agreement on Better Law-Making of 13 April 2016[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____

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	1. OJ L 123, 12.5.2016, p. 1.	1. OJ L 123, 12.5.2016, p. 1.	1. OJ L 123, 12.5.2016, p. 1.	1. OJ L 123, 12.5.2016, p. 1.
Recital 34				
44	(34) In order to ensure uniform conditions for the implementation of Directive (EU) 2015/413, implementing powers should be conferred on the Commission to specify the procedures and technical specifications, including cybersecurity measures, for the automated searches to be conducted in relation to the investigation of the road-safety-related traffic offences, the content of the standard electronic form for the request and the means of transmission of the information relating to the request for mutual assistance in identifying the liable person, the content of electronic forms for the request for mutual assistance for the service of the information letter and of the follow-up documents and of the respective certificate and the use and maintenance of the CBE Portal. The technical solutions should be aligned with the European Interoperability Framework and the relevant Interoperable Europe solutions	(34) In order to ensure uniform conditions for the implementation of Directive (EU) 2015/413, implementing powers should be conferred on the Commission to specify the procedures and technical specifications, including cybersecurity measures, for the automated searches to be conducted in relation to the investigation of the road-safety-related traffic offences, the content of the standard electronic form for the request and the means of transmission of the information relating to the request for mutual assistance in identifying the liable person, the content of electronic forms for the request for mutual assistance for the service of the information letter and of the follow-up documents and of the respective certificate and the use and maintenance of the CBE Portal. The technical solutions should be aligned with the European Interoperability Framework and the relevant Interoperable Europe solutions	(34) In order to ensure uniform conditions for the implementation of Directive (EU) 2015/413, implementing powers should be conferred on the Commission to specify the procedures and technical specifications, including cybersecurity measures, for the automated searches to be conducted in relation to the investigation of the road-safety-related traffic offences, the content of the standard electronic form for the request and the means of transmission of the information relating to the request for mutual assistance in identifying the ~~liable~~**concerned** person, the content of electronic forms for the request for mutual assistance for the service of the ~~information letter~~**traffic offence notice** and of the follow-up documents~~ and of the respective certificate~~ and the use and maintenance of the CBE Portal. The technical solutions should be aligned with the European Interoperability Framework and the relevant	

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	referred to in the Proposal for a Regulation of the European Parliament and of the Council laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)[1].The implementing powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[2]. _____ 1. COM(2022) 720 final 2. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers, (OJ L 55, 28.2.2011, p. 13).	referred to in the Proposal for a Regulation of the European Parliament and of the Council laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)[1].The implementing powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[2]. _____ 1. COM(2022) 720 final 2. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers, (OJ L 55, 28.2.2011, p. 13).	Interoperable Europe solutions referred to in the Proposal for a Regulation of the European Parliament and of the Council laying down measures for a high level of public sector interoperability across the Union (Interoperable Europe Act)[1].The implementing powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[2]. _____ 1. COM(2022) 720 final 2. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers, (OJ L 55, 28.2.2011, p. 13).	
Recital 35				
45	(35) Directive (EU) 2015/413 should therefore be amended accordingly.	(35) Directive (EU) 2015/413 should therefore be amended accordingly.	(35) Directive (EU) 2015/413 should therefore be amended accordingly.	(35) Directive (EU) 2015/413 should therefore be amended accordingly.
Recital 35a				
45a		***(35a) It is necessary to highlight***		

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		that there is a significant problem of non-enforcement of road traffic offences committed by non-residents and that the amendments to Article 1 of Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties, as amended by Framework Decision 2009/299/JHA, which lays down the definition of a decision, may not be sufficient to tackle this problem effectively. Therefore, the current situation should be assessed, inter alia in the light of a dedicated legal opinion, following which the Commission should, if appropriate, adopt a legislative proposal with a view to improving cooperation between Members States on this issue.		
Recital 35b				
45b		***(35b) Member States should ensure that adequate and effective mechanisms are in place for the enforcement or recovery of financial penalties.***		

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Recital 36				
46	(36) Since the objectives of this Directive, namely to ensure a high level of protection for all road users in the Union and equal treatment of drivers by streamlining mutual assistance procedures between Member States in the cross-border investigation of road-safety-related traffic offences and by strengthening the protection of fundamental rights of non-residents where the offences are committed with a vehicle registered in a Member State other than the Member State in which the offence took place, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale and effects of this Directive, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	(36) Since the objectives of this Directive, namely to ensure a high level of protection for all road users in the Union and equal treatment of drivers by streamlining mutual assistance procedures between Member States in the cross-border investigation of road-safety-related traffic offences and by strengthening the protection of fundamental rights of non-residents where the offences are committed with a vehicle registered in a Member State other than the Member State in which the offence took place, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale and effects of this Directive, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	(36) Since the objectives of this Directive, namely to ensure a high level of protection for all road users in the Union and equal treatment of drivers by streamlining mutual assistance procedures between Member States in the cross-border investigation of road-safety-related traffic offences and by strengthening the protection of fundamental rights of non-residents where the offences are committed with a vehicle registered in a Member State other than the Member State in which the offence took place, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale and effects of this Directive, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.	(36) Since the objectives of this Directive, namely to ensure a high level of protection for all road users in the Union and equal treatment of drivers by streamlining mutual assistance procedures between Member States in the cross-border investigation of road-safety-related traffic offences and by strengthening the protection of fundamental rights of non-residents where the offences are committed with a vehicle registered in a Member State other than the Member State in which the offence took place, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale and effects of this Directive, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Directive does not go beyond what is necessary in order to achieve those objectives.

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Recital 37				
47	(37) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [DD/MM/YYYY]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(37) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [DD/MM/YYYY]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(37) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [DD/MM/YYYY]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).	(37) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council[1] and delivered an opinion on [DD/MM/YYYY]. _____ 1. Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).
Recital 38				
48	(38) In accordance with the Joint Political Declaration of 28 September 2011 of Member States and the Commission on explanatory documents[1], Member States have undertaken to accompany, in justified cases, the notification of their transposition measures with one or more documents explaining the	(38) In accordance with the Joint Political Declaration of 28 September 2011 of Member States and the Commission on explanatory documents[1], Member States have undertaken to accompany, in justified cases, the notification of their transposition measures with one or more documents explaining the	*deleted*	

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	relationship between the components of a directive and the corresponding parts of national transposition instruments. With regard to this Directive, the legislator considers the transmission of such documents to be justified, _____ 1. OJ C 369, 17.12.2011, p. 14.	relationship between the components of a directive and the corresponding parts of national transposition instruments. With regard to this Directive, the legislator considers the transmission of such documents to be justified, _____ 1. OJ C 369, 17.12.2011, p. 14.		
Formula				
49	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:	HAVE ADOPTED THIS DIRECTIVE:
Article 1				
50	Article 1	Article 1	Article 1	Article 1
Article 1, first paragraph				
51	Directive (EU) 2015/413 is amended as follows:	Directive (EU) 2015/413 is amended as follows:	Directive (EU) 2015/413 is amended as follows:	Directive (EU) 2015/413 is amended as follows:
Article 1, first paragraph, point (-1)				
51a			**(-1) The title of the Directive is replaced by the following:**	

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Article 1, first paragraph, point (-1), amending provision, first paragraph				
51b			‘ **DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2015/413 facilitating cross-border exchange of information and mutual assistance on road-safety-related traffic offences** ’	
Article 1, first paragraph, point (-1a)				
51c			**(-1a) Article 1 is replaced by the following:**	
Article 1, first paragraph, point (-1a), amending provision, first paragraph				
51d			‘ **This Directive aims to ensure a high level of protection for all road users in the Union by facilitating the cross-border exchange of information on road-safety-related traffic offences and by facilitating the enforcement of sanctions, where those offences are committed**	

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			with a vehicle registered in a Member State other than the Member State in which the offence took place. '	
Article 1, first paragraph, point (1)				
52	(1) Article 2 is amended as follows:	(1) Article 2 is amended as follows:	(1) Article 2 is amended as follows:	(1) Article 2 is amended as follows:
Article 1, first paragraph, point (1)(a)				
53	(a) in the first paragraph, the following points are added:	(a) in the first paragraph, the following points are added:	(a) in the first paragraph, the following points are added:	(a) in the first paragraph, the following points are added:
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (i)				
54	' (i) not keeping sufficient distance from the vehicle in front;	' (i) not keeping ~~*sufficient*~~***the required*** distance from the vehicle in front;	' (i) not keeping sufficient distance from the vehicle in front;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (j)				
55	(j) dangerous overtaking;	(j) dangerous overtaking ***that does not comply with traffic regulations***;	(j) dangerous overtaking;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (k)				

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56	(k) dangerous parking;	(k) dangerous parking ***in an unauthorised place posing a serious risk to other road users***;	(k) dangerous parking;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (l)				
57	(l) crossing one or more solid white lines;	(l) crossing one or more solid ~~*white*~~ lines;	(l) crossing one or more solid ~~white~~ lines;	‘ (l) crossing one or more solid ~~*white*~~ lines;
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (m)				
58	(m) wrong-way driving;	(m) wrong-way driving;	(m) wrong-way driving;	(m) wrong-way driving;
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (n)				
59	(n) not respecting the rules on the creation and use of emergency corridors;	(n) not respecting the rules on the creation and use of emergency corridors;	(n) not respecting the rules on the creation and use of emergency corridors **or giving way to emergency service vehicles**;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (p)				
60	(p) use of an overloaded vehicle.; ’	(p) ~~*use of*~~***driving*** an overloaded vehicle~~.~~;	~~(p)~~**(o)** use of an overloaded vehicle.;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (pa)				
60a				

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			(p) not respecting the rules on vehicle-access-restrictions;	
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (pa)				
60b		***(pa) hit-and-run;*** ,	**(q) hit-and-run;**	***(q) hit-and-run;*** ,
Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (pc)				
60c			**(r) not respecting the rules at a railway level-crossing;** ,	
Article 1, first paragraph, point (1)(b)				
61	(b) the following paragraph is added:	(b) the following paragraph is added:	(b) the following paragraph is added:	(b) the following paragraph is added:
Article 1, first paragraph, point (1)(b), amending provision, first paragraph				
62	‘ This Directive shall not affect the rights and obligations stemming from the following provisions of Union legal acts:	‘ This Directive shall not affect the rights and obligations stemming from the following provisions of Union legal acts:	‘ This Directive shall not affect the rights and obligations stemming from the following provisions of Union legal acts:	‘ This Directive shall not affect the rights and obligations stemming from the following provisions of Union legal acts:
Article 1, first paragraph, point (1)(b), amending provision, first paragraph, point (a)				
63				

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	(a) Council Framework Decision 2005/214/JHA;	(a) Council Framework Decision 2005/214/JHA;	(a) Council Framework Decision 2005/214/JHA[1]; _____ **1. Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16).**	(a) Council Framework Decision 2005/214/JHA[1]; _____ ***1. Council Framework Decision 2005/214/JHA of 24 February 2005 on the application of the principle of mutual recognition to financial penalties (OJ L 76, 22.3.2005, p. 16).***
Article 1, first paragraph, point (1)(b), amending provision, first paragraph, point (b)				
64	(b) Directive 2014/41/EU of the European Parliament and of the Council*;	(b) Directive 2014/41/EU of the European Parliament and of the Council*[1]; ***1. Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1).***	(b) Directive 2014/41/EU of the European Parliament and of the Council*[1]; _____ **1. Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1).**	(b) Directive 2014/41/EU of the European Parliament and of the Council*[1]; ***1. Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1).***
Article 1, first paragraph, point (1)(b), amending provision, first paragraph, point (c)				
65	(c) the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union**;	(c) the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union**[1]; _____ ***1. OJ C 197, 12.7.2000, p.3.***	(c) the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union**[1]; _____ **1. OJ C 197, 12.7.2000, p.3.**	(c) the procedures for service of documents laid down in Article 5 of the Convention established by the Council in accordance with Article 34 of the Treaty on European Union, on Mutual Assistance in Criminal Matters between the Member States of the European Union**[1]; _____ ***1. OJ C 197, 12.7.2000, p.3.***

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Article 1, first paragraph, point (1)(b), amending provision, first paragraph, point (d)				
66	(d) the provisions concerning the rights of suspects and accused persons laid down in Directives 2010/64/EU***, 2012/13/EU****, 2013/48/EU*****, (EU) 2016/343******, (EU) 2016/800******* and (EU) 2016/1919 of the European Parliament and of the Council********.	(d) the provisions concerning the rights of suspects and accused persons laid down in Directives 2010/64/EU***[1], 2012/13/EU****[2], 2013/48/EU*****[3], (EU) 2016/343******[4], (EU) 2016/800*******[5] and (EU) 2016/1919 of the European Parliament and of the Council********[6]. _____ *1. Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p.1).* *2. Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings (OJ L 142, 1.6.2012, p.1).* *3. Directive 2013/48/EU of the European Parliament and of the Council of 22 October 2013 on the right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on the right to have a third party informed upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013, p.1).*	(d) the provisions concerning the rights of suspects and accused persons laid down in Directives 2010/64/EU***[1], 2012/13/EU****[2], 2013/48/EU*****[3], (EU) 2016/343******[4], (EU) 2016/800*******[5] and (EU) 2016/1919 of the European Parliament and of the Council********[6]. _____ **1. Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p.1).** **2. Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings (OJ L 142, 1.6.2012, p.1).** **3. Directive 2013/48/EU of the European Parliament and of the Council of 22 October 2013 on the right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on the right to have a third party informed upon deprivation of liberty and to communicate with third persons and with consular authorities while**	(d) the provisions concerning the rights of suspects and accused persons laid down in Directives 2010/64/EU***[1], 2012/13/EU****[2], 2013/48/EU*****[3], (EU) 2016/343******[4], (EU) 2016/800*******[5] and (EU) 2016/1919 of the European Parliament and of the Council********[6]. _____ *1. Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings (OJ L 280, 26.10.2010, p.1).* *2. Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings (OJ L 142, 1.6.2012, p.1).* *3. Directive 2013/48/EU of the European Parliament and of the Council of 22 October 2013 on the right of access to a lawyer in criminal proceedings and in European arrest warrant proceedings, and on the right to have a third party informed upon deprivation of liberty and to communicate with third persons and with consular authorities while deprived of liberty (OJ L 294, 6.11.2013, p.1).*

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		4. Directive (EU) 2016/343 of the European Parliament and of the Council of 9 March 2016 on the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings (OJ L 65, 11.3.2016, p.1). *5. Directive (EU) 2016/800 of the European Parliament and of the Council of 11 May 2016 on procedural safeguards for children who are suspects or accused persons in criminal proceedings (OJ L 132, 21.5.2016, p.1).* *6. Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings (OJ L 297, 4.11.2016, p.1).*	**deprived of liberty (OJ L 294, 6.11.2013, p.1).** **4. Directive (EU) 2016/343 of the European Parliament and of the Council of 9 March 2016 on the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings (OJ L 65, 11.3.2016, p.1).** **5. Directive (EU) 2016/800 of the European Parliament and of the Council of 11 May 2016 on procedural safeguards for children who are suspects or accused persons in criminal proceedings (OJ L 132, 21.5.2016, p.1).** **6. Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings (OJ L 297, 4.11.2016, p.1).**	*4. Directive (EU) 2016/343 of the European Parliament and of the Council of 9 March 2016 on the strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings (OJ L 65, 11.3.2016, p.1).* *5. Directive (EU) 2016/800 of the European Parliament and of the Council of 11 May 2016 on procedural safeguards for children who are suspects or accused persons in criminal proceedings (OJ L 132, 21.5.2016, p.1).* *6. Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings (OJ L 297, 4.11.2016, p.1).*
Article 1, first paragraph, point (2)				
76	(2) Article 3 is amended as follows:	(2) Article 3 is amended as follows:	(2) Article 3 is amended as follows:	(2) Article 3 is amended as follows:
Article 1, first paragraph, point (2)(-a)				
76a		***(-a) point (a) is replaced by the following:***		
Article 1, first paragraph, point (2)(a)				
77				

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	(a) point (j) is replaced by the following:		(a) point **(a), (j) and (l) are** ~~(j) is~~ replaced by the following:	
Article 1, first paragraph, point (2)(a), amending provision, numbered paragraph (-1)				
77a		‘ ***(a) ‘vehicle’ means any motorised vehicle propelled exclusively by mechanical power, which is normally used for carrying persons or goods by road;***	‘ **(a) ‘vehicle’ means any vehicle subject to registration according to the law of the Member State of registration or Member State of offence, vehicle combination or its trailer, which is normally used for carrying persons or goods by road;**	
Article 1, first paragraph, point (2)(a), amending provision, numbered paragraph (j)				
78	‘ (j) ‘use of a forbidden lane’ means illegally using part of an already existing permanent or temporary road section, such as a public transport lane or a temporarily closed lane for reasons of congestion or road works, as defined in the law of the Member State of the offence; ,	(j) ‘use of a forbidden lane’ means illegally using part of an already existing permanent or temporary road section, such as a public transport lane***, footpath or cycle lane or a lane which is*** ~~*or a*~~ temporarily closed ~~*lane*~~ for reasons of congestion or road works, as defined in the law of the Member State of the offence***’***; ,	(j) ‘use of a forbidden lane’ means illegally using part of an already existing permanent or temporary road section, ~~such as a public transport lane or a temporarily closed lane for reasons of congestion or road works,~~ as defined in the law of the Member State of the offence;	
Article 1, first paragraph, point (2)(a), amending provision, numbered paragraph (l)				
78a				

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			(l) 'national contact point' means the authorities designated for the purposes of the incoming and outgoing automated exchange of vehicle registration data in accordance with Article 4, the incoming and outgoing requests for mutual assistance to identify the concerned person in accordance with Article 4a, the incoming and outgoing requests for mutual assistance to send the traffic offence notice or the follow-up documents to the concerned person in accordance with Article 5a1 and the incoming and outgoing requests and responses for mutual assistance in enforcement of final administrative decisions on road traffic fines imposed for road-safety-related traffic offences in accordance with Article 8b. ,	
Article 1, first paragraph, point (2)(b)				
79	(b) point (l) is replaced by the following:	(b) point (l) is replaced by the following:	*deleted*	
Article 1, first paragraph, point (2)(b), amending provision, numbered paragraph (l)				
80				

