

FIEC is the European Construction Industry Federation, representing via its 29 National Member Federations in 26 countries (23 EU & EFTA and Turkey) construction enterprises of all sizes, i.e. small and medium-sized enterprises as well as "global players", carrying out all forms of building and civil engineering activities.  
Recognised "Sectoral Social Partner" (employers)



Press Contact: Christine Le Forestier

Tel. +32-2-514 55 35 / e-mail: c.leforestier@fiec.eu

## ADDENDUM to the FIEC position paper

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# Proposal for a Regulation amending the « driving times » (EC 561/2006) and the « tachograph » (EU 165/2014) Regulations

## ■ Proposed amendment

### Regulation EC 561/2006 Article 3 paragraph (aa)

Existing text	Amendment
This Regulation shall not apply to carriage by road by: (aa) vehicles or combination of vehicles <b>with a maximum permissible mass not exceeding 7,5 tonnes</b> used for carrying materials, equipment or machinery for the driver's use in the course of his work, and which are used only within a <b>100 km</b> radius from the base of the undertaking and on the condition that driving the vehicle does not constitute the driver's main activity;	This Regulation shall not apply to carriage by road by: (aa) vehicles or combination of vehicles used for carrying materials, equipment or machinery for the driver's <b>company</b> use in the course of his work, and which are used only within a <b>150 km</b> radius from the base of the undertaking and on the condition that driving the vehicle does not constitute the driver's main activity;

### Justification:

*This proposal is in line with the objective of simplification and reduction of administrative and financial burden for construction enterprises, and namely construction SMEs<sup>1</sup>.*

*Indeed, in some areas – typically rural areas – construction enterprises can have to go beyond the current 100 km maximum derogation radius to supply a construction site with materials, equipment and machinery. But they never drive long distance either.*

*Moreover, the conditions for obtaining the driving license for heavy goods vehicles, as well as the initial and lifelong training of the drivers ensure the respect of security conditions.*

*Finally, this activity of driving heavy goods vehicles occurs only for the driver's company use, whose main activity is construction. Hence, it does not concern the transportation of goods for a third-party. Consequently, the derogation does not distort competition within the Internal Market.*

<sup>1</sup> It is estimated that 95% of construction companies in the EU28 have less than 20 workers.