

## Provisions of Regulation (EU) 2021/267<sup>1</sup> that certain Member States decided not to apply (OPT – OUT)

*Provisions marked with a cross are those that the Member States decided not to apply.  
Member States in blue have not opted out of any provisions of the referred regulation.*

	BE	BG	CZ	DK	DE	EE	IE	EL	ES	FR	HR	IT	CY	LV	LT	LU	HU	MT	NL	AT	PL	PT	RO	SI	SK	FI	SE
Article 2(1) <sup>2</sup>						X								X	X												
Article 2(2) <sup>3</sup>						X							X	X	X												
Article 2(3) <sup>4</sup>						X								X	X												
Article 2(4) <sup>5</sup>						X							X	X	X												
Article 2(5) <sup>6</sup>						X								X	X												
Article 2(6) <sup>7</sup>						X							X	X	X												
Article 3(1) <sup>8</sup>						X			X		X		X	X	X	X								X		X	
Article 3(2) <sup>9</sup>						X			X				X	X	X	X								X		X	

<sup>1</sup> Regulation (EU) 2021/267 of the European Parliament and of the Council of 16 February 2021 laying down specific and temporary measures in view of the persistence of the COVID-19 crisis concerning the renewal or extension of certain certificates, licences and authorisations, the postponement of certain periodic checks and periodic training in certain areas of transport legislation and the extension of certain periods referred to in Regulation (EU) 2020/698, OJ L 60, 22.2.2021, p. 1.

<sup>2</sup> Article 2(1) concerning the time limits for the completion, by the holder of a certificate of professional competence, of periodic training under Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 on the initial qualification and periodic training of drivers of certain road vehicles for the carriage of goods or passengers, amending Council Regulation (EEC) No 3820/85 and Council Directive 91/439/EEC and repealing Council Directive 76/914/EEC (OJ L 226, 10.9.2003, p. 4).

<sup>3</sup> Article 2(2) concerning the time limits for the completion, by the holder of a certificate of professional competence, of periodic training under Directive 2003/59/EC which had already been extended by application of Article 2 of Regulation (EU) 2020/698 of the European Parliament and of the Council of 25 May 2020 laying down specific and temporary measures in view of the COVID-19 outbreak concerning the renewal or extension of certain certificates, licences and authorisations and the postponement of certain periodic checks and periodic training in certain areas of transport legislation (OJ L 165, 27.5.2020, p. 10).

<sup>4</sup> Article 2(3) concerning the validity of the marking of harmonised Union code, '95' under Directive 2003/59/EC.

<sup>5</sup> Article 2(4) concerning the validity of the marking of harmonised Union code, '95' under Directive 2003/59/EC which had already been extended by application of Article 2 of Regulation (EU) 2020/698.

<sup>6</sup> Article 2(5) concerning the validity of the driver qualification card under Directive 2003/59/EC.

<sup>7</sup> Article 2(6) concerning the validity of the driver qualification card under Directive 2003/59/EC which had already been extended by application of Article 2 of Regulation (EU) 2020/698.

<sup>8</sup> Article 3(1) concerning the validity of driving licences under Directive 2006/126/EC of the European Parliament and of the Council of 20 December 2006 on driving licences (OJ L 403, 30.12.2006, p. 18).

<sup>9</sup> Article 3(2) concerning the validity of driving licences under Directive 2006/126/EC which had already been extended by application of Article 3 of Regulation (EU) 2020/698.