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	‘ *(l)* ‘national contact point’ means a competent authority designated for the purposes of this Directive; ’	‘ (l) ‘national contact ~~*point*~~***points***’ means ~~*a competent authority designated for the purposes of this Directive*~~***competent authorities through which information is exchanged between Member State of offence and Member State of registration***; ’	*deleted*	
Article 1, first paragraph, point (2)(c)				
81	*(c)* the following points (o) to (z) are added:	(c) the following points (o) to (z) are added:	(c) the following points (o) to ~~(z)~~**(zd)** are added:	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (o)				
82	‘ (o) ‘not keeping sufficient distance from the vehicle in front’ means not maintaining the distance necessary to avoid collision with the vehicle in front of the vehicle driven by the driver, if the preceding vehicle were to suddenly slow down or stop, as defined in the law of the Member State of the offence;	‘ (o) ‘not keeping ~~*sufficient*~~***the required*** distance from the vehicle in front’ means not maintaining the ***safe*** distance necessary to avoid collision with the vehicle in front of the vehicle driven by the driver, if the preceding vehicle were to suddenly slow down or stop, as defined in the law of the Member State of the offence;	‘ (o) ‘not keeping sufficient distance from the vehicle in front’ means not maintaining the ~~distance necessary to avoid collision with~~ **safe distance to** the vehicle in front ~~of the vehicle driven by the driver, if the preceding vehicle were to suddenly slow down or stop~~, as defined in the law of the Member State of the offence;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (p)				

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83	(p) 'dangerous overtaking' means overtaking another vehicle or another road user in a way that infringes the applicable rules on dangerous overtaking in the Member State of the offence;	(p) 'dangerous overtaking ***that does not comply with traffic regulations***' means overtaking another vehicle or another road user in a way that infringes the applicable rules on dangerous overtaking in the Member State of the offence;	(p) 'dangerous overtaking' means overtaking another vehicle or another road user in a way that infringes the applicable rules on ~~dangerous overtaking~~ **in~~o~~vertaking, as defined in the law of** the Member State of the offence;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (q)				
84	(q) 'dangerous parking' means parking the vehicle in a way that infringes the applicable rules on dangerous parking in the Member State of the offence. Failure to pay parking fees and other similar offences shall not be considered dangerous parking;	(q) 'dangerous parking ***in an unauthorised place posing a serious risk to other road users***' means parking the vehicle in a way that infringes the applicable rules on dangerous parking in the Member State of the offence~~.~~ ***and that has a negative impact on road safety, with the exception of*** failure to pay parking fees and other similar offences ~~*shall not be considered dangerous parking*~~;	(q) 'dangerous parking' means parking **or stopping** the vehicle in a way that infringes the applicable rules on **parking or stopping in a** dangerous ~~parking in~~**way, as defined in the law of** the Member State of the offence. Failure to pay parking fees ~~and other similar offences~~ shall not be considered dangerous parking;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (r)				
85	(r) 'crossing one or more solid white lines' means changing lanes with the vehicle through unlawfully crossing at least one solid white line, as defined in the	(r) 'crossing one or more solid ~~*white*~~ lines' means changing lanes with the vehicle through unlawfully crossing at least one solid ~~*white*~~ line, as defined in the	(r) 'crossing one or more solid ~~white~~ lines' means changing lanes with the vehicle through unlawfully crossing at least one solid ~~white~~ line, as defined in the	' (r) 'crossing one or more solid ~~*white*~~ lines' means changing lanes with the vehicle through unlawfully crossing at least one

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	law of the Member State of the offence;	law of the Member State of the offence;	law of the Member State of the offence;	solid ~~*white*~~ line, as defined in the law of the Member State of the offence;
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (s)				
86	(s) 'wrong-way driving' means driving a vehicle against the designated direction of traffic, as defined in the law of the Member State of the offence;	(s) 'wrong-way driving' means driving a vehicle against the designated direction of traffic, as defined in the law of the Member State of the offence;	(s) 'wrong-way driving' means driving a vehicle against the designated direction of traffic, as defined in the law of the Member State of the offence;	(s) 'wrong-way driving' means driving a vehicle against the designated direction of traffic, as defined in the law of the Member State of the offence; ,
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (t)				
87	(t) 'not respecting the rules on the creation and use of emergency corridors' means non-compliance with the rules concerning the creation and use for emergency purposes only of a temporary lane created between vehicles, which has to be formed by the drivers in order to enable emergency service vehicles, such as police vehicles, rescue vehicles or fire trucks, to pass through and arrive to the site of emergency, as defined in the law of the Member State of the offence;	(t) 'not respecting the rules on the creation and use of emergency corridors' means non-compliance with the rules concerning the creation and use for emergency purposes only of a temporary lane created between vehicles, which has to be formed by the drivers in order to enable emergency service vehicles, such as police vehicles, rescue vehicles or fire trucks, to pass through and arrive to the site of emergency, as defined in the law of the Member State of the offence;	(t) 'not respecting the rules on the creation and use of emergency corridors' ~~means non-compliance with the rules concerning the creation and use for~~ **or giving way to** emergency ~~purposes only of a temporary lane created between~~**service** vehicles~~, which has to be formed by the drivers in order~~**' means non-compliance with the rules** to enable emergency service vehicles, such as police vehicles, rescue vehicles or fire trucks, to pass through and arrive to the site of emergency, as defined in the law of the Member State of the offence;	

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Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (u)				
88	(u) 'use of an overloaded vehicle' means using a vehicle that does not comply with the requirements set for its maximum authorized weights, as laid down in the national laws, regulations or administrative provisions transposing Council Directive 96/53/EC*, or in the law of the Member State of the offence for vehicles or operations for which there are no such requirements set in that Directive;	(u) 'use of an overloaded vehicle' means using a vehicle that does not comply with the requirements set for its maximum authorized weights, as laid down in the national laws, regulations or administrative provisions transposing Council Directive 96/53/EC*, or in the law of the Member State of the offence for vehicles or operations for which there are no such requirements set in that Directive;	(u) 'use of an overloaded vehicle' means using a vehicle that does not comply with the requirements set for its maximum authorized weights **or maximum authorised axle weights**, as laid down in the national laws, regulations or administrative provisions transposing Council Directive 96/53/EC***[1]**, or in the law of the Member State of the offence for vehicles or operations for which there are no such requirements set in that Directive; _____ **1. Council Directive 96/53/EC of 25 July 1996 laying down for certain road vehicles circulating within the Community the maximum authorized dimensions in national and international traffic and the maximum authorized weights in international traffic (OJ L 235, 17.9.1996, p. 59).**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (v)				
89	(v) 'information letter' means the first communication received by the persons referred to in Article 5(1), second subparagraph,	(v) 'information letter' means the first communication received by the persons referred to in Article 5(1), second subparagraph,	(v) '~~information letter~~**traffic offence notice**' means the first communication ~~received~~**issued** by the ~~persons referred to in Article~~	

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	whether it is an administrative or judicial decision or any other document sent by the Member State of the offence or any entity empowered to do so under its law, issued until the stage of appeal before a competent court and which contains at least the information referred to in Article 5(2);	whether it is an administrative or judicial decision or any other document sent by the Member State of the offence or any entity empowered to do so under its law, issued until the stage of appeal before a competent court and which contains at least the information referred to in Article 5(2);	~~5(1), second subparagraph, whether it is an administrative or judicial decision or any other document sent by~~**competent authority of** the Member State of the offence ~~or any entity empowered to do so under its law, issued until the stage of appeal before a competent court~~**to the concerned person** and which contains at least the information referred to in Article 5(2);	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (w)				
90	(w) 'follow-up documents' mean administrative or judicial decisions or any other documents that the Member State of the offence, or any entity empowered to do so under its law, issues after the information letter in connection to that letter or to the road-safety-related traffic offence in question, until the stage of appeal before a competent court;	(w) 'follow-up documents' mean administrative or judicial decisions or any other documents that the Member State of the offence, or any entity empowered to do so under its law, issues after the information letter in connection to that letter or to the road-safety-related traffic offence in question, until the stage of appeal before a competent court;	(w) 'follow-up documents' ~~mean administrative or judicial decisions~~**means any decision** or any other documents that the ~~Member State~~**competent authority** of the ~~offence, or any entity empowered to do so under its law,~~**Member State of the offence** issues after the ~~information letter~~**traffic offence notice** in connection to that ~~letter~~**notice** or to the ~~road-safety-related traffic~~**road-safety-relatedtraffic** offence in question, until the stage of appeal before a competent court;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (x)				

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91	(x) 'liable person' means the person who is liable for a road-safety-related traffic offence listed in Article 2(1), in accordance with the national law of the Member State of the offence;	(x) 'liable person' means the person who is liable for a road-safety-related traffic offence listed in Article 2(1), in accordance with the national law of the Member State of the offence;	(x) '~~liable~~**concerned** person' means the person who is **identified as personally** liable for a **road-safety-relatedtraffic offence listed in Article 2(1) in accordance with the national law of the Member State of the offence or the owner, holder, end user or the driver of the vehicle with which a** road-safety-related traffic offence listed in Article 2(1) **was committed**, **regardless of not being identified as personally liable** in accordance with the national law of the Member State of the offence;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (y)				
92	(y) 'end user' means any natural person who is not the owner or the holder of the vehicle with which one of the offences listed in Article 2(1) was committed, but who was lawfully using that vehicle, in particular under a long-term lease or rental contract or as part of a vehicle fleet available to employees;	(y) 'end user' means any natural person who is not the owner or the holder of the vehicle with which one of the offences listed in Article 2(1) was committed, but who was lawfully using that vehicle, in particular under a long-term lease or rental contract or as part of a vehicle fleet available to employees;	(y) 'end user' means any natural person who is not the owner or the holder of the vehicle with which ~~one of the offences~~**a road-safety-related traffic offence** listed in Article 2(1) was committed, but who was lawfully using that vehicle, in particular under a long-term lease or rental contract or as part of a vehicle fleet available to employees;	

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Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (z)				
93	(z) 'Member State of residence' means any Member State that can be assumed to a reasonable degree of certainty to be the place of habitual residence of the persons referred to in Article 5(1), second subparagraph.	(z) 'Member State of residence' means any Member State that can be assumed to a reasonable degree of certainty to be the place of habitual residence of the persons referred to in Article 5(1), second subparagraph.	(z) 'Member State of residence' means any Member State that can be assumed to a reasonable degree of certainty to be the place of ~~habitual~~**normal** residence of the ~~persons referred to in Article 5(1), second subparagraph.~~**concerned person;**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (za)				
93a			**(za) 'not respecting the rules on vehicle-access-restrictions' means not respecting the rules on vehicle-access-restrictions or making use of the infrastructure that is part of the territory of a Member State, as delimited by the competent authority of that Member State for the purpose of ensuring road safety, managing traffic or preventing pollution. Conducts falling under this definition shall not be covered by the Directive, in the following cases:**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (za), point (i)				
93b				

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			(i) information on the boundaries of restrictions, prohibitions or obligations with zonal validity, current access status and conditions for circulation in vehicle-access-restricted zones as well as data on permanent vehicle-access-restrictions was not created and made accessible via the national access point in accordance with Commission Delegated Regulation (EU) 2022/670[1]; **1. Commission Delegated Regulation (EU) 2022/670 of 2 February 2022 supplementing Directive 2010/40/EU of the European Parliament and of the Council with regard to the provision of EU-wide real-time traffic information services (OJ L 122, 25.4.2022, p. 1).**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (za), point (ii)				
93c			**(ii) not respecting the rules related to charges and other fees that are to be paid before entering an area subject to vehicle-access-restrictions;**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (za)				
93d		***(za) 'debt collection service***		

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		provider' is a private entity with separate legal personality which administers the follow-up proceedings initiated under Article 5(1) of this Directive, or a part thereof, including the enforcement of financial penalties, accredited at a national contact point to request the vehicle registration data, and a subject to Regulation (EU) 2016/679 and Directive (EU) 2016/680;		
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (zb)				
93e		***(ta) 'hit-and-run' means a situation in which the offender drives away after causing an accident or traffic collision in order to avoid facing the criminal consequences of the offence associated with serious injuries and fatalities;***	**(zb) 'hit-and-run' means a situation in which the offender drives away after causing an accident or traffic collision in order to avoid facing the consequences of the accident or traffic collision, as defined in the law of the Member State of the offence;**	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (zc)				
93f			**(zc) 'not respecting the rules at a railway level-crossing' means not stopping or acting in a dangerous way at a railway level-crossing,**	

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			as defined in the law of the Member State of the offence;	
Article 1, first paragraph, point (2)(c), amending provision, numbered paragraph (zc)				
93g		***(zb) 'competent authority' is an authority designated for the purposes of this Directive;*** ,	**(zd) 'competent authority' means the authority responsible for registration of vehicles or drivers, for starting the follow-up proceedings or investigating the road-safety-related traffic offences listed in Article 2(1) or enforcing relevant sanctions, in accordance with the national legislation of Member States;** ,	
Article 1, first paragraph, point (3)				
96	(3) the following Article 3a is inserted:	(3) the following Article 3a is inserted:	(3) the following Article ~~3a~~ is inserted:	(3) the following Article ~~*3a*~~ is inserted:
Article 1, first paragraph, point (3), amending provision, Article				
97	‘ Article 3a	***Article 3a*** ‘ ~~*Article 3a*~~***National contact points***	**Article 3a** ‘ ~~Article 3a~~**National contact points**	***Article 3a*** ‘ ~~*Article 3a*~~***National contact points*** ,
Article 1, first paragraph, point (3), amending provision, Article				

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98	National contact points			
Article 1, first paragraph, point (3), amending provision, numbered paragraph (1)				
99	1. For the purposes of the exchange of information under this Directive, each Member State shall designate a national contact point. The powers of the national contact points shall be governed by the applicable law of the Member State concerned.	1. For the purposes of the exchange of information ***and the provision of mutual assistance*** under this Directive, each Member State shall designate a national contact point. The powers of the national contact points shall be governed by the applicable law of the Member State concerned.	1. ~~For the purposes of the exchange of information under this Directive,~~ Each Member State shall designate ~~a national contact point. The powers of the~~**one or more** national contact points ~~shall be governed by the applicable law of the Member State concerned.~~**for:**	
Article 1, first paragraph, point (3), amending provision, Article(-1a), first subparagraph, point (a)				
99a			**(a) automated exchange of vehicle registration data in accordance with Article 4;**	
Article 1, first paragraph, point (3), amending provision, Article(-1a), first subparagraph, point (b)				
99b			**(b) the incoming and outgoing requests and responses for mutual assistance to identify the concerned person in accordance with Article 4a;**	
Article 1, first paragraph, point (3), amending provision, Article(-1a), first subparagraph, point (c)				

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99c			**(c) the incoming and outgoing requests and responses for mutual assistance to service the traffic offence notice or the follow-up documents to the concerned person in accordance with Article 5a1 and**	
Article 1, first paragraph, point (3), amending provision, Article(-1a), first subparagraph, point (d)				
99d			**(d) the incoming and outgoing requests and responses for mutual assistance in enforcement of final administrative decisions on road traffic fines imposed for road-safety-related traffic offences in accordance with Article 8b.**	
Article 1, first paragraph, point (3), amending provision, Article(-1a), second subparagraph				
99e			**The powers of the national contact points shall be governed by the applicable law of the Member State concerned.**	
Article 1, first paragraph, point (3), amending provision, numbered paragraph (2)				
100	2. Member States shall ensure that their respective national contact	2. Member States shall ensure that their respective national contact	2. Member States shall ensure that their respective national contact	

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	points cooperate with the authorities involved in the investigation of the road-safety-related traffic offences listed in Article 2(1), in particular in order to ensure that all necessary information is shared in due time, and that the time limits laid down in Article 4a(5) and Article 5a(2) are complied with.; '	points cooperate with the authorities involved in the investigation of the road-safety-related traffic offences listed in Article 2(1), in particular in order to ensure that all necessary information is shared in due time, and that the time limits laid down in Article 4a(5) and Article 5a(2) are complied with.; '	points cooperate with ~~the authorities involved in the investigation of the road-safety-related traffic offences listed in Article 2(1), in particular~~**each other** in order to ensure that all necessary information is shared in due time~~, and that the time limits laid down in Article 4a(5) and Article 5a(2) are complied with.;~~ '	
Article 1, first paragraph, point (4)				
101	(4) Article 4 is replaced by the following:	(4) Article 4 is replaced by the following:	(4) Article 4 is replaced by the following:	(4) Article 4 is replaced by the following:
Article 1, first paragraph, point (4), amending provision, Article				
102	' Article 4	***Article 4*** ' ~~*Article 4*~~ ***Procedures for the exchange of information between Member States***	**Article 4** ' ~~Article 4~~ **Procedures for the exchange of vehicle registration data and mutual assistance between Member States**	
Article 1, first paragraph, point (4), amending provision, Article, first paragraph				
103	Procedures for the exchange of information between Member States			

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Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), first subparagraph				
104	1. For the investigation of the road-safety-related traffic offences listed in Article 2(1), Member States shall grant other Member States' national contact points access to the following national vehicle registration data, with the power to conduct automated searches thereon:	1. For the investigation of the road-safety-related traffic offences listed in Article 2(1), Member States shall grant other Member States' national contact points access to the following national vehicle registration data, with the power to conduct automated searches thereon:	1. For the investigation of the ~~road-safety-related traffic~~**road-safety-relatedtraffic** offences listed in Article 2(1) **that were detected on the territory of the Member State of the offence, the** ~~,~~Member ~~States shall grant other Member States~~'**State of registration shall grant the** national contact points **of the Member State of offence** access to the following national vehicle registration data, with the power to conduct automated searches thereon:	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), first subparagraph, point (a)				
105	(a) data relating to vehicles;	(a) data relating to vehicles;	(a) data relating to vehicles;	‘ (a) data relating to vehicles;
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), first subparagraph, point (b)				
106	(b) data relating to owners, holders, or end users of the vehicles where available.	(b) data relating to owners, ***or*** holders~~, or end users of the vehicles where available~~ ***of vehicles or, where applicable and available, data identifying the end***	(b) data relating to ~~owners, holders, or~~**holders and, where available, owners and** end users of the vehicles~~ where available~~.	

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		users thereof.		
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), second subparagraph				
107	The data elements referred to in the first subparagraph, points (a) and (b), which are necessary to conduct a search shall be those set out in the Annex.	The data elements referred to in the first subparagraph, points (a) and (b), which are necessary to conduct a search shall be those set out in the Annex.	The data elements referred to in the first subparagraph, points (a) and (b), which are necessary to conduct a search shall be those set out in the Annex.	The data elements referred to in the first subparagraph, points (a) and (b), which are necessary to conduct a search shall be those set out in the Annex. ,
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), third subparagraph				
108	When conducting a search in the form of an outgoing request, the national contact point of the Member State of the offence shall use a full registration number.	When conducting a search in the form of an outgoing request, the national contact point of the Member State of the offence shall use a full registration number.	When conducting a search in the form of an outgoing request, the ~~national contact point~~**competent authority** of the Member State of the offence shall use a full registration number. **The competent authority of the Member State of the offence shall also ensure that each outgoing request includes the name of the competent authority making the request, the username of the person handling the request and the case number of the request.**	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1), third subparagraph a				
108a				

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		A competent authority may first request access to the data relating to vehicles, as detailed in Section 2, Part 1 of the Annex in order to determine if an offence has been committed. Where, on the basis of such data, it is established that an offence was committed, the competent authority shall request access to the data concerning the owner, holder or end user of the vehicles, as detailed in Section 2, Parts II, III, IV or V of the Annex. EP proposed this originally as subparagraph 3a (new) - but it corresponds with the Council proposal in this line.	**1b. In order to establish in the case of the traffic offences listed in Article 2(1), where appropriate, if a relevant traffic offence has been committed with a vehicle, the competent authority may first request access, via its national contact point, only to vehicle technical data contained in Section 2, Part I of the Annex. When it is established that an offence is committed, the competent authority may subsequently request access, via its national contact point, to the personal data related to the concerned person contained in Section 2, Parts II, III, IV and V of the Annex.**	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (1a)				
108b			**1a. The Member State of the offence shall use the data obtained in the investigation of the road-safety-related traffic offences listed in Article 2(1) in order to establish who is personally liable for these road-safety-related traffic offences as defined in the law of the Member State of the offence.**	

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Article 1, first paragraph, point (4), amending provision, numbered paragraph (2)				
109	2. Member States shall ensure that the data elements listed in Section 2, Parts I, II and IV of the Annex are available and up-to-date in their national vehicle registers.	2. Member States shall ensure that the data elements listed in Section 2, Parts I, II and IV of the Annex are available and up-to-date in their national vehicle registers.	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (3)				
110	*3.* Member States shall retain the data elements referred to in Section 2, Part IV and, when available, Section 2, Part V of the Annex, in the national vehicle registers for at least 6 months after any modification of the ownership or use of the vehicle in question.	3. Member States shall retain the data elements referred to in Section 2, Part IV and, when available, Section 2, Part V of the Annex, in the national vehicle registers for at least 6 months after any modification of the ownership or use of the vehicle in question***, and for no longer than 4 years***.	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph				
111	*4.* Member States shall return the message 'Information not disclosed' instead of the requested data elements in the following cases:	4. Member States shall return the message 'Information not disclosed' instead of the requested data elements in the following cases:	4. ~~Member States shall return the message 'Information not disclosed' instead of the requested data elements~~**The national contact point of the Member State of registration shall ensure that at least** in the following cases **a specific message is returned,**	

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			informing that at the time of the offence:	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph, point (a)				
112	(a) the vehicle was scrapped;	(a) the vehicle was scrapped;	(a) the vehicle ~~was scrapped~~**is recorded as stolen in any national register**;	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph, point (b)				
113	(b) the vehicle's full registration number is not provided in the search conducted in the form of an outgoing request under paragraph 1;	(b) the vehicle's full registration number is not provided in the search conducted in the form of an outgoing request under paragraph 1 ***or is provided but is invalid***;	(b) the vehicle~~'s full~~ registration ~~number is not provided in the search conducted in the form of an outgoing request under paragraph 1~~**plate is recorded as stolen in any national register**;	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph, point (c)				
114	(c) the vehicle's full registration number, provided in the search conducted in the form of an outgoing request under paragraph 1, is outdated or incorrect.	(c) the vehicle's full registration number, provided in the search conducted in the form of an outgoing request under paragraph 1, is outdated or incorrect.	(c) ~~the vehicle's full registration number, provided in the search conducted~~**no information of a registered vehicle is found** in the ~~form of an outgoing request under paragraph 1, is outdated or incorrect.~~ **national vehicle register;**	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph, point (d)				

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114a			**(d) the search input is detected as not correct, based on some national syntax requirements;**	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), first subparagraph, point (e)				
114b			**(e) the information cannot be disclosed in the case that the requested information would reveal the identity of a person protected in accordance with the national law of the Member State of registration.**	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (4), second subparagraph				
115	Member States shall return the message 'Stolen vehicle or registration plate' instead of the requested data elements where the vehicle or the vehicle registration plate are recorded as stolen in the national vehicle registers.	Member States shall return the message 'Stolen vehicle or registration plate' instead of the requested data elements where the vehicle or the vehicle registration plate are recorded as stolen in the national vehicle registers.	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (5), first subparagraph				
116	*5.* For automated searching of vehicle registration data, Member States shall use the specifically designed software application of	5. For automated searching of vehicle registration data, Member States shall use the specifically designed software application of	*deleted*	

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	the European Vehicle and Driving Licence Information System (Eucaris), and amended versions of this software.	the European Vehicle and Driving Licence Information System (Eucaris), and amended versions of this software.		
Article 1, first paragraph, point (4), amending provision, numbered paragraph (5), second subparagraph				
117	Member States shall ensure that the automated searching of vehicle registration data is secure, cost-efficient, expeditious and reliable, and carried out by interoperable means within a decentralized structure.	Member States shall ensure that the automated searching of vehicle registration data is secure, cost-efficient, expeditious and reliable, and carried out by interoperable means within a decentralized structure.	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (5), third subparagraph				
118	The software shall provide for both online real-time exchange mode and batch exchange mode, the latter allowing for the exchange of multiple requests or responses within one message. The information exchanged via Eucaris shall be transmitted in encrypted form.	The software shall provide for both online real-time exchange mode and batch exchange mode, the latter allowing for the exchange of multiple requests or responses within one message. The information exchanged via Eucaris shall be transmitted in encrypted form.	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (6)				
119	*6.* The Commission shall adopt implementing acts to establish the	6. The Commission shall adopt implementing acts to establish the	*deleted*	

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	procedures and technical specifications, including cybersecurity measures for the automated searches conducted under this Article. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).	procedures and technical specifications, including cybersecurity measures for the automated searches conducted under this Article. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).		
Article 1, first paragraph, point (4), amending provision, numbered paragraph (7)				
120	*7.* Until the implementing acts referred to in paragraph 6 of this Article have become applicable, the searches referred to in paragraph 1 of this Article shall be conducted in compliance with the procedures described in Chapter 3, points 2 and 3, of the Annex to Decision 2008/616/JHA*, applied jointly with the Annex to this Directive.	7. Until the implementing acts referred to in paragraph 6 of this Article have become applicable, the searches referred to in paragraph 1 of this Article shall be conducted in compliance with the procedures described in Chapter 3, points 2 and 3, of the Annex to Decision 2008/616/JHA*[1], applied jointly with the Annex to this Directive. _____ ***1. Council Decision 2008/616/JHA of 23 June 2008 on the implementation of Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime (OJ L 210, 6.8.2008, p. 12).***	*deleted*	
Article 1, first paragraph, point (4), amending provision, numbered paragraph (8), first subparagraph				

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121	*8.* Each Member State shall bear its own costs arising from the administration, use and maintenance of the software application and its amended versions referred to in paragraph 5.	8. Each Member State shall bear its own costs arising from the administration, use and maintenance of the software application and its amended versions referred to in paragraph 5. ’	*deleted*	
Article 1, first paragraph, point (5)				
123	*(5)* the following Articles 4a, 4b and 4c are inserted:		(5) the following Articles ~~4a, 4b and 4c~~ are inserted:	
Article 1, first paragraph, point (5), amending provision, Article				
124	‘ Article 4a	***Article 4a*** ‘ ~~*Article 4a*~~***Mutual assistance in identifying the liable person***	**Article 4a** ‘ ~~Article 4a~~**Mutual assistance in identifying the concerned person**	
Article 1, first paragraph, point (5), amending provision, Article, first paragraph				
125	Mutual assistance in identifying the liable person			
Article 1, first paragraph, point (5), amending provision, numbered paragraph (1)				
126	1. Member States shall provide mutual assistance to each other	1. Member States shall provide mutual assistance to each other	1. Member States shall provide mutual assistance to each other	

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	where, based on the results of the automated search conducted in accordance with Article 4(1), the Member State of the offence cannot identify the liable person to the necessary degree of certainty required by its national legislation to initiate or conduct the follow-up proceedings referred to in Article 5(1).	where, based on the results of the automated search conducted in accordance with Article 4(1), the Member State of the offence cannot identify the liable person to the necessary degree of certainty required by its national legislation to initiate or conduct the follow-up proceedings referred to in Article 5(1).	where~~, based on the results~~ **the competent authorities** of the ~~automated search conducted in accordance with Article 4(1), the~~ Member State of the offence ~~cannot identify the liable person to the necessary degree of certainty required by its national legislation to initiate or conduct the follow-up proceedings referred to in Article 5(1).~~**, after exhausting all other means available to them, in particular once they have:**	
Article 1, first paragraph, point (5a), amending provision, Article(-1), first subparagraph, point (a)				
126a			**(a) conducted a automated search in accordance with Article 4(1) and**	
Article 1, first paragraph, point (5a), amending provision, Article(-1), first subparagraph, point (b)				
126b			**(b) consulted other databases explicitly allowed to in accordance with Union and national legislation,**	
Article 1, first paragraph, point (5a), amending provision, Article(-1), second subparagraph				
126c			**and still cannot identify the concerned person to the**	

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			necessary degree of certainty required by its national legislation to initiate or conduct the follow-up proceedings referred to in Article 5(1).	
Article 1, first paragraph, point (5a), amending provision, Article(-1a)				
126d			**1a. Member States shall apply mutual assistance under this Article, however, if after the assessment of the circumstances of individual cases the conditions laid down in Article 6 of Directive 2014/41/EU are fulfilled, the Member States bound by Directive 2014/41/EU may only apply Directive 2014/41/EU between them.**	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (2)				
127	2. The Member State of the offence shall decide whether to request mutual assistance to obtain additional information referred to in paragraph 3, second subparagraph. The request may be issued only by an administrative or judicial authority, or by the police authority competent in the case concerned, in accordance with the	2. The Member State of the offence shall decide whether to request mutual assistance to obtain additional information referred to in paragraph 3, second subparagraph. The request may be issued only by an administrative or judicial authority, or by the police authority competent in the case concerned, in accordance with the	2. **The competent authority of** the Member State of the offence shall decide whether to request mutual assistance to obtain additional information referred to in paragraph 3, second subparagraph. The request may be ~~issued~~**initiated** only by ~~an administrative or judicial~~**a competent** authority, ~~or by the~~	

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	national law of that Member State.	national law of that Member State.	~~police authority~~**in accordance with the national law of that Member State. The** competent ~~in the case concerned, in accordance with the national law of that~~**authority of the Member State of the offence shall use the data obtained in order to establish who is the personally liable for the road traffic offences listed in Article 2(1) of this Directive, which were committed on the territory of the** Member State **of the offence**.	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (3), first subparagraph				
128	3. When the Member State of the offence has decided to request mutual assistance in accordance with paragraph 1, its national contact point shall send an electronically structured and signed request to the national contact point of the Member State of registration or Member State of residence.	3. When the Member State of the offence has decided to request mutual assistance in accordance with paragraph 1, its national contact point shall send an electronically structured and signed request to the national contact point of the Member State of registration or Member State of residence.	3. When the **competent authority of the** Member State of the offence has decided to request mutual assistance in accordance with paragraph 1, **it shall via** its national contact point ~~shall~~ send an electronically structured ~~and signed~~ request to the national contact point of the Member State of registration ~~or~~ Member State of residence.	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (3), second subparagraph				
129	The Member State of registration	The Member State of registration	**The competent authority of** the	

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	or Member State of residence may be requested:	or Member State of residence may be requested:	Member State of registration or Member State of residence may be requested:	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (3), second subparagraph, point (a)				
130	(a) to confirm, on the basis of information already in its possession, that it can be assumed to a reasonable degree of certainty that the person visually recorded by the detecting equipment of the Member State of the offence is the owner, holder or end user of the vehicle, or any person presumed to be liable for one of the road-safety-related traffic offences listed in Article 2(1);	(a) to confirm, on the basis of information already in its possession, that it can be assumed to a reasonable degree of certainty that the person visually recorded by the detecting equipment of the Member State of the offence is the owner, holder or end user of the vehicle, or any person presumed to be liable for one of the road-safety-related traffic offences listed in Article 2(1);	(a) ~~to confirm, on the basis of information already in its possession, that it can be assumed to a reasonable degree of certainty that the person visually recorded by the detecting equipment of the Member State of the offence is the owner, holder or end user of the vehicle, or any person presumed to be liable for one of the road-safety-related traffic offences listed in Article 2(1);~~	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (3), second subparagraph, point (b)				
131	(b) to ask the owner, holder or end user of the vehicle, or any person presumed to be liable for one of the road-safety-related traffic offences listed in Article 2(1) to provide information on the identity of the liable person, in accordance with its national law.	(b) to ask the owner, holder or end user of the vehicle, or any person presumed to be liable for one of the road-safety-related traffic offences listed in Article 2(1) to provide information on the identity ***and contact information*** of the liable person, in accordance with its national law.	(b) to ask the owner, holder or end user of the vehicle~~, or any person presumed to be liable for one~~ **to provide information on the identity and address** of the ~~road-safety-related traffic offences listed in Article 2(1) to provide information on the identity of the liable person, in accordance with its national law~~**liable person, in accordance with its national**	

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			procedures applicable as if the investigative measure concerned had been ordered by its own authorities.	
Article 1, first paragraph, point (5a), amending provision, Article, numbered paragraph (3), second subparagraph, point (ba)				
131a			**(ba) to establish the identity and address of the concerned person, in accordance with its national law, including by using other national databases such as driving licence registers or population registers.**	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (4), first subparagraph				
132	4. Where the Member State of registration or the Member State of residence receives a request referred to in paragraph 3, it shall gather the requested information, unless it decides to invoke one of the grounds for refusal listed in paragraph 7 or it is not possible to gather the requested information. The Member State of registration or Member State of residence shall transmit the requested information electronically without undue delay via its national contact point to the national contact point of the	4. Where the Member State of registration or the Member State of residence receives a request referred to in paragraph 3, it shall gather the requested information, unless it decides to invoke one of the grounds for refusal listed in paragraph 7 or it is not possible to gather the requested information. The Member State of registration or Member State of residence shall transmit the requested information electronically ~~*without undue delay*~~***within a period not exceeding 30 working days*** via its	4. Where the **competent authority of the** Member State of registration or the Member State of residence receives a request referred to in paragraph 3, it shall gather the requested information, unless it decides to invoke one of the grounds for refusal listed in paragraph 7 or it is not possible to gather the requested information. ~~The Member State of registration or Member State of residence shall transmit the requested information electronically without undue delay via its national contact point to the~~	

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	Member State of the offence.	national contact point to the national contact point of the Member State of the offence.	~~national contact point of the Member State of the offence.~~	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (4), second subparagraph				
133	In the case referred to in paragraph 3, second subparagraph, point (b), the Member State of registration or Member State of residence shall request the information in accordance with the national procedures applicable as if the investigative measure concerned had been ordered by its own authorities, unless it decides to invoke one of the grounds for refusal listed in paragraph 7.	In the case referred to in paragraph 3, second subparagraph, point (b), the Member State of registration or Member State of residence shall request the information in accordance with the national procedures applicable as if the investigative measure concerned had been ordered by its own authorities, unless it decides to invoke one of the grounds for refusal listed in paragraph 7.	~~In the case referred to in paragraph 3, second subparagraph, point (b), the Member State of registration or Member State of residence shall request the information in accordance with the national procedures applicable as if the investigative measure concerned had been ordered by its own authorities, unless it decides to invoke one of the grounds for refusal listed in paragraph 7.~~	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (4), third subparagraph				
134	The Member State of registration and the Member State of residence shall comply with the formalities and procedures expressly requested by the Member State of the offence, when gathering the additional information, to the extent that they are not incompatible with their national legislation.	The Member State of registration and the Member State of residence shall comply with the formalities and procedures expressly requested by the Member State of the offence, when gathering the additional information, to the extent that they are not incompatible with their national legislation.	**The competent authority of** the Member State of registration and the Member State of residence shall comply with the formalities and procedures expressly requested by **the competent authority of** the Member State of the offence, when gathering the additional information, to the extent that they are not incompatible with their national legislation.	