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Article 4(1) <sup>10</sup>		X		X		X	X	X	X				X	X	X	X			X	X	X		X	X		X	X	
Article 4(2) <sup>11</sup>		X				X	X		X				X	X	X	X			X	X		X	X	X		X	X	
Article 4(3) <sup>12</sup>		X				X	X		X				X	X	X	X			X	X		X	X	X		X	X	
Article 5(1) <sup>13</sup>	X	X		X	X	X	X	X	X	X	X		X	X	X	X	X		X	X	X	X	X	X	X	X	X	X
Article 5(2) <sup>14</sup>	X	X		X	X	X	X	X	X	X	X		X	X	X	X	X		X	X	X	X	X	X	X	X	X	X
Article 7(1) <sup>15</sup>		X				X	X		X				X	X	X	X			X				X	X		X		
Article 7(2) <sup>16</sup>		X				X	X		X				X	X	X	X			X				X	X	X	X		
Article 8(1) <sup>17</sup>		X				X	X		X				X	X	X	X			X				X	X		X		
Article 9(1) <sup>18</sup>	X	X				X	X				X			X	X	X			X					X	X			
Article 9(2) <sup>19</sup>	X	X				X	X				X			X	X	X			X					X	X			

<sup>10</sup> Article 4(1) concerning the regular inspections of tachographs in road transport under Regulation (EU) No 165/2014 of the European Parliament and of the Council of 4 February 2014 on tachographs in road transport, repealing Council Regulation (EEC) No 3821/85 on recording equipment in road transport and amending Regulation (EC) No 561/2006 of the European Parliament and of the Council on the harmonisation of certain social legislation relating to road transport (OJ L 60, 28.2.2014, p. 1).

<sup>11</sup> Article 4(2) concerning the renewal of driver cards under Regulation (EU) No 165/2014.

<sup>12</sup> Article 4(3) concerning the replacement of driver cards under Regulation (EU) No 165/2014.

<sup>13</sup> Article 5(1) concerning the time limits for the periodic roadworthiness tests for motor vehicles and their trailers under Directive 2014/45/EU of the European Parliament and of the Council of 3 April 2014 on periodic roadworthiness tests for motor vehicles and their trailers and repealing Directive 2009/40/EC (OJ L 127, 29.4.2014, p. 51).

<sup>14</sup> Article 5(2) concerning the validity of roadworthiness certificates under Directive 2014/45/EU.

<sup>15</sup> Article 7(1) concerning the validity of the Community licence for road haulage under Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market (OJ L 300, 14.11.2009, p. 72).

<sup>16</sup> Article 7(2) concerning the validity of the driver attestation under Regulation (EC) No 1072/2009.

<sup>17</sup> Article 8(1) concerning the validity of the Community licence for passenger transport under Regulation (EC) No 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006 (OJ L 300, 14.11.2009, p. 88).

<sup>18</sup> Article 9(1) concerning the time limits for renewal of single safety certificates under Directive (EU) 2016/798 of the European Parliament and of the Council of 11 May 2016 on railway safety (OJ L 138, 26.5.2016, p. 102).

<sup>19</sup> Article 9(2) concerning the validity of safety authorisations under Directive (EU) 2016/798.

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Article 10(1) <sup>20</sup>	X	X				X	X				X			X	X	X			X					X	X		
Article 10(2) <sup>21</sup>	X	X				X	X				X			X	X	X			X					X	X		
Article 11(1) <sup>22</sup>	X					X	X				X			X	X	X				X				X			
Article 11(2) <sup>23</sup>						X	X				X			X	X	X				X			X <sup>24</sup>	X			
Article 12(1) <sup>25</sup>	X	X				X	X				X			X	X	X	X							X	X		
Article 12(2) <sup>26</sup>	X	X				X	X				X			X	X	X	X		X					X	X		
Article 14(1) <sup>27</sup>	X					X	X							X		X			X				X	X			
Article 15(1) <sup>28</sup>	X					X	X							X		X			X				X	X			
Article 15(2) <sup>29</sup>	X					X	X							X		X			X				X	X			

<sup>20</sup> Article 10(1) concerning the time limits for renewal of safety certificates under Directive 2004/49/EC of the European Parliament and of the Council of 29 April 2004 on safety on the Community's railways and amending Council Directive 95/18/EC on the licensing of railway undertakings and Directive 2001/14/EC on the allocation of railway infrastructure capacity and the levying of charges for the use of railway infrastructure and safety certification (Railway Safety Directive) (OJ L 164, 30.4.2004, p. 44).