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Article 1, first paragraph, point (5), amending provision, numbered paragraph (5), first subparagraph				
135	5. Member States shall ensure that they provide the requested information without any undue delay from the receipt of the request.	5. Member States shall ensure that they provide the requested information without any undue delay from the receipt of the request***, within a period not exceeding 30 working days. Where it is not possible to gather the information, within a period not exceeding 30 working days from the receipt of the request, the national contact points of the Member State of registration or the Member State of residence shall transmit that information to the Member State of the offence as soon as possible and may not exceed 20 working days from the date of the notification of those reasons, with an adequate explanation of the reasons for the delay***.	5. **The competent authority of the** Member ~~States~~**State of registration or the Member State of residence** shall ensure that ~~they provide~~**it provides** the requested information without any undue delay from the receipt of the request. **The requested information shall be transmitted electronically via the national contact points of the Member State.**	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (5), second subparagraph				
136	Where it is not possible to gather the information without undue delay from the receipt of the request, the national contact points of the Member State of registration	*deleted*	Where it is not possible to gather the information ~~without undue delay from the receipt of the request, the national contact points~~**, the competent authority** of the	

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	or the Member State of residence shall transmit that information to the Member State of the offence as soon as possible, with an adequate explanation of the reasons for the delay.		Member State of registration or the Member State of residence shall ~~transmit that information to~~**inform the competent authority of** the Member State of the offence ~~as soon as possible, with an adequate explanation of the reasons for the delay~~**via its national contact point as soon as possible**.	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (5), third subparagraph				
137	Where it has become clear that the Member State of registration or the Member State of residence will not be able to gather all or a part of the requested information, it shall immediately notify a detailed explanation of the reasons thereof to the Member State of the offence.	Where it has become clear that the Member State of registration or the Member State of residence will not be able to gather all or a part of the requested information, it shall immediately notify a detailed explanation of the reasons thereof to the Member State of the offence.		
Article 1, first paragraph, point (5), amending provision, numbered paragraph (6)				
138	6. The requested Member States may provide for a prior administrative or judicial validation procedure in order to ensure that the requested information is necessary and proportionate for the purpose of the identification of the liable person, in particular taking into account the	6. The requested Member States may provide for a prior administrative or judicial validation procedure in order to ensure that the requested information is necessary and proportionate for the purpose of the identification of the liable person, in particular taking into account the		

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	rights of presumed liable persons.	rights of presumed liable persons.		
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph				
139	7. Member States may refuse to provide the additional information requested in accordance with paragraph 3. They shall do so only in the following cases:	7. Member States may refuse to provide the additional information requested in accordance with paragraph 3. They shall do so only in the following cases:	7. **The competent authority of the** Member ~~States~~**State of registration or the Member State of residence** may refuse to provide the additional information requested in accordance with paragraph 3. They shall do so only in the following cases:	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (a)				
140	(a) there is an immunity or a privilege under the law of the Member State of the registration or the Member State of residence, which makes it impossible to provide the information;	(a) there is an immunity or a privilege under the law of the Member State of the registration or the Member State of residence, which makes it impossible to provide the information;	(a) there is an immunity or a privilege under the law of the Member State of the registration or the Member State of residence, which makes it impossible to provide the information;	‘ (a) there is an immunity or a privilege under the law of the Member State of the registration or the Member State of residence, which makes it impossible to provide the information;
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (b)				
141	(b) providing the requested information would be contrary to the principle of ne bis in idem;	(b) providing the requested information would be contrary to the principle of ne bis in idem;	(b) providing the requested information would be contrary to the principle of ***ne bis in idem*** **or would jeopardise an ongoing investigation of a criminal offence**~~ne bis in idem~~;	

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Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (c)				
142	(c) providing the requested information would harm essential national security interests, jeopardise the source of the information or involve the use of classified information relating to specific intelligence activities;	(c) providing the requested information would harm essential national security interests, jeopardise the source of the information or involve the use of classified information relating to specific intelligence activities;	(c) providing the requested information would **be contrary to or would harm the** ~~harm~~ essential **interests of the** national security ~~interests~~**of the requested Member State**, jeopardise the source of the information or involve the use of classified information relating to specific intelligence activities;	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (d)				
143	(d) there are substantial grounds to believe that providing the requested information would be incompatible with the Member State of registration's or with the Member State of residence's obligations in accordance with Article 6 of the Treaty on European Union and the Charter of Fundamental Rights of the European Union;	(d) there are substantial grounds to believe that providing the requested information would be incompatible with the Member State of registration's or with the Member State of residence's obligations in accordance with Article 6 of the Treaty on European Union and the Charter of Fundamental Rights of the European Union;	(d) there are substantial grounds to believe that providing the requested information would be incompatible with the Member State of registration's or with the Member State of residence's obligations in accordance with Article 6 of the Treaty on European Union and the Charter of Fundamental Rights of the European Union;	(d) there are substantial grounds to believe that providing the requested information would be incompatible with the Member State of registration's or with the Member State of residence's obligations in accordance with Article 6 of the Treaty on European Union and the Charter of Fundamental Rights of the European Union;
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (e)				
144	(e) providing the requested information would reveal the	(e) providing the requested information would reveal the	(e) providing the requested information would **jeopardise the**	

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	identity of a person protected in accordance with the national law of the Member State of registration or the Member State of residence;	identity of a person protected in accordance with the national law of the Member State of registration or the Member State of residence;	**safety of an individual or** reveal the identity of a person protected in accordance with the national law of the Member State of registration or the Member State of residence~~;~~**.**	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), first subparagraph, point (f)				
145	(f) where the Member State of registration or the Member State of residence provides for a prior administrative or judicial validation procedure referred to in paragraph 6, but the request was not validated by the Member State of the offence before transmitting it and, based on the circumstances of the particular case, the requested information is not considered necessary and proportionate for the purpose of the identification of the liable person.	(f) where the Member State of registration or the Member State of residence provides for a prior administrative or judicial validation procedure referred to in paragraph 6, but the request was not validated by the Member State of the offence before transmitting it and, based on the circumstances of the particular case, the requested information is not considered necessary and proportionate for the purpose of the identification of the liable person.	*deleted*	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (7), second subparagraph				
146	Member States shall decide as soon as possible, but at the latest within 15 days after receiving the request, whether they invoke a ground for refusal. Member States which decide to apply a ground for refusal shall inform the Member State of	Member States shall decide as soon as possible, but at the latest within 15 days after receiving the request, whether they invoke a ground for refusal. Member States which decide to apply a ground for refusal shall inform the Member State of	~~Member States shall decide as soon as possible, but at the latest within 15 days after receiving the request, whether they invoke a ground for refusal.~~**When the competent authority of the Member State of registration or** Member ~~States~~	

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	the offence thereof via its national contact point, without any undue delay.	the offence thereof via its national contact point~~, *without any undue delay*~~ ***no later than 15 working days after a decision to refuse the request. Requested Member States shall as a minimum indicate which specific ground for refusal they have decided to apply***.	~~which decide~~**State of residence decides** to apply a ground for refusal**, it** shall inform the Member State of the offence thereof via its national contact point, without any undue delay. **The competent authority of the Member State of registration or Member State of residence may decide not to specify which ground of refusal it applies in the cases referred to in points (b), (c) and (e).**	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (8)				
147	8. Member States shall ensure that legal remedies equivalent to those available in a similar domestic case, are applicable to the case referred to in paragraph 3, second subparagraph, point (b).	8. Member States shall ensure that legal remedies equivalent to those available in a similar domestic case, are applicable to the case referred to in paragraph 3, second subparagraph, point (b).	*deleted*	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (9)				
148	9. The national contact points of the Member State of the offence, of the Member State of registration and of the Member State of residence may consult each other, by any appropriate means, with a view to facilitating the efficient application of this Article.	9. The national contact points of the Member State of the offence, of the Member State of registration and of the Member State of residence may consult each other, by any appropriate means, with a view to facilitating the efficient application of this Article.	*deleted*	

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Article 1, first paragraph, point (5), amending provision, numbered paragraph (10), first subparagraph				
149	10. The request referred to in paragraph 2 shall be communicated in the language or one of the languages of the Member State of registration or Member State of residence notified to the Commission, in accordance with Article 5a(8).	10. The request referred to in paragraph 2 shall be communicated in the language or one of the languages of the Member State of registration or Member State of residence notified to the Commission, in accordance with Article 5a(8).	*deleted*	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (10), second subparagraph				
150	The information provided in response to the request shall be communicated in the language or languages of the Member State of the offence notified to the Commission in accordance with Article 5a(8).	The information provided in response to the request shall be communicated in the language or languages of the Member State of the offence notified to the Commission in accordance with Article 5a(8). ***In addition, and with a view to reducing the administrative burden and to simplifying the procedure, the Commission may introduce uniform templates, which may also include codes once these are deemed to be sufficiently well-developed, provided that the content and format of the request and response remain sufficently clear for the addressees and***	*deleted*	

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		authorities to clearly and easily understand them. If the Commission chooses to do so, the Commission is empowered to adopt delegated acts in accordance with Article 10 in order to introduce these templates and codes.		
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), first subparagraph				
151	11. The Commission shall adopt implementing acts to further specify the content of the standard electronic form for the request, the means of transmission of the information referred to in paragraphs 3 and 4, and the functionalities and technical specifications of the software application for data exchange, including cybersecurity measures. The software specifications shall provide for both online asynchronous exchange mode and asynchronous batch exchange mode, as well as for transmission of the data elements in encrypted form.	11. The Commission shall adopt implementing acts to further specify the content of the standard electronic form for the request, the means of transmission of the information referred to in paragraphs 3 and 4, and the functionalities and technical specifications of the software application for data exchange, including cybersecurity measures. The software specifications shall provide for both online asynchronous exchange mode and asynchronous batch exchange mode, as well as for transmission of the data elements in encrypted form.	11. The ~~Commission shall adopt implementing acts to further specify the content of the standard electronic form for the~~**electronically structured** request~~, the means of transmission of the information referred to in paragraphs 3 and 4, and the functionalities and technical specifications of the software application for data exchange, including cybersecurity measures. The software specifications~~ shall ~~provide for both online asynchronous exchange mode and asynchronous batch exchange mode, as well as for transmission of the data elements in encrypted form.~~**include the following information:**	

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Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph				
152	The standard electronic form for the request shall include the following information:	The standard electronic form for the request shall include the following information:	*deleted*	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph, point (a)				
153	(a) the administrative or judicial decision on the validation of the requested information, referred to in paragraph 6, and details on the authority that took the decision, if applicable;	(a) the administrative or judicial decision on the validation of the requested information, referred to in paragraph 6, and details on the authority that took the decision, if applicable;	*deleted*	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph, point (aa)				
153a		***(aa) name of the competent authority which is making the request and why;***		
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph, point (ab)				
153b		***(ab) offence or offences listed in Article 2(1) which the request relates to;***		
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph, point (b)				
154	(b) data elements relating to the	(b) data elements relating to the	(b) data elements relating to the	

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	owners, holders or end users of the vehicles obtained as a result of the automated search conducted in accordance with Article 4(1);	owners, holders or end users of the vehicles obtained as a result of the automated search conducted in accordance with Article 4(1);	~~owners, holders or end users of the vehicles~~**concerned person** obtained as a result of the automated search conducted in accordance with Article 4(1);	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), second subparagraph, point (c)				
155	(c) if available, the visual recording of the liable person retrieved from detection equipment, in particular speed cameras.	(c) if available, the visual recording of the liable person retrieved from detection equipment, in particular speed cameras.	(c) if available, the visual recording of the ~~liable person~~**driver** retrieved from detection equipment, in particular speed cameras~~.~~**;**	
Article 1, first paragraph, point (5a), amending provision, Article, numbered paragraph (11), second subparagraph, point (ca)				
155a			**(d) data relating to the road traffic offence, listed in Article 2(1);**	
Article 1, first paragraph, point (5a), amending provision, Article, numbered paragraph (11), second subparagraph, point (cb)				
155b			**(e) data relating to the involved vehicle;**	
Article 1, first paragraph, point (5a), amending provision, Article, numbered paragraph (11), second subparagraph, point (cc)				
155c			**(f) a reason for the request of mutual assistance.**	

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Article 1, first paragraph, point (5), amending provision, numbered paragraph (11), third subparagraph				
156	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).	*deleted*	
Article 1, first paragraph, point (5), amending provision, Article				
157	Article 4b	***Article 4b*** ~~*Article 4b*~~ ***National measures facilitating the identification of the liable person***	**Article 4b** ~~Article 4b~~ **National measures facilitating the identification of the liable person** ,	***Article 4b*** ~~*Article 4b*~~ ***National measures facilitating the identification of the liable person*** ,
Article 1, first paragraph, point (5), amending provision, Article, first paragraph				
158	National measures facilitating the identification of the liable person			
Article 1, first paragraph, point (5), amending provision, numbered paragraph (1)				
159	1. Member States may take any measures in relation to the road-safety-related traffic offences listed in Article 2(1) under their national legislation, in order to successfully identify the liable person, such as measures related to the obligation to cooperate in the identification of	1. Member States may take any measures in relation to the road-safety-related traffic offences listed in Article 2(1) under their national legislation, in order to successfully identify the liable person, such as measures related to the obligation to cooperate in the identification of	1. Member States may take any measures in relation to the ~~road-safety-related~~**road safety-related** traffic offences listed in Article 2(1) under their national legislation, in order to successfully identify the ~~liable~~**concerned** person, such as measures related to	

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	the liable person, provided that fundamental and procedural rights under Union and national law are respected.	the liable person, provided that fundamental and procedural rights under Union and national law are respected.	the obligation **of the holder, owner or end user** to cooperate in the identification of the liable person, provided that fundamental and procedural rights under Union and national law are respected.	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (2)				
160	2. In accordance with paragraph 1, Member States may, in particular:	2. In accordance with paragraph 1, Member States may, in particular:	2. In accordance with paragraph 1, ~~Member States~~**the competent authorities** may, in particular:	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (2), point (a)				
161	(a) serve documents to persons presumed to be liable of committing the road-safety-related traffic offences listed in Article 2(1), including documents asking these persons to confirm their liability;	(a) serve documents to persons presumed to be liable of committing the road-safety-related traffic offences listed in Article 2(1), including documents asking these persons to confirm their liability;	(a) serve documents to ~~persons presumed to be liable of committing the~~**concerned persons in relation to** road-safety-related traffic offences listed in Article 2(1), including documents asking ~~these~~**the concerned** persons to confirm their liability **for the road-safety-related traffic offences**;	
Article 1, first paragraph, point (5), amending provision, numbered paragraph (2), point (b)				
162	(b) apply obligations placed on presumed liable persons which are relevant to the identification of the	(b) apply obligations placed on presumed liable persons which are relevant to the identification of the	(b) apply obligations**, including related sanctions,** placed on ~~presumed liable~~**concerned** persons	

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	liable person, to the furthest possible extent.	liable person, to the furthest possible extent.	which are relevant to the identification of the liable person, to the furthest possible extent.	
Article 1, first paragraph, point (5), amending provision, Article				
163	Article 4c	***Article 4c*** ~~*Article 4c*~~***Use of other databases***	*deleted*	
Article 1, first paragraph, point (5), amending provision, Article, first paragraph				
164	Use of other databases			
Article 1, first paragraph, point (5), amending provision, Article, second paragraph				
165	‘Member States may exchange or access data by using other databases such as driving licence registers or population registers for the sole purpose of the identification of the liable person. They shall do so only in so far as such exchange or access is explicitly based on Union legislation.’	~~‘~~Member States may exchange or access data by using other databases such as driving licence registers or population registers for the sole purpose of the identification of the liable person. They shall do so only in so far as such exchange or access is ~~*explicitly*~~ ***allowed*** based on Union legislation.~~’~~ ***The exchange or access of data shall be facilitated by automated and electronic means.*** ,	*deleted*	

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Article 1, first paragraph, point (5), amending provision, Article, third paragraph				
166	————— ’	*deleted*	*deleted*	
Article 1, first paragraph, point (6)				
167	*(6)* Article 5 is replaced by the following:	(6) Article 5 is replaced by the following:	(6) Article 5 is replaced by the following:	(6) Article 5 is replaced by the following:
Article 1, first paragraph, point (6), amending provision, Article				
168	‘ Article 5	***Article 5*** ‘ ~~*Article 5*~~ ***Information letter on the road-safety-related traffic offences***	**Article 5** ‘ ~~Article 5~~**Traffic offence notice on the road-safety-related traffic offences**	
Article 1, first paragraph, point (6), amending provision, Article, first paragraph				
169	Information letter on the road-safety-related traffic offences			
Article 1, first paragraph, point (6), amending provision, numbered paragraph (1), first subparagraph				
170	*1.* The Member State of the offence shall decide whether or not to initiate follow-up proceedings in relation to the road-safety-related traffic offences listed in Article	1. The Member State of the offence shall decide whether or not to initiate follow-up proceedings in relation to the road-safety-related traffic offences listed in Article	1. **The competent authority of** the Member State of the offence shall decide whether or not to initiate follow-up proceedings in relation to the ~~road-safety-related~~	

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	2(1).	2(1).	~~traffic~~**road-safety-relatedtraffic** offences listed in Article 2(1).	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (1), second subparagraph				
171	Where the Member State of the offence decides to initiate such proceedings, that Member State shall promptly inform the presumed liable person about the road-safety-related traffic offence and of the decision to initiate follow-up proceedings by an information letter.	Where the Member State of the offence decides to initiate such proceedings, that Member State shall promptly inform the presumed liable person about the road-safety-related traffic offence and of the decision to initiate follow-up proceedings by an information letter***, whilst respecting the time limit set out in Article 5a, paragraph 2***.	Where the **competent authority of the** Member State of the offence decides to initiate such proceedings, that ~~Member State~~**competent authority** shall ~~promptly~~ inform the ~~presumed liable~~**concerned** person about the ~~road-safety-related traffic~~**road-safety-relatedtraffic** offence and**, where appropriate,** of the decision to initiate follow-up proceedings by ~~an information letter~~**a traffic offence notice**.	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (1), third subparagraph				
172	The information letter may serve other purposes than those set out in the second subparagraph.	The information letter may serve other purposes than those set out in the second subparagraph.	The ~~information letter~~**traffic offence notice** may serve other purposes than those set out in the second subparagraph**, needed for enforcement, such as a request for the disclosure of the identity and address of the liable person, an inquiry whether the concerned person admits or denies the commission of the offence or a request for payment**.	

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Article 1, first paragraph, point (6), amending provision, numbered paragraph (2)				
173	2. The information letter shall contain at least:	2. The information letter shall contain at least:	2. The ~~information letter~~**traffic offence notice** shall contain at least:	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (a)				
174	(a) the indication that the letter is issued for the purposes of this Directive;	(a) the indication that the letter is issued for the purposes of this Directive;	(a) the indication that the ~~letter~~**traffic offence notice** is issued for the purposes of this Directive;	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (b)				
175	(b) the name, postal address, telephone number and e-mail address of the competent authority;	(b) the name, postal address, telephone number and e-mail address of the competent authority;	(b) the name, postal address~~,~~ telephone number and e-mail address of the competent authority **of the Member State of the offence**;	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (c)				
176	(c) all relevant information concerning the road-safety-related traffic offence, in particular data on the vehicle with which the offence was committed, including the vehicle registration number, the	(c) all relevant information concerning the road-safety-related traffic offence, in particular data on the vehicle with which the offence was committed, including the vehicle registration number, the	(c) all relevant information concerning the road-safety-related traffic offence, in particular data on the vehicle with which the offence was committed, including the vehicle registration number, the	‘ (c) all relevant information concerning the road-safety-related traffic offence, in particular data on the vehicle with which the offence was committed, including the

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	place, date and time of the offence, the nature of the offence, detailed reference to the legal provisions infringed and, where appropriate, data concerning the device used for detecting the offence;	place, date and time of the offence, the nature of the offence, detailed reference to the legal provisions infringed and, where appropriate, data concerning the device used for detecting the offence;	place, date and time of the offence, the nature of the offence, detailed reference to the legal provisions infringed and, where appropriate, data concerning the device used for detecting the offence;	vehicle registration number, the place, date and time of the offence, the nature of the offence, detailed reference to the legal provisions infringed and, where appropriate, data concerning the device used for detecting the offence;
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (d)				
177	(d) detailed information on the legal classification of the road-safety-related traffic offence, the applicable sanctions and other legal consequences of the road-safety-related traffic offence, including information related to driving disqualifications (including penalty points or other restrictions imposed on the right to drive), in accordance with the national law of the Member State of the offence;	(d) detailed information on the legal classification of the road-safety-related traffic offence, the applicable sanctions and other legal consequences of the road-safety-related traffic offence, including information related to driving disqualifications (including penalty points or other restrictions imposed on the right to drive), in accordance with the national law of the Member State of the offence;	(d) detailed information on the legal classification of the road-safety-related traffic offence, the applicable sanctions and other legal consequences of the road-safety-related traffic offence, including information related to driving disqualifications (including penalty points or other restrictions imposed on the right to drive), in accordance with the national law of the Member State of the offence;	(d) detailed information on the legal classification of the road-safety-related traffic offence, the applicable sanctions and other legal consequences of the road-safety-related traffic offence, including information related to driving disqualifications (including penalty points or other restrictions imposed on the right to drive), in accordance with the national law of the Member State of the offence;
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (e)				
178	(e) detailed information on where and how to exercise the rights of defence or to appeal the decision to pursue the road-safety-related traffic offence, including the requirements for the admissibility of such an appeal and the time	(e) detailed information on where and how to exercise the rights of defence or to appeal the decision to pursue the road-safety-related traffic offence, including the requirements for the admissibility of such an appeal and the time	(e) detailed information on where and how to exercise the rights of defence or to appeal the decision to pursue the road-safety-related traffic offence, including the requirements for the admissibility of such an appeal and the time	(e) detailed information on where and how to exercise the rights of defence or to appeal the decision to pursue the road-safety-related traffic offence, including the requirements for the admissibility of such an appeal and the time

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	limit for lodging the appeal, and on whether and under what conditions in absentia procedures apply, in accordance with the national law of the Member State of the offence;	limit for lodging the appeal, and on whether and under what conditions in absentia procedures apply, in accordance with the national law of the Member State of the offence;	limit for lodging the appeal, and on whether and under what conditions in absentia procedures apply, in accordance with the national law of the Member State of the offence;	limit for lodging the appeal, and on whether and under what conditions in absentia procedures apply, in accordance with the national law of the Member State of the offence;
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (f)				
179	(f) where applicable, information on the procedures for the persons referred to in paragraph 1, second subparagraph, of this Article to inform the authorities of the Member State of the offence on the identity of the liable person in accordance with Article 4b;	(f) where applicable, information on the procedures for the persons referred to in paragraph 1, second subparagraph, of this Article to inform the authorities of the Member State of the offence on the identity of the liable person in accordance with Article 4b;	(f) where applicable, information on ~~the procedures for the persons referred to in paragraph 1, second subparagraph, of this Article to inform the authorities of the Member State of the offence on the identity of the liable person in accordance with Article 4b~~**measures taken to identify the concerned person in accordance with Article 4b and the consequences of non-cooperation**;	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (g)				
180	(g) where applicable, detailed information on the name, address and International Bank Account Number (IBAN) of the authority where an imposed financial penalty can be settled, on the deadline for the payment and on alternative payment methods, in particular	(g) where applicable, detailed information on the name, address and International Bank Account Number (IBAN) of the authority where an imposed financial penalty can be settled, on the deadline for the payment and on ***viable*** alternative ***and accessible*** payment	(g) where applicable, detailed information on the name, address and International Bank Account Number (IBAN) of the authority where an imposed financial penalty can be settled, on the deadline for the payment and on alternative payment methods, in particular	

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	specific software applications, as long as those methods are accessible to both residents and non-residents;	methods, in particular specific software applications, as long as those methods are accessible to both residents and non-residents;	specific software applications, as long as those methods are accessible to both residents and non-residents;	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (h)				
181	(h) information on the applicable data protection rules, the rights of the data subjects and the availability of further information or reference to the place where this information may be easily retrieved pursuant to Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council, including information from which source the personal data originate, or Article 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council;	(h) ***clear and comprehensive*** information on the applicable data protection rules, the rights of the data subjects and the availability of further information ~~or~~***and*** reference to the place where this information may be easily retrieved pursuant to Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council, including information from which source the personal data originate, or Article 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council;	(h) information on the applicable data protection rules, the rights of the data subjects and the availability of further information or reference to the place where this information may be easily retrieved pursuant to Article 13 of Directive (EU) 2016/680 of the European Parliament and of the Council, including information from which source the personal data originate, or Article 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council~~;~~ **and**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (i)				
182	(i) where applicable, detailed information on whether and how the sanctions for the offences listed in Article 2(1) can be mitigated, including by early payment of a financial penalty;	(i) where applicable, detailed information on whether and how the sanctions for the offences listed in Article 2(1) can be mitigated, including by early payment of a financial penalty;	(i) where applicable, detailed information on whether and how the sanctions for the offences listed in Article 2(1) can be mitigated, including by early payment of a financial penalty~~;~~**.**	(i) where applicable, detailed information on whether and how the sanctions for the offences listed in Article 2(1) can be mitigated, including by early payment of a financial penalty; ,

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Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (j)				
183	(j) where applicable, a clear indication that the private or public entity which sends it is a proxy empowered by the Member State of the offence in accordance with Article 5b and a clean delineation between the amounts of monies claimed, based on their legal ground.	(j) where applicable, a clear indication that the private or public entity which sends it is a proxy empowered by the Member State of the offence in accordance with Article 5b and a clean delineation between the amounts of monies claimed, based on their legal ground~~.~~ ***;***	*deleted*	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (2), point (ja)				
183a		***(ja) a link and, if possible, a QR code to the portal referred to in Article 8.***		
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3)				
184	3. By way of derogation from paragraph 2, Member States shall ensure that in the case where the liable person is a non-resident driver who was checked on the spot in a road control, the information letter contains at least the data listed in paragraph 2, points (c), (d), (e) and (g).	3. By way of derogation from paragraph 2, Member States shall ensure that in the case where the liable person is a non-resident driver who was checked on the spot in a road control, the information letter contains at least the data listed in paragraph 2, points (c), (d), (e)***, (g) and (i)*** ~~*and (g)*~~.	3. ~~By way of derogation from paragraph 2, Member States~~**The competent authority of the Member State of the offence** shall ensure that in the case where ~~the liable person is~~ a non-resident driver who was checked on the spot in a road control **and where the competent authority has not enforced the sanction related to**	

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			the committed offence on the spot, that the non-resident driver receives the traffic offence notice referred to~~, the information letter contains at least the data listed~~ in paragraph 2**. This traffic offence notice shall be sent to the non-resident driver, as defined in the law of the Member State of the offence, after the date of the offence**~~, points (c), (d), (e) and (g)~~.	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a)				
184a		***3a. Member States shall ensure that in cases where the liable person is a non-resident driver who was checked on the spot in the course of a road control and where the enforcement of the committed offence was finalised by the competent authority by the imposition of the financial penalty paid by the liable person on the spot, this person shall receive at least the following information:***	**3a. The competent authority of the Member State of the offence shall ensure that in the case where a non-resident driver was checked on the spot in a road control and where the competent authority has enforced the sanction related to the committed offence on the spot, that the non-resident driver receives at least the following information:**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a), point (a)				
184b		***(a) a receipt for the financial transaction;***	**(a) receipt of the financial transaction or a financial penalty charge notice to be paid within a**	

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			specific period of time;	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a), point (b)				
184c		***(b) the contact information of the competent authority;***	**(b) contact information of the competent authority;**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a), point (c)				
184d		***(c) information on the offences committed and, if relevant, how to ensure compliance in future;***	**(c) information on the offences committed.**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a), point (d)				
184e		***(d) a link and, if possible, a QR code to the portal referred to in Article 8.***		
Article 1, first paragraph, point (6), amending provision, numbered paragraph (3a), second subparagraph				
184f			**This information shall be provided in one of the official languages of the Member State of the offence or any other official EU language deemed appropriate by the competent authority.**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (4)				

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185	4. Upon request of the presumed liable persons, the Member State of the offence shall ensure that access is granted to all material information in the possession of the authorities competent for the investigation of a road-safety-related offence listed in Article 2(1).	4. Upon request of the presumed liable persons, the Member State of the offence shall ensure that access is granted to all material information in the possession of the authorities competent for the investigation of a road-safety-related offence listed in Article 2(1).	4. Upon request of **concerned persons, and as set out by the national law, the competent authority of**~~the presumed liable persons,~~ the Member State of the offence shall ensure that access is granted to all ~~material~~ information in the possession of the ~~authorities~~ competent ~~for~~**authority of the Member State of the offence related to** the investigation of a road-safety-related offence listed in Article 2(1). **The Member State of the offence may consider requesting such information as availing legal remedy against the imposed sanction, in which case they shall inform the concerned person in a clear and concise way about this fact in the traffic offence notice.**	
Article 1, first paragraph, point (6), amending provision, numbered paragraph (5)				
186	5. Member States shall ensure that the start of the time limits for non-residents to exercise their rights of appeal or to mitigate sanctions, in accordance with paragraph 2, points (e) and (i) points (e) and (i), correspond to the date of the receipt of the information letter.	5. Member States shall ensure that the start of the time limits for non-residents to exercise their rights of appeal or to mitigate sanctions, in accordance with paragraph 2, points (e) and (i) points (e) and (i), ***are proportionate to ensure the effective exercise of such rights***	5. Member States shall ensure that the start of the time limits for non-residents to exercise their rights of appeal or to mitigate sanctions, in accordance with paragraph 2, points (e) and (i) ~~points (e) and (i)~~, correspond to the date of ~~the~~**postal or electronic dispatch or** receipt	

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	’	***and*** correspond to the date of the receipt of the information letter. ’	of the ~~information letter~~**traffic offence notice or the official decision on the liability of the concerned person**. ’	
Article 1, first paragraph, point (7)				
187	(7) The following Articles 5a and 5b are inserted:	(7) The following Articles ~~*5a and 5b*~~ are inserted:	(7) The following Articles ~~5a and 5b~~ are inserted:	(7) The following Articles ~~*5a and 5b*~~ are inserted:
Article 1, first paragraph, point (7), amending provision, Article				
188	‘ Article 5a	***Article 5a*** ‘ ~~*Article 5a*~~***Service of the information letter and follow-up documents***	**Article 5a** ‘ ~~Article 5a~~**Service of the traffic offence notice and follow-up documents**	
Article 1, first paragraph, point (7), amending provision, Article, first paragraph				
189	Service of the information letter and follow-up documents			
Article 1, first paragraph, point (7), amending provision, numbered paragraph (1)				
190	1. Member States shall send the information letter and the follow-up documents to the presumed liable persons by registered	1. Member States shall send the information letter and the follow-up documents to the presumed liable persons by registered	1. **The competent authority of the** Member ~~States~~**State of the offence** shall send the ~~information letter~~**traffic offence notice** and the	

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	delivery or electronic means with equal value in accordance with Chapter III, Section 7 of Regulation (EU) 910/2014 of the European Parliament and of the Council*, or in the case referred to in Article 5(3) of this Regulation give the information letter directly to the presumed liable person.	delivery***, registered mail*** or electronic means with equal value in accordance with Chapter III, Section 7 of Regulation (EU) 910/2014 of the European Parliament and of the Council***1****, or in the case referred to in Article 5(3) of this Regulation give the information letter directly to the presumed liable person. ***1. Regulation (EU) 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p.73).***	follow-up documents to the ~~presumed liable~~**concerned** persons by **post,** registered delivery or electronic means with equal value in accordance with Chapter III, Section 7 of Regulation (EU) 910/2014 of the European Parliament and of the Council~~*, or in the case referred to in Article 5(3) of this Regulation give the information letter directly to the presumed liable person.~~**[1]**. **1. Regulation (EU) 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p.73).**	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (2), first subparagraph				
191	2. Member States shall ensure that the information letter is sent no later than one month from the registration of a road-safety-related traffic offence listed in Article 2(1), or where more information letters need to be sent during the investigation, 15 days from the event that made sending the subsequent information letters necessary.	2. Member States shall ensure that the information letter is sent no later than one month from the registration of a road-safety-related traffic offence listed in Article 2(1), ***counting from the day of the incident,*** or where more information letters need to be sent during the investigation, 15 days from the event that made sending the subsequent information letters	2. **The competent authority of the** Member States **of the offence** shall ensure that the ~~information letter is sent no later than one month from the registration of a road-safety-related~~**traffic offence notice and any follow-up documents are sent as defined in the law of the Member State of the offence.** Traffic offence ~~listed in Article 2(1), or where more~~	

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		necessary.	~~information letters need to be sent during the investigation, 15 days~~**notices addressed to the holder, owner or end-user of a vehicle shall be issued no later than 12 months** from the ~~event that made sending the subsequent information letters necessary~~**date of the commission of the traffic offence listed in Article 2(1)**.	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (2), second subparagraph				
192	Member States shall ensure that any other follow-up documents are sent within 15 days from the event that made sending them necessary.	Member States shall ensure that any other follow-up documents are sent within 15 days from the event that made sending them necessary.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (3)				
193	*3.* The Member State of the offence may send the information letter or the follow-up documents to the presumed liable persons via the authorities of the Member State of registration or the Member State of residence, in the following cases:	3. The Member State of the offence may send the information letter or the follow-up documents to the presumed liable persons via the authorities of the Member State of registration or the Member State of residence, in the following cases:	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (3), point (a)				
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	(a) the address of the person for whom the document is intended is unknown, incomplete or uncertain;	(a) the address of the person for whom the document is intended is unknown, incomplete or uncertain;	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (3), point (b)				
195	*(b)* the procedural rules under the national law of the Member State of the offence require proof of service of the document, other than proof that can be obtained by registered delivery or by equivalent electronic means;	(b) the procedural rules under the national law of the Member State of the offence require proof of service of the document, other than proof that can be obtained by registered delivery***, registered mail*** or by equivalent electronic means;	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (3), point (c)				
196	*(c)* it has not been possible to serve the document by registered delivery or by equivalent electronic means;	(c) it has not been possible to serve the document by registered delivery***, registered mail*** or by equivalent electronic means;	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (3), point (d)				
197	*(d)* the Member State of the offence has justified reasons for considering that the service of the document by registered delivery or by equivalent electronic means in that particular case will be ineffective or is inappropriate.	(d) the Member State of the offence has justified reasons for considering that the service of the document by registered delivery***, registered mail*** or by equivalent electronic means in that particular case will be ineffective or is inappropriate.	*deleted*	

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Article 1, first paragraph, point (7), amending provision, numbered paragraph (4), first subparagraph				
198	*4.* The request to initiate the mutual assistance procedure referred to in paragraph 3 may be issued by an administrative or judicial authority, or by the police authority competent in the case concerned, in accordance with the national law of the Member State of the offence.	4. The request to initiate the mutual assistance procedure referred to in paragraph 3 may be issued by an administrative or judicial authority, or by the police authority competent in the case concerned, in accordance with the national law of the Member State of the offence.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (4), second subparagraph				
199	The national contact point of the Member State of the offence shall transmit the information letter or the follow-up documents intended to be served to the national contact point of the Member State of registration or the Member State of residence, together with an electronically structured request.	The national contact point of the Member State of the offence shall transmit the information letter or the follow-up documents intended to be served to the national contact point of the Member State of registration or the Member State of residence, together with an electronically structured request.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (5)				
200	*5.* Member States shall ensure that the information letter and the follow-up documents to be served in accordance with paragraph 3 are	5. Member States shall ensure that the information letter and the follow-up documents to be served in accordance with paragraph 3 are	*deleted*	

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	served either in accordance with their national law, or when duly justified, by a particular method requested by the Member State of the offence, unless such method is incompatible with their national law.	served either in accordance with their national law, or when duly justified, by a particular method requested by the Member State of the offence, unless such method is incompatible with their national law.		
Article 1, first paragraph, point (7), amending provision, numbered paragraph (6), first subparagraph				
201	*6.* The Member State of registration or the Member State of residence shall ensure that its national contact point draws up an electronically structured certificate and sends it to the national contact point of the Member State of the offence in the following cases:	6. The Member State of registration or the Member State of residence shall ensure that its national contact point draws up an electronically structured certificate and sends it to the national contact point of the Member State of the offence in the following cases:	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (6), first subparagraph, point (a)				
202	*(a)* upon completion of the formalities concerning the service of the information letter or of the follow-up documents in accordance with paragraph 3,	(a) upon completion of the formalities concerning the service of the information letter or of the follow-up documents in accordance with paragraph 3,	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (6), first subparagraph, point (b)				
203	*(b)* where the delivery is not successful.	(b) where the delivery is not successful.	*deleted*	