<sup>21</sup> Article 10(2) concerning the time limits for renewal of safety authorisations under Directive (EU) 2004/49/EC.

<sup>22</sup> Article 11(1) concerning the renewal of licences of train drivers under Directive 2007/59/EC of the European Parliament and of the Council of 23 October 2007 on the certification of train drivers operating locomotives and trains on the railway system in the Community (OJ L 315, 3.12.2007, p. 51).

<sup>23</sup> Article 11(2) concerning the time limits for the completion of periodic checks of train drivers under Directive 2007/59/EC.

<sup>24</sup> Article 11(2) concerning the time limits for the completion of periodic checks of train drivers under Directive 2007/59/EC as regards exclusively the time limits for the completion of the medical periodic checks referred to in Article 16(1) and Annex II to Directive 2007/59/EC.

<sup>25</sup> Article 12(1) concerning the time limits for the performance of a regular review under Directive 2012/34/EU of the European Parliament and of the Council of 21 November 2012 establishing a single European railway area (OJ L 343, 14.12.2012, p. 32).

<sup>26</sup> Article 12(2) concerning the validity of temporary licences under Directive 2012/34/EU.

<sup>27</sup> Article 14(1) concerning the time limits for undergoing medical examinations under Directive 96/50/EC of 23 July 1996 on the harmonization of the conditions for obtaining national boatmasters' certificates for the carriage of goods and passengers by inland waterway in the Community (OJ L 235, 17.9.1996, p. 31).

<sup>28</sup> Article 15(1) concerning the validity of Union inland navigation certificates under Directive (EU) 2016/1629 of the European Parliament and of the Council of 14 September 2016 laying down technical requirements for inland waterway vessels, amending Directive 2009/100/EC and repealing Directive 2006/87/EC (OJ L 252, 16.9.2016, p. 118).

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Article 16(1) <sup>30</sup>	x												x	x	x	x							x	x	x		
Article 16(2) <sup>31</sup>	x												x	x	x	x							x	x	x		
Article 17(1) <sup>32</sup>	x												x	x	x	x							x	x	x		
Article 17(2) <sup>33</sup>	x												x	x	x	x							x	x	x		

**Legal notice:** DG MOVE prepared this table to facilitate the provision of information to national authorities on application of Regulation (EU) 2021/267. If errors are brought to our attention, we will try to correct them. However, DG MOVE or the Commission accepts no responsibility or liability whatsoever with regard to the information specified in this table. This information is not necessarily comprehensive, complete, accurate or up to date and does not constitute a legal advice. Only European Union documents published in the Official Journal of the European Union are deemed authentic.

The notices have been published in OJ C 76I, 5.3.2021 and OJ C 78I, 8.3.2021.

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<sup>29</sup> Article 15(2) concerning the validity of documents falling within the scope of Directive (EU) 2016/1629 and issued under Directive 2006/87/EC of the European Parliament and of the Council of 12 December 2006 laying down technical requirements for inland waterway vessels and repealing Council Directive 82/714/EEC (OJ L 389, 30.12.2006, p. 1).

<sup>30</sup> Article 16(1) concerning the time limits for carrying out the periodic review of port facility security assessments under Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security (OJ L 129, 29.4.2004, p. 6).

<sup>31</sup> Article 16(2) concerning the 18-month time limits for carrying out of the various types exercises under Regulation (EC) No 725/2004.

<sup>32</sup> Article 17(1) concerning the time limits for the carrying out of the review of port security assessments and port security plans under Directive 2005/65/EC of the European Parliament and of the Council of 26 October 2005 on enhancing port security (OJ L 310, 25.11.2005, p. 28).

<sup>33</sup> Article 17(2) concerning the 18-month time limits for the completion of training exercises under Directive 2005/65/EC.