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Article 1, first paragraph, point (7), amending provision, numbered paragraph (6), second subparagraph				
204	Where requested by the Member State of the offence, the certificate shall be accompanied by a copy of the documents served.	Where requested by the Member State of the offence, the certificate shall be accompanied by a copy of the documents served.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (7)				
205	*7.* The request referred to in paragraph 4 shall be communicated in the language or one of the languages of the Member State of registration or Member State of residence notified to the Commission in accordance with paragraph 8. The certificate referred to in paragraph 6 shall be communicated in the language of the Member State of the offence notified of the Commission in accordance with paragraph 8.	7. The request referred to in paragraph 4 shall be communicated in the language or one of the languages of the Member State of registration or Member State of residence notified to the Commission in accordance with paragraph 8. The certificate referred to in paragraph 6 shall be communicated in the language of the Member State of the offence notified of the Commission in accordance with paragraph 8. ***With a view to reducing the administrative burden and simplifying the procedure, the Commission may, for both documents referred to in the present paragraph, introduce uniform templates, which may also involve the use of codes once these are deemed to be sufficiently***	*deleted*	

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		well-developed, provided that the content and format of the request and certificate remain sufficiently clear for the addressees and authorities to clearly and easily understand them. If the Commission chooses to do so, the Commission is empowered to adopt delegated acts in accordance with Article 10 in order to introduce these templates and codes.		
Article 1, first paragraph, point (7), amending provision, numbered paragraph (8), first subparagraph				
206	*8.* Where the Member State of the offence decides to initiate follow-up proceedings in relation to the road-safety-related traffic offences listed in Article 2(1), that Member State shall send the information letter and the follow-up documents in the language of the registration document of the vehicle.	8. Where the Member State of the offence decides to initiate follow-up proceedings in relation to the road-safety-related traffic offences listed in Article 2(1), that Member State shall send the information letter and the follow-up documents in the language of the registration document of the vehicle.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (8), second subparagraph				
207	Where the language of the registration document of the vehicle is not available, or when there are reasonable doubts on whether sending the information	Where the language of the registration document of the vehicle is not available, or when there are reasonable doubts on whether sending the information	*deleted*	

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	letter or the follow-up documents in the language of the registration document of the vehicle would comply with the protection of fundamental rights of the person concerned, the information letter and the follow-up documents shall be sent in the official language or languages of the Member State of registration or the Member State of residence of the presumed liable person.	letter or the follow-up documents in the language of the registration document of the vehicle would comply with the protection of fundamental rights of the person concerned, the information letter and the follow-up documents shall be sent in the official language or languages of the Member State of registration or the Member State of residence of the presumed liable person.		
Article 1, first paragraph, point (7), amending provision, numbered paragraph (8), third subparagraph				
208	In cases covered by the second subparagraph of this paragraph, where there are several official languages in the Member State of registration or the Member State of residence, the information letters and the follow-up documents shall be sent in the official language or languages of the region or other geographical sub-division where the address of the presumed liable persons is located, or in another language which that Member State has indicated it would accept.	In cases covered by the second subparagraph of this paragraph, where there are several official languages in the Member State of registration or the Member State of residence, the information letters and the follow-up documents shall be sent in the official language or languages of the region or other geographical sub-division where the address of the presumed liable persons is located, or in another language which that Member State has indicated it would accept.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (8), fourth subparagraph				
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	Each Member State shall communicate to the Commission any official language of the Union, in which the information letter may be sent, where necessary broken down by regions or other geographical sub-divisions. The Commission shall make the list of the accepted languages available on the online portal referred to in Article 8.	Each Member State shall communicate to the Commission any official language of the Union, in which the information letter may be sent, where necessary broken down by regions or other geographical sub-divisions. The Commission shall make the list of the accepted languages available on the online portal referred to in Article 8.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (9)				
210	*9.* Member States shall ensure that the presumed liable persons are allowed to communicate with the authorities of the Member State of the offence, until the stage of appeal before a court, in any of the languages communicated by either the Member State of registration or the Member State of residence, or by the Member State of the offence to the Commission in accordance with paragraph 8, or, if the concerned person has insufficient knowledge of those languages, in a Union language that the person speaks or understands.	9. Member States shall ensure that the presumed liable persons are allowed to communicate with the authorities of the Member State of the offence, until the stage of appeal before a court, in any of the languages communicated by either the Member State of registration or the Member State of residence, or by the Member State of the offence to the Commission in accordance with paragraph 8, or, if the concerned person has insufficient knowledge of those languages, in a Union language that the person speaks or understands. ***Member States are encouraged to permit persons who are presumed to be liable to connect remotely to court***	*deleted*	

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		proceedings by video link.		
Article 1, first paragraph, point (7), amending provision, numbered paragraph (10)				
211	*10.* Member States shall ensure that the quality of the translation of the information letter and of the follow-up documents is at least of the standard laid down in Article 3(9) of Directive 2010/64/EU.	10. Member States shall ensure that the quality of the translation of the information letter and of the follow-up documents is at least of the standard laid down in Article 3(9) of Directive 2010/64/EU.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (11)				
212	*11.* The Member State of the offence shall ensure that the information letter and the follow-up documents served to the presumed liable persons may be reviewed effectively and rapidly by a court, tribunal or similar institution with the power to adopt legally binding decisions, at the request of any person who has a vested legal interest in the outcome of the procedures initiated under Article 5, on the grounds that such documents do not comply with this Article.	11. The Member State of the offence shall ensure that the information letter and the follow-up documents served to the presumed liable persons may be reviewed effectively and rapidly by a court, tribunal or similar institution with the power to adopt legally binding decisions, at the request of any person who has a vested legal interest in the outcome of the procedures initiated under Article 5, on the grounds that such documents do not comply with this Article.	*deleted*	
Article 1, first paragraph, point (7), amending provision, numbered paragraph (12)				
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	12. The Commission shall adopt implementing acts to specify the content of electronic forms for the request referred to in paragraph 4 and of the certificate referred to in paragraph 6, and the functionalities and technical specifications of the software application for data exchange, including cybersecurity measures. The software specifications shall provide for both online asynchronous exchange mode and asynchronous batch exchange mode. The data shall be transmitted by using state-of-the-art encryption technology. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).	12. The Commission shall adopt implementing acts to specify the content of electronic forms for the request referred to in paragraph 4 and of the certificate referred to in paragraph 6, and the functionalities and technical specifications of the software application for data exchange, including cybersecurity measures. The software specifications shall provide for both online asynchronous exchange mode and asynchronous batch exchange mode. The data shall be transmitted by using state-of-the-art encryption technology. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a(2).	*deleted*	
Article 1, first paragraph, point (7), amending provision, Article				
213a			**Article 5a1** **Mutual assistance in the service of the traffic offence notice and follow-up documents**	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph				
213b			**1. The competent authority of the Member State of the offence**	

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			may send the traffic offence notice or the follow-up documents to the concerned persons via the competent authorities of the Member State of registration or the Member State of residence, in the following cases:	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph, point (a)				
213c			**(a) the address of the person for whom the document is intended is unknown, incomplete or uncertain;**	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph, point (b)				
213d			**(b) the procedural rules under the national law of the Member State of the offence require proof of service of the document, other than proof that can be obtained by post, registered delivery or by equivalent electronic means;**	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph, point (c)				
213e			**(c) it has not been possible to serve the document by post, registered delivery or by**	

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			equivalent electronic means;	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph, point (d)				
213f			**(d) the Member State of the offence has justified reasons for considering that the service of the document by post, registered delivery or by equivalent electronic means in that particular case will be ineffective or is inappropriate.**	
Article 1, first paragraph, point (7), amending provision, Article(1), second subparagraph				
213g			**The competent authorities of the Member State of the offence and of the Member State of the registration or the Member State of the residence shall communicate with each other via their respective national contact points.**	
Article 1, first paragraph, point (7), amending provision, Article(2)				
213h			**2. The Member State of registration or the Member state of residence shall ensure that the traffic offence notice and the follow-up documents that are to**	

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			be served in accordance with paragraph 1 are served either in accordance with their national law, or when duly justified, by a particular method requested by the Member State of the offence, unless such method is incompatible with their national law.	
Article 1, first paragraph, point (7), amending provision, Article(3), first subparagraph				
213i			**3. The Member State of registration or the Member State of residence shall ensure that the competent authority provides an electronically structured response including:**	
Article 1, first paragraph, point (7), amending provision, Article(3), first subparagraph, point (a)				
213j			**(a) where the delivery is successful, the date of service and data about the person receiving the document;**	
Article 1, first paragraph, point (7), amending provision, Article(3), first subparagraph, point (b)				
213k			**(b) where the delivery is not successful, a reason for failing to deliver the traffic offence notice**	

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			or follow up document shall be given.	
Article 1, first paragraph, point (7), amending provision, Article(3), second subparagraph				
213l			**The response of a successful delivery shall be considered as a proof of service of the document.**	
Article 1, first paragraph, point (7), amending provision, Article				
213m			**Article 5a2** **Translation of the traffic offence notice and essential follow-up documents**	
Article 1, first paragraph, point (7), amending provision, Article(1), first subparagraph				
213n			**1. Where the competent authority of the Member State of the offence decides to initiate follow-up proceedings in relation to the traffic offences listed in Article 2(1), it shall issue the traffic offence notice and any essential follow-up documents in the language of the registration document of the vehicle.**	
Article 1, first paragraph, point (7), amending provision, Article(1), second subparagraph				

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213o			**For the purposes of this Article, follow up documents shall be considered essential if they are necessary for the concerned person to understand what he or she is accused of and to be able fully to exercise his or her rights of defence. Those elements include, in particular, the facts on which the notified decision is based, the offence committed, the penalty imposed, the legal remedies available against that decision, the time limit laid down for that purpose and the identification of the body before which the appeal must be lodged.**	
Article 1, first paragraph, point (7), amending provision, Article(2)				
213p			**2. The competent authorities shall, in any given case, decide whether a follow-up document is essential.**	
Article 1, first paragraph, point (7), amending provision, Article(3)				
213q			**3. The competent authorities shall, in any given case, decide whether any other document is essential.**	

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Article 1, first paragraph, point (7), amending provision, Article(4)				
213r			**4. There shall be no requirement to translate passages of essential documents which are not relevant for the purposes of enabling concerned persons to have knowledge of the case against them, in accordance with the second subparagraph of paragraph 1.**	
Article 1, first paragraph, point (7), amending provision, Article(5)				
213s			**5. The competent authority of the Member State of the offence shall allow the concerned person to ask to receive the follow-up documents in one different official EU language than the language of the registration document of the vehicle.**	
Article 1, first paragraph, point (7), amending provision, Article(6)				
213t			**6. Member States shall ensure that the quality of the translation of the traffic offence notice and of the follow-up documents is at least of the standard laid down in**	

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			Article 3(9) of Directive 2010/64/EU.	
Article 1, first paragraph, point (7), amending provision, Article(7)				
213u			**7. The Member State of the offence shall ensure that the traffic offence notice and the follow-up documents served to the concerned persons are reviewed effectively and rapidly by a competent authority with the power to adopt legally binding decisions, at the request of concerned person on the grounds that such documents do not comply with this Article, Article 5a and 5a1.** ,	
Article 1, first paragraph, point (7), amending provision, Article				
214	Article 5b	***Article 5b*** ~~*Article 5b*~~ ***Financial claims of legal entities empowered by Member States***	*deleted*	
Article 1, first paragraph, point (7), amending provision, Article				
215	Financial claims of legal entities empowered by Member States			

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Article 1, first paragraph, point (7), amending provision, Article(1)				
216	Member States shall ensure that where they empower a private or public entity with distinct legal personality to administer the follow-up proceedings or part thereof initiated under Article 5(1), including the enforcement of financial penalties, the presumed liable persons are not subject to that entity's charges related to legal and administrative expenses incurred by administering those proceedings. This is without prejudice for the right of the authorities of Member States to charge proportionate administrative fees.	***1.*** Member States shall ensure that where they empower a private or public entity with distinct legal personality to administer the follow-up proceedings or part thereof initiated under Article 5(1), including the enforcement of financial penalties, the presumed liable persons are not subject to that entity's charges related to legal and administrative expenses incurred by administering those proceedings. This is without prejudice for the right of the authorities of Member States to charge proportionate administrative fees.	*deleted*	
Article 1, first paragraph, point (7), amending provision, Article(2)				
216a		***1a. Member States shall ensure that such a private entity enforcing financial penalties acts in accordance with data protection requirements, pursuant to Regulation (EU) 2016/679 and Directive (EU) 2016/680.*** ,		

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Article 1, first paragraph, point (8)				
219	(8) Articles 6, 7 and 8 are replaced by the following:	(8) Articles 6, 7 and 8 are replaced by the following:	(8) Articles 6, 7 and 8 are replaced by the following:	(8) Articles 6, 7 and 8 are replaced by the following:
Article 1, first paragraph, point (8), amending provision, Article				
220	‘ Article 6	***Article 6*** ‘ ~~*Article 6*~~ ***Reporting and monitoring***	**Article 6** ‘ ~~Article 6~~**Reporting and monitoring**	***Article 6*** ‘ ~~*Article 6*~~***Reporting and monitoring***
Article 1, first paragraph, point (8), amending provision, Article				
221	Reporting and monitoring			
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1), first subparagraph				
222	1. At the latest on the following dates: 6 May 2024, 6 May 2026 (…), each Member State shall send a comprehensive report to the Commission in accordance with the second and third subparagraph of this paragraph.	1. At the latest on ~~*the following dates:*~~ 6 May 2024, ~~*6 May 2026 (…)*~~***and every two years thereafter***, each Member State shall send a comprehensive report to the Commission in accordance with the second and third subparagraph of this paragraph.	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1), second subparagraph				
223	Each comprehensive report shall	Each comprehensive report shall		

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	indicate the number of automated searches conducted by the Member State of the offence addressed to the national contact point of the Member State of registration, following offences committed on its territory, together with the type of offences for which requests were addressed and the number of failed requests.	indicate the number of automated searches conducted by the Member State of the offence addressed to the national contact point of the Member State of registration, following offences committed on its territory, together with the type of offences for which requests were addressed and the number of failed requests.	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1), third subparagraph				
224	Each comprehensive report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences, based on the proportion of such offences which have been followed up by information letters.	Each comprehensive report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences, based on the proportion of such offences which have been followed up by information letters.	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (2)				
225	*2.* By [four years after the date of entry into force of this Directive], and every four years thereafter, each Member State shall send a report to the Commission on the application of this Directive.	2. By [four years after the date of entry into force of this Directive], and every four years thereafter, each Member State shall send a report to the Commission on the application of this Directive.	2. By [***four years after the date of entry into force of this Directive***~~four years after the date of entry into force of this Directive~~], and every four years thereafter, each Member State shall send a report to the Commission on the application of this Directive.	

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			The report shall contain data and statistics corresponding to each calendar year of the reporting period.	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), first subparagraph				
226	3. The report shall indicate the number of automated searches conducted by the Member State of the offence in accordance with Article 4(1) and addressed to the national contact point of the Member State of registration, following road-safety-related traffic offences listed in Article 2(1) that were committed on its territory, together with the type of the offences for which requests were addressed and the structured number of failed requests according to the type of failure. This information may be based on the data provided through Eucaris.	3. The report shall indicate the number of automated searches conducted by the Member State of the offence in accordance with Article 4(1) and addressed to the national contact point of the Member State of registration, following road-safety-related traffic offences listed in Article 2(1) that were committed on its territory, together with the type of the offences for which requests were addressed and the structured number of failed requests according to the type of failure. This information may be based on the data provided through Eucaris.	3. The report shall indicate the number of automated searches conducted by the Member State of the offence in accordance with Article 4(1) and addressed to the national contact point of the Member State of registration, following road-safety-related traffic offences listed in Article 2(1) that were committed on its territory, together with the type of the offences for which requests were addressed and the structured number of failed requests according to the type of failure. This information may be based on the data provided through Eucaris.	3. The report shall indicate the number of automated searches conducted by the Member State of the offence in accordance with Article 4(1) and addressed to the national contact point of the Member State of registration, following road-safety-related traffic offences listed in Article 2(1) that were committed on its territory, together with the type of the offences for which requests were addressed and the structured number of failed requests according to the type of failure. This information may be based on the data provided through Eucaris.
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph				
227	The report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences. The	The report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences ***and any***	The report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences. The	

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	description shall at least specify:	***related problems encountered by Member States***. The description shall at least specify:	description shall at least specify:	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (a)				
228	(a) the total number of registered road-safety-related traffic offences listed in Article 2(1) which were detected automatically or without the identification of the liable person on the spot;	(a) the total number of registered road-safety-related traffic offences listed in Article 2(1) which were detected automatically or without the identification of the liable person on the spot;	(a) the total number of registered ~~road-safety-related~~**road safety-related** traffic offences listed in Article 2(1) which were detected automatically or without the identification of the ~~liable~~**concerned** person on the spot;	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (b)				
229	(b) the number of registered road-safety-related traffic offences listed in Article 2(1) which were committed with vehicles registered in a Member State other than the Member State in which the offence took place and detected automatically or without the identification of the liable person on the spot;	(b) the number of registered road-safety-related traffic offences listed in Article 2(1) which were committed with vehicles registered in a Member State other than the Member State in which the offence took place and detected automatically or without the identification of the liable person on the spot;	(b) the number of registered road-safety-related traffic offences listed in Article 2(1) which were committed with vehicles registered in a Member State other than the Member State in which the offence took place and detected automatically or without the identification of the ~~liable~~**concerned** person on the spot;	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (c)				
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	(c) the number of fixed or removable automatic detection equipment, including speed cameras;	(c) the number of fixed or removable automatic detection equipment, including speed cameras;	(c) the number of fixed or removable automatic detection equipment, including speed cameras;	(c) the number of fixed or removable automatic detection equipment, including speed cameras;
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (d)				
231	(d) the number of financial penalties paid voluntarily by non-residents;	(d) the number of financial penalties paid voluntarily by non-residents;	(d) the number of financial penalties paid voluntarily by non-residents;	(d) the number of financial penalties paid voluntarily by non-residents;
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (e)				
232	(e) the number of electronically transmitted mutual assistance requests in accordance with Article 4a(3) and the number of such requests where the information was not provided;	(e) the number of electronically transmitted mutual assistance requests in accordance with Article 4a(3) and the number of such requests where the information was not provided;	(e) the number of electronically transmitted mutual assistance requests **and responses** in accordance with Article 4a(3) and the number of such requests where the information was not provided;	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3), second subparagraph, point (f)				
233	(f) the number of electronically transmitted mutual assistance requests in accordance with Article 5a(4) and the number of such requests where it was not possible to serve the documents.	(f) the number of electronically transmitted mutual assistance requests in accordance with Article 5a(4) and the number of such requests where it was not possible to serve the documents.	(f) the number of electronically transmitted mutual assistance requests **and responses** in accordance with ~~Article 5a(4)~~**Articles 4a and 5a1(1)** and the number of such requests where it was not possible to serve the documents.	

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Article 1, first paragraph, point (8), amending provision, numbered paragraph (4)				
234	4. The Commission shall assess the reports sent by the Member States and inform the Committee referred to in Article 10a on their content no later than 6 months after receiving the reports from all the Member States.	4. The Commission shall assess the reports sent by the Member States and inform the Committee referred to in Article 10a on their content no later than 6 months after receiving the reports from all the Member States. ***Those reports shall also be published on the website of the portal referred to in Article 8.***	4. The Commission shall assess the reports sent by the Member States and inform the Committee referred to in Article 10a on their content no later than 6 months after receiving the reports from all the Member States.	
Article 1, first paragraph, point (8), amending provision, Article				
235	Article 7	***Article 7*** ~~*Article 7*~~ ***Additional obligations***	**Article 7** ~~Article 7~~**Additional obligations**	***Article 7*** ~~*Article 7*~~***Additional obligations***
Article 1, first paragraph, point (8), amending provision, Article, first paragraph				
236	Additional obligations			
Article 1, first paragraph, point (8), amending provision, Article, second paragraph				
237	Without prejudice to obligations under Regulation (EU) 2016/679, Directive (EU) 2016/680 and Directive (EU) 2022/2555 of the European Parliament and of the Council*, Member States shall	Without prejudice to obligations under Regulation (EU) 2016/679, Directive (EU) 2016/680 and Directive (EU) 2022/2555 of the European Parliament and of the Council*, Member States shall	**This Directive is** without prejudice to ~~obligations under~~**Union law on the protection of personal data and on cybersecurity, in particular** Regulation (EU) 2016/679, Directive (EU) 2016/680	

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	inform each other on cybersecurity incidents, notified pursuant to Article 10 of Directive (EU) 2022/2555, where the incidents relate to data stored in virtual or physical clouds or cloud-hosting services.	inform each other on cybersecurity incidents, notified pursuant to Article 10 of Directive (EU) 2022/2555, where the incidents relate to data stored in virtual or physical clouds or cloud-hosting services.	and Directive (EU) 2022/2555 of the European Parliament and of the Council~~*~~,[1]. Member States shall ~~inform each other on cybersecurity incidents, notified pursuant to Article 10 of~~**ensure that all personal data processed in accordance with this** Directive ~~(EU) 2022/2555, where the incidents relate to data stored in virtual or physical clouds or cloud-hosting services~~**are only used for the objective set out in Article 1 of this Directive**. _____ **1. Directive (EU) 2022/2555 of the European Parliament and of the Council of 14 December 2022 on measures for a high common level of cybersecurity across the Union, amending Regulation (EU) No 910/2014 and Directive (EU) 2018/1972, and repealing Directive (EU) 2016/1148 (NIS 2 Directive) (OJ L 333, 27.12.2022, p. 80).**	
Article 1, first paragraph, point (8), amending provision, Article, third paragraph				
237a			**In addition to that, also legal entities in their quality as holders, owners or end-users of vehicles subject to the data exchange of this Directive shall have the right to obtain information on the processing of**	

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			their data.	
Article 1, first paragraph, point (8), amending provision, Article, fourth paragraph				
237b			**Member States shall inform each other on cybersecurity incidents, notified pursuant to Article 23 of Directive (EU) 2022/2555, where the incidents relate to data stored in virtual or physical clouds or cloud-hosting services.**	
Article 1, first paragraph, point (8), amending provision, Article				
238	Article 8	***Article 8*** ~~*Article 8*~~***Portal for cross-border exchange of information on road-safety-related traffic offences (‘CBE Portal’)***	**Article 8** ~~Article 8~~**Information portal on road-safety-related traffic offences (‘CBE Portal’)**	
Article 1, first paragraph, point (8), amending provision, Article				
239	Portal for cross-border exchange of information on road-safety-related traffic offences (‘CBE Portal)			
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1)				
240	1. The Commission shall establish and maintain an online CBE Portal	1. The Commission shall establish and maintain an online CBE Portal	1. The Commission shall establish and maintain an online CBE Portal	

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	available in all official languages of the Union dedicated to:	available in all official languages of the Union dedicated to:	available in all official languages of the Union dedicated to~~:~~ **sharing information with road users on the rules in the field covered by this Directive in force in the Member States. This shall include appeal procedures, the road traffic fines that are applied to the concerned person when committing a traffic offence, where applicable the applied non-financial effects and the schemes and available means for the payment of the road traffic fines;**	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1), point (a)				
241	(a) sharing information with road users on the rules in force in Member States in the field covered by this Directive, in particular road-safety-related traffic rules, appeal procedures, applied sanctions, and the schemes and available means for the payment of financial penalties;	(a) sharing information with road users on the rules in force in Member States in the field covered by this Directive, in particular road-safety-related traffic rules ***and how drivers can comply with them***, appeal procedures, applied sanctions, and the schemes and available means for the payment of financial penalties;	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (1), point (b)				
242	*(b)* the exchange of information	(b) the exchange of information		

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	and other interactions between national contact points and other relevant authorities of Member States with each other and with other road users, in particular by providing access to specific applications of the Member States facilitating the enforcement of sanctions, including for the payment of financial penalties, where applicable. This may include exchanging vehicle registration data and the data on persons presumed to be liable or liable for road-safety-related offences listed in Article 2(1).	and other interactions between national contact points and other relevant authorities of Member States with each other and with other road users, in particular by providing access to specific applications of the Member States facilitating the enforcement of sanctions, including for the payment of financial penalties, where applicable. This may include exchanging vehicle registration data and the data on persons presumed to be liable or liable for road-safety-related offences listed in Article 2(1).	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (2)				
243	*2.* Access to the CBE Portal shall be provided for the national contact points and other relevant authorities that are competent in the identification of the liable persons and in the cross-border enforcement of road-safety-related traffic rules in Member States.	2. Access to the CBE Portal shall be provided for the national contact points and other relevant authorities that are competent in the identification of the liable persons and in the cross-border enforcement of road-safety-related traffic rules in Member States.	*deleted*	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (3)				
244	*3.* Member States shall help road users in verifying the authenticity	3. Member States shall help road users in verifying the authenticity	*deleted*	

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	of the information letters and follow-up documents. For this purpose, Member States shall share with each other and with the Commission through the CBE Portal the templates of information letters and follow-up documents issued by their authorities, which are used in cross-border cases. Member States shall also inform each other on the authorities and empowered legal entities that have the right to issue those letters and documents. The Commission shall be the controller of the CBE Portal, in accordance with Regulation 2018/1725**.	of the information letters and follow-up documents. For this purpose, Member States shall share with each other and with the Commission through the CBE Portal the templates of information letters and follow-up documents issued by their authorities, which are used in cross-border cases. Member States shall also inform each other on the authorities and empowered legal entities that have the right to issue those letters and documents. The Commission ***and Member States*** shall be the ~~*controller*~~***joint controllers*** of the CBE Portal, in accordance with Regulation 2018/1725~~**~~[1]. [1]. ***Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).***		
Article 1, first paragraph, point (8), amending provision, numbered paragraph (4)				
245	*4.* The CBE Portal shall be compatible with the interface	4. The CBE Portal shall be compatible with the interface	4. The CBE Portal shall be compatible with the interface	4. The CBE Portal shall be compatible with the interface

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	established under Regulation (EU) 2018/1724 of the European Parliament and of the Council*** and with other portals or platforms with a similar purpose, such as the European e-Justice Portal.	established under Regulation (EU) 2018/1724 of the European Parliament and of the Council***[1] and with other portals or platforms with a similar purpose, such as the European e-Justice Portal. 1. ***Regulation (EU) 2018/1724 of the European Parliament and of the Council of 2 October 2018 establishing a single digital gateway to provide access to information, to procedures and to assistance and problem-solving services and amending Regulation (EU) No 1024/2012 (OJ L 295, 21.11.2018, p. 1).***	established under Regulation (EU) 2018/1724 of the European Parliament and of the Council***[1] and with other portals or platforms with a similar purpose, such as the European e-Justice Portal. **1. Regulation (EU) 2018/1724 of the European Parliament and of the Council of 2 October 2018 establishing a single digital gateway to provide access to information, to procedures and to assistance and problem-solving services and amending Regulation (EU) No 1024/2012 (OJ L 295, 21.11.2018, p. 1).**	established under Regulation (EU) 2018/1724 of the European Parliament and of the Council***[1] and with other portals or platforms with a similar purpose, such as the European e-Justice Portal. , 1. ***Regulation (EU) 2018/1724 of the European Parliament and of the Council of 2 October 2018 establishing a single digital gateway to provide access to information, to procedures and to assistance and problem-solving services and amending Regulation (EU) No 1024/2012 (OJ L 295, 21.11.2018, p. 1).***
Article 1, first paragraph, point (8), amending provision, numbered paragraph (5)				
246	5. Member States shall provide up-to-date information to each other and to the Commission, for the purposes of this Article, and interact with road users through the CBE Portal on a regular basis.	5. Member States shall provide up-to-date information to each other and to the Commission, for the purposes of this Article, and interact with road users through the CBE Portal on a regular basis. ***Member States shall ensure that a link to the online portal is provided on the websites of their national contact points. Any personal data processes under this Article shall be retained for a maximum of four years.***	5. Member States shall provide up-to-date information to ~~each other and to~~ the Commission, for the purposes of this Article~~, and interact with road users through the CBE Portal on a regular basis~~.	
Article 1, first paragraph, point (8), amending provision, numbered paragraph (6), first subparagraph				

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247	6. The Commission shall adopt implementing acts in order to establish the technical specifications, including cybersecurity measures, necessary for the use and maintenance of the CBE Portal. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a (2).	6. The Commission shall adopt implementing acts in order to establish the technical specifications, including cybersecurity measures, necessary for the use and maintenance of the CBE Portal. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a (2). '	6. The Commission shall adopt implementing acts in order to establish the technical specifications~~, including cybersecurity measures,~~ necessary for the use and maintenance of the CBE Portal. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 10a (2). '	
Article 1, first paragraph, point (9)				
252	(9) The following Article 8a is inserted:	(9) The following ~~*Article 8a is*~~*Articles are* inserted:	(9) The following ~~Article 8a is~~**Articles are** inserted:	(9) The following ~~*Article 8a is*~~*Articles are* inserted:
Article 1, first paragraph, point (9), amending provision, Article				
253	' Article 8a	*Article 8a* ' ~~*Article 8a*~~ *Financial support for cross-border cooperation in enforcement activities*	**Article 8a** ' ~~Article 8a~~ **Financial support for cross-border cooperation in enforcement activities**	*Article 8a* ' ~~*Article 8a*~~ *Financial support for cross-border cooperation in enforcement activities* '
Article 1, first paragraph, point (9), amending provision, Article, first paragraph				
254	Financial support for cross-border			

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	cooperation in enforcement activities			
Article 1, first paragraph, point (9), amending provision, Article, second paragraph				
255	The Commission shall provide financial support to initiatives that contribute to cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union, in particular the exchange of best practices, the application of smart enforcement methodologies and techniques in the Member States, increasing the capacity building of enforcement authorities and awareness raising campaigns regarding cross-border enforcement actions. ,	The Commission shall provide financial support to initiatives that contribute to cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union, in particular the exchange of best practices, the application of smart enforcement methodologies and techniques in the Member States~~,~~ increasing the capacity building of enforcement authorities and awareness raising campaigns regarding cross-border enforcement actions. ***The exchange of best practices should be based on the publishing of new and revised Commission's Recommendation 2004/345 on enforcement and sanctions in the field of road safety. These new and revised recommendations should encourage Member States to achieve high standards on enforcement.***	The Commission shall provide financial support to initiatives that contribute to cross-border cooperation in the enforcement of road-safety-related traffic rules in the Union, in particular the exchange of best practices, the application of smart enforcement methodologies and techniques in the Member States, increasing the capacity building of enforcement authorities and awareness raising campaigns regarding cross-border enforcement actions.	
Article 1, first paragraph, point (9), amending provision, Article, third paragraph				
255a				

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		The Commission and Member States shall also support Member States in digitising the data covered in Annex III of Directive 2010/40/EU that are relevant for the offences set out in Article 2(1).		
Article 1, first paragraph, point (9), amending provision, Article				
255b		***Article 8aa Enforcement***		
Article 1, first paragraph, point (9), amending provision, Article, first paragraph				
255c		***Revenues generated from financial penalties for road safety-related traffic offences, or the equivalent in the financial value of those revenues, shall be used to increase road safety.***		
Article 1, first paragraph, point (9), amending provision, Article, second paragraph				
255d		***Where such revenues are allocated to the general budget of a Member State, a Member State shall be deemed to have complied with the first subparagraph of this paragraph if it implements financial support policies to increase road safety which have a***		

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		value equivalent to the revenues generated from financial penalties to road-safety-related traffic offences defined in Article 3 of this Directive.		
Article 1, first paragraph, point (9), amending provision, Article, third paragraph				
255e		***By [6 May 2026], and every [three] years thereafter, Member States shall make public in aggregate form a report on the use of revenues generated from financial penalties.***		
Article 1, first paragraph, point (9), amending provision, Article				
255f		***Article 8ab Exchange of information on traffic offences with neighbouring third countries***		
Article 1, first paragraph, point (9), amending provision, Article, first paragraph				
255g		***By no later than [two years after the entry into force of this Directive], the Commission shall analyse in the light of a legal opinion how to effectively enforce the offences defined by this Directive under European***		

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		Convention on the Mutual Assistance in Criminal Matters of 1959 and its protocols (MLA) identifying effective and efficient measures to improve road safety and at the same time safeguarding data protection requirements, in particular of the Union vehicle holders and drivers;		
Article 1, first paragraph, point (9), amending provision, Article, second paragraph				
255h		***With the view to addressing road-safety-related traffic offences committed by third-country nationals, it shall be possible for third countries to participate in the exchange of Vehicle Registration Data (VRD), provided that they have concluded an agreement with the Union to this effect. Such an agreement shall include necessary provisions for data protection.***		
Article 1, first paragraph, point (9), amending provision, Article, third paragraph				
255i		***In case of a long waiting time for the conclusion of such an agreement, Member States, in cooperation with the Commission, shall develop a dedicated solution***		

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		to detect presumed traffic offenders on the spot while they try to cross external borders of the Union in order to charge a financial penalty for the road-safety-related traffic offence that took place on its territory. ,		
Article 1, first paragraph, point (9), amending provision, Article				
255j			**Article 8b** **Mutual assistance in enforcement activities**	
Article 1, first paragraph, point (9), amending provision, Article(1)				
255k			**1. Member States shall provide enforcement assistance to each other in the case of non-payment of a road traffic fine imposed for the commission of a road-safety-related traffic offences listed in Article 2(1).**	
Article 1, first paragraph, point (9), amending provision, Article(2)				
255l			**2. After the service of the traffic offence notice to the concerned person and in the case of non-payment of a road traffic fine**	

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			imposed by the competent authority of the Member State of the offence, the latter may request the competent authority of the Member State of the registration or the Member State of residence to assist in the enforcement of administrative decisions on road traffic fines related to road-safety-related traffic offences listed in Article 2(1).	
Article 1, first paragraph, point (9), amending provision, Article(3)				
255m			**3. The request for assistance shall comply with the following criteria:**	
Article 1, first paragraph, point (9), amending provision, Article(3), point (a)				
255n			**(a) the decision on a road traffic fine shall be of administrative nature, final and enforceable according to the applicable laws and regulations of the requesting Member State;**	
Article 1, first paragraph, point (9), amending provision, Article(3), point (b)				
255o			**(b) the Member State of the**	

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			offence is in the possession of a proof of service to the concerned person of the request for the payment of the road traffic fine;	
Article 1, first paragraph, point (9), amending provision, Article(3), point (c)				
255p			**(c) the concerned person was informed of and had an opportunity to exercise the legal remedies against the administrative decision imposing a road traffic fine according to the applicable laws and regulations of the Member State of the offence and**	
Article 1, first paragraph, point (9), amending provision, Article(3), point (d)				
255q			**(d) the road traffic fine is higher than 70€.**	
Article 1, first paragraph, point (9), amending provision, Article(4)				
255r			**4. The competent authority of the Member State of the offence shall transmit the request related to the mutual assistance, referred to in paragraph 1 of this Article, to the Member State of the registration or the Member State**	

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			of the residence in an electronically structured form.	
Article 1, first paragraph, point (9), amending provision, Article(5)				
255s			**5. If the concerned person can demonstrate that the payment of the road traffic fine has been made, the competent authority of the Member State of the registration or the Member State of residence shall promptly notify the competent authority of the Member State of the offence about this.**	
Article 1, first paragraph, point (9), amending provision, Article(6)				
255t			**6. The competent authorities of the Member State of the registration or the Member State of residence shall recognise the administrative decision on a road traffic fine which has been transmitted in accordance with this Article without any further formality being required and shall forthwith take all the necessary measures for its enforcement unless this competent authority decides to invoke one of the grounds for**	

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			non-recognition or non-enforcement provided for in paragraph 8.	
Article 1, first paragraph, point (9), amending provision, Article(7)				
255u			**7. The enforcement of the decision on a road traffic fine shall be governed by the laws and regulations applicable in the Member State of registration or Member State of residence.**	
Article 1, first paragraph, point (9), amending provision, Article(9)				
255v			**9. The sum of money obtained from the enforcement of the decision on a road traffic fine shall accrue to the Member State of the registration or the Member State of the residence unless otherwise agreed between the Member State of the offence and the Member State of the registration or the Member State of the residence. The money shall be accrued in the currency of the Member State of the registration or the Member State of the residence, whichever is being requested.**	

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Article 1, first paragraph, point (9), amending provision, Article(10)				
255w			**10. Paragraphs 1 to 9 shall not preclude the application of the Framework Decision 2005/214/JHA, bilateral or multilateral agreements or arrangements between Member States in so far as such agreements or arrangements help to simplify or facilitate further the procedures for the enforcement of financial penalties under the scope of this Directive.** ,	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph				
255x			**8. The competent authority of the requested Member State may refuse to recognise and enforce the administrative decision on a road traffic fine if it is established that:**	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (a)				
255y			**(a) the enforcement of the decision on a road traffic fine is contrary to the principal of "ne**	

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			bis in idem";	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (b)				
255z			**(b) there is immunity under the law of the Member State of the registration or the Member State of the residence, which makes it impossible to enforce the administrative decision on a road traffic fine;**	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (c)				
255aa			**(c) the decision on a road traffic fine is no longer enforceable under the law of the Member State of the registration or the Member State of the residence due to lapse of time;**	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (d)				
255ab			**(d) the decision on a road traffic fine is not final;**	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (e)				
255ac			**(e) the decision on a road traffic fine or at least its essential**	

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			content is not translated into the official EU language of the Member State of registration or the Member State of residence;	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (f)				
255ad			**(f) the request is incomplete and cannot be completed by the competent authorities of the Member State of the offence or**	
Article 1, first paragraph, point (9), amending provision, Article(8), first subparagraph, point (g)				
255ae			**(g) fundamental rights or fundamental legal principles as enshrined in the Charter of Fundamental Rights of the European Union[1] are infringed upon.** _____ **1. OJ C 326, 26.10.2012, p. 391**	
Article 1, first paragraph, point (9), amending provision, Article(8), second subparagraph				
255af			**If a request is rejected, the competent authority of the Member State of the registration or the Member State of the residence shall notify the competent authority of the**	

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			Member State of the offence, stating the reasons for the rejection.	
Article 1, first paragraph, point (10)				
256	(10) Article 9 is replaced by the following:	(10) Article 9 is replaced by the following:	(10) Article 9 is replaced by the following:	(10) Article 9 is replaced by the following:
Article 1, first paragraph, point (10), amending provision, Article				
257	‘ Article 9	***Article 9*** ‘ ~~*Article 9*~~***Delegated acts*** ’	**Article 9** ‘ ~~Article 9~~**Delegated acts**	***Article 9*** ‘ ~~*Article 9*~~***Delegated acts***
Article 1, first paragraph, point (10), amending provision, Article, first paragraph				
258	Delegated acts			
Article 1, first paragraph, point (10), amending provision, Article, second paragraph				
259	The Commission shall be empowered to adopt delegated acts in accordance with Article 10 to amend the Annex to update it in the light of technical progress or where this is required by legal acts of the Union directly relevant to the updating of the Annex.		The Commission shall be empowered to adopt delegated acts in accordance with Article 10 to amend the Annex to update it in the light of technical progress or where this is required by legal acts of the Union directly relevant to the updating of the Annex.	The Commission shall be empowered to adopt delegated acts in accordance with Article 10 to amend the Annex to update it in the light of technical progress or where this is required by legal acts of the Union directly relevant to the updating of the Annex.

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	’		’	’
Article 1, first paragraph, point (11)				
260	(11) The following Article 10a is inserted:	(11) The following Article ~~*10a*~~ ~~10a~~ is inserted:	(11) The following Article ~~10a~~ is inserted:	(11) The following Article ~~*10a*~~ ~~10a~~ is inserted:
Article 1, first paragraph, point (11), amending provision, Article				
261	‘ Article 10a	***Article 10a*** ‘ ~~*Article 10a*~~ ***Committee procedure***	**Article 10a** ‘ ~~Article 10a~~ **Committee procedure**	***Article 10a*** ‘ ~~*Article 10a*~~***Committee procedure***
Article 1, first paragraph, point (11), amending provision, Article, first paragraph				
262	Committee procedure			
Article 1, first paragraph, point (11), amending provision, numbered paragraph (1)				
263	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council~~*~~****1***. _____ ***1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the***	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council~~*~~****1***. _____ **1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the**	1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council~~*~~****1***. ’ _____ ***1. Regulation (EU) No 182/2011 of the European Parliament and of the Council***

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		rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	**rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).**	*of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).*
Article 1, first paragraph, point (11), amending provision, numbered paragraph (2), first subparagraph				
264	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Where the opinion of the committee is to be obtained by written procedure, that procedure shall be terminated without result when, within the time-limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so request.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Where the opinion of the committee is to be obtained by written procedure, that procedure shall be terminated without result when, within the time-limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so request.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Where the ~~opinion of the~~ committee ~~is to be obtained by written procedure, that procedure~~**delivers no opinion, the Commission** shall ~~be terminated without result when, within the time-limit for delivery of the opinion, the chair of the committee so decides or a simple majority of committee members so request~~**not adopt the draft implementing act and Article 5(4), third subparagraph, of Regulation (EU) No 182/2011 shall apply**. ,	
Article 1, first paragraph, point (11), amending provision, numbered paragraph (2), second subparagraph				
265	Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act	Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act	*deleted*	

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	and Article 5(4), third subparagraph, of Regulation (EU) No 182/2011 shall apply.	and Article 5(4), third subparagraph, of Regulation (EU) No 182/2011 shall apply. '		
Article 1, first paragraph, point (12)				
268	*(12)* Article 11 is replaced by the following:	(12) Article 11 is replaced by the following:	(12) Article 11 is replaced by the following:	(12) Article 11 is replaced by the following:
Article 1, first paragraph, point (12), amending provision, Article				
269	' Article 11	' ***Article 11*** ' ~~*Article 11*~~***Reporting by the Commission***	' **Article 11** ' ~~Article 11~~**Reporting by the Commission**	' ***Article 11*** ' ~~*Article 11*~~***Reporting by the Commission***
Article 1, first paragraph, point (12), amending provision, Article, first paragraph				
270	Reporting by the Commission			
Article 1, first paragraph, point (12), amending provision, Article, second paragraph				
271	The Commission shall submit a report to the European Parliament and to the Council on the application of this Directive by the Member States no later than 18 months after receiving the reports referred to in Article 6(2) from all	The Commission shall submit a report to the European Parliament and to the Council on the application of this Directive by the Member States no later than 18 months after receiving the reports referred to in Article 6(2) from all	The Commission shall submit a report to the European Parliament and to the Council on the application of this Directive by the Member States no later than 18 months after receiving the reports referred to in Article 6(2) from all	The Commission shall submit a report to the European Parliament and to the Council on the application of this Directive by the Member States no later than 18 months after receiving the reports referred to in Article 6(2) from all

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	Member States. ,	Member States. ,	Member States. ,	Member States. ,
Article 1, first paragraph, point (13)				
272	(13) Annex I is replaced by the text in the Annex to this Directive;	(13) Annex I is replaced by the text in the Annex to this Directive;	(13) Annex I is replaced by the text in the Annex to this Directive;	(13) Annex I is replaced by the text in the Annex to this Directive;
Article 1, first paragraph, point (14)				
273	(14) Annex II is deleted.	(14) Annex II is deleted.	(14) Annex II is deleted.	(14) Annex II is deleted.
Article 1a				
273a			**Article 1a Transitional reporting**	
Article 1a(1)				
273b			**Member States shall send at the latest on 6 May 2026 a comprehensive report to the Commission in accordance with the second and third subparagraph of this Article.**	
Article 1a(2)				
273c			**The comprehensive report shall**	

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			indicate the number of automated searches conducted by the Member State of the offence addressed to the national contact points of the Member States of registration, following offences committed on its territory, together with the type of offences for which requests were addressed and the number of failed requests.	
Article 1a(3)				
273d			**The comprehensive report shall also include a description of the situation at national level in relation to the follow-up given to the road-safety-related traffic offences, based on the proportion of such offences which have been followed up by traffic offence notices.**	
Article 2				
274	Article 2	Article 2 ***Transposition***	Article 2 **Transposition**	Article 2 ***Transposition***
Article 2(1), first subparagraph				
275				

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	1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [two years after the date of entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.	1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [two years after the date of entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.	1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [~~two~~***please insert: three years after the date of entry into force of this Directive*** ~~years after the date of entry into force of this Directive~~] at the latest. They shall forthwith communicate to the Commission the text of those provisions.	
Article 2(1), second subparagraph				
276	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.	When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.
Article 2(2)				
277	2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.	2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

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Article 3				
278	Article 3	Article 3 ***Entry into force***	Article 3 **Entry into force**	Article 3 ***Entry into force***
Article 3, first paragraph				
279	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Directive shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.
Article 4				
280	Article 4	Article 4 ***Addressees***	Article 4 **Addressees**	Article 4 ***Addressees***
Article 4, first paragraph				
281	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.	This Directive is addressed to the Member States.
Formula				
282	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels,
Formula				
283	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament

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Formula				
284	The President	The President	The President	The President
Formula				
285	For the Council		For the Council	For the Council
Formula				
286	The President		The President	The President

– **ANNEX**

For the annex to the Directive, you can find below a consolidated version.
Changes are marked compared to the Commission proposal.

- Changes introduced by the European Parliament are marked in bold, underline and blue for **new text** and blue and strike-through for ~~deletions~~.
- Changes introduced by the Council are marked in bold, underline and black for **new text** and black and strike-through for ~~deletions~~.

'Annex
Data elements necessary to conduct the search referred to in Article 4(1)

1. Data elements of initiating search (outgoing request)

Item	M/O ([1])	Remarks
Member State of registration	M	Distinguishing sign([2]) of the Member State of registration of the detected vehicle
Registration number	M	Full registration number of the detected vehicle
Data relating to the offence	M	
Member State of the offence	M	Distinguishing sign([3]) of the Member State of the offence
Reference date of the offence	M	
Reference time of the offence	M	
Purpose of the search	M	**Code indicating the type of road-safety-related-traffic offence as listed in Article 2(1)** 1. = Speeding 2. = Drink-driving 3. = Failing to use a seat belt 4. = Failing to stop at a red traffic light 5. = Use of a forbidden lane 10. = Driving under the influence of drugs 11. = Failing to wear a safety helmet 12. = Illegally using a mobile phone or any other communication devices while driving […] = Not keeping **the required** ~~sufficient~~ distance from the vehicle in front […] = Dangerous overtaking **that does not comply with traffic regulations** […] = Dangerous parking **in an unauthorised place posing a serious risk to other road users** […] = Crossing one or more solid ~~white~~ ~~white~~ lines […] = Wrong-way driving […] = Not respecting the rules on the creation and use of emergency corridors […] = **Use** **Driving** ~~using~~ ~~of~~ an overloaded vehicle **[…] = non-respect of vehicle-access-restrictions**

		[…] = hit-and-run / hit-and run **[…] = not respecting the rules at a railway level-crossing**

(1) M = Mandatory communication of the data element, O = Optional communication of the data element.
(2) (3) Distinguishing sign in accordance with Article 37 of Vienna Convention of 8 November 1968 concluded under the auspices of the United Nations Economic Commission for Europe.

2. Data elements provided as a result of the initiating search conducted pursuant to Article 4(1)

Part I. Data relating to vehicles

Item	M/O (4)	Remarks (5)
Registration number	M	(Code A) Full registration number of the requested vehicle
Chassis number/VIN	M	(Code E) Full chassis number/VIN of the requested vehicle
Member State of registration	M	Distinguishing sign(6) of the Member State of registration of the requested vehicle
Make	M	(Code D.1) Make of the requested vehicle e.g. Ford, Opel, Renault
Commercial description(s) of the vehicle	M	(Code D.3) Commercial description of the requested vehicle e.g. Focus, Astra, Megane
EU Category Code	M	(Code J) e.g. N1, M2, N2, L, T
Registration date	M	(Code I) Date of the last registration of the requested vehicle
Language	~~O~~ **M**	Language of the vehicle registration document
Previous inquiries	O	The dates of previous inquiries on the requested vehicle
Date of 1st registration of the vehicle	**M**	**(Code B)**
Maximum technically permissible laden mass except for motorcycles	**M**	**(Code F.1)**
Maximum permissible laden mass of the vehicle in service in the Member State of registration	**M**	**(Code F.2)**
Maximum permissible laden mass of the whole vehicle in service in the Member State of registration	**M**	**(Code F.3)**

Mass of the vehicle in service with bodywork and with coupling device in the case of a towing vehicle in service from any category other than M1	**M**	**(Code G)**
(L) number of axles;	**M**	**(Code L)**
(M) wheelbase (in mm)	**M**	**(Code M)**
(N) for vehicles with a total exceeding 3 500 kg, distribution of the technically permissible maximum laden mass among the axles: **(N.1) axle 1 (in kg)** **(N.2) axle 2 (in kg), where appropriate** **(N.3) axle 3 (in kg), where appropriate** **(N.4) axle 4 (in kg), where appropriate** **(N.5) axle 5 (in kg), where appropriate**	**M**	**(Code N)** **(Code N.1)** **(Code N.2)** **(Code N.3)** **(Code N.4)** **(Code N.5)**
(O) technically permis-sible maximum towa-ble mass of the trailer: **(O.1) braked (in kg)** **(O.2) unbraked (in kg)**	**M**	**(Code O)** **(Code O.1)** **(Code O.2)**
(P) engine: **(P.3) type of fuel or power source**	**M**	**(Code P)** **(Code P.3)**
EURO type	**M**	**(Code V.9)**

([4]) M = Mandatory communication of the data element, O = Optional communication of the data element.

([5]) The codes are harmonised according to Annex I and II to Council Directive 1999/37/EC on the registration documents for vehicles (OJ L 138, 1.6.1999, p. 57).

([6]) Distinguishing sign in accordance with Article 37 of Vienna Convention of 8 November 1968 concluded under the auspices of the United Nations Economic Commission for Europe.

Part II. Data relating to holders and owners of the vehicles

Item	M/O ([7])	Remarks ([8])
Data relating to holders of the vehicle		(Code C.1) The data refers to the holder of the specific registration certificate.
Registration holders' (company) name	M	(Code C.1.1) Separate fields shall be used for surname, infixes, titles, and the name in printable format shall be communicated.
First name	M	(Code C.1.2) Separate fields for first name(s) and initials shall be used, and the name in printable format shall be communicated.
Address	M	(Code C.1.3) Separate fields shall be used for street, house number and annex, postal code, place of residence, country of residence, etc., and the address in printable format shall be communicated.
Gender	O	Male, female
Date of birth	M	
Legal entity	M	Natural or legal person
Place of Birth	O	
ID Number	~~O~~ **M**	An identifier that uniquely identifies the person or the company
Data relating to owners of the vehicle		(Code C.2) The data refer to the owner of the vehicle.
Owners' (company) name	M	(Code C.2.1)
First name	M	(Code C.2.2)
Address	M	(Code C.2.3)
Gender	O	Male, female
Date of birth	M	
Legal entity	M	Natural or legal person
Place of Birth	O	
ID Number	O	An identifier that uniquely identifies the person or the company

([7]) M = Mandatory communication of the data element when available in a Member State's national register. O = Optional communication of the data element.
([8]) The codes are harmonised according to Annex I and II to Council Directive 1999/37/EC on the registration documents for vehicles (OJ L 138, 1.6.1999, p. 57).

Part III. Data relating to end users of the vehicles

Item	M/O ([9])	Remarks
Data relating to end users of the vehicle		The data refers to the end user of the vehicle.
Registration end users' name	M	Separate fields shall be used for surname, infixes, titles, and the name in printable format shall be communicated.
First name	M	Separate fields for first name(s) and initials shall be used, and the name in printable format shall be communicated.
Address	M	Separate fields shall be used for street, house number and annex, postal code, place of residence, country of residence, etc., and the address in printable format shall be communicated.
Gender	O	Male, female
Date of birth	M	
Place of Birth	O	
ID Number	~~O~~ **M**	An identifier that uniquely identifies the person

([9]) M = Mandatory communication of the data element when available in a Member State's national register. O = Optional communication of the data element.

Part IV. Data relating to previous holders and owners of the vehicles, in accordance with Article 4(3)

Item	M/O ([10])	Remarks ([11])
Data relating to previous holders of the vehicle		(Code C.1) The data refers to the holder of the specific registration certificate.
Registration previous holders' (company) name	M	(Code C.1.1) Separate fields shall be used for surname, infixes, titles, and the name in printable format shall be communicated.
First name	M	(Code C.1.2) Separate fields for first name(s) and initials shall be used, and the name in printable format shall be communicated.
Address	M	(Code C.1.3) Separate fields shall be used for street, house number and annex, postal code, place of residence, country of residence, etc., and the address in printable format shall be communicated.
Gender	O	Male, female
Date of birth	M	
Legal entity	M	Natural or legal person
Place of Birth	O	
ID Number	O	An identifier that uniquely identifies the person or the company.
Data relating to previous owners of the vehicle		(Code C.2) The data refer to the previous owner of the vehicle.
Previous owners' (company) name	M	(Code C.2.1)
First name	M	(Code C.2.2)
Address	M	(Code C.2.3)
Gender	O	Male, female
Date of birth	M	
Legal entity	M	Natural or legal person
Place of Birth	O	
ID Number	O	An identifier that uniquely identifies the person or the company.

([10]) M = Mandatory communication of the data element when available in a Member State's national register, O = Optional communication of the data element.

([11]) The codes are harmonised according to Annex I and II to Council Directive 1999/37/EC on the registration documents for vehicles (OJ L 138, 1.6.1999, p. 57).

Part V. Data relating to previous end users of the vehicles, in accordance with Article 4(3)

Item	M/O ([10])	Remarks
Data relating to previous end users of the vehicle		The data refers to previous end user of the vehicle.
Registration previous end users' name	M	Separate fields shall be used for surname, infixes, titles, and the name in printable format shall be communicated.
First name	M	Separate fields for first name(s) and initials shall be used, and the name in printable format shall be communicated.
Address	M	Separate fields shall be used for street, house number and annex, postal code, place of residence, country of residence, etc., and the address in printable format shall be communicated.
Gender	O	Male, female
Date of birth	M	
Place of Birth	O	
ID Number	~~O~~ **M**	An identifier that uniquely identifies the person.

([10]) M = Mandatory communication of the data element when available in a Member State's national register, O = Optional communication of the data element.