

Penalties for infringements of the provisions of Regulation (EC) No 561/2006 and Regulation (EU) No 165/2014

Please find information about relevant penalties for each type of infringement described and their level of seriousness.

Level of seriousness for infringements			
MSI = most serious infringements	VSI = very serious infringement	SI = serious infringement	MI = minor infringement

1. Groups of infringements against Regulation (EC) no 561/2006 for Slovenia

National legislation for penalties related to infringements against Regulation (EC) 561/2006:									
EU LEGAL BASIS	TYPE OF INFRINGEMENT	LEVEL OF SERIOUSNESS				Type of penalty			
		MSI	VSI	SI	MI	Administrative	Financial	Criminal	
Crew									
							Transport company	Transport manager	Driver
Art 5.1	Not respecting minimum ages for conductors			X			50 EUR for every started 24 h; min 200 EUR max 5000 EUR	25 EUR for every started 24 h; max 2500 EUR	
Driving periods									

Art. 6.1	Exceed daily driving time of 9h if possibilities to extend to 10h not allowed	9h < ... < 10h				X		200 EUR	40 EUR	40 EUR		
		10h ≤ ... < 11h			X			300 EUR; max 7500 EUR	100 EUR; max 2000 EUR	100 EUR; max 2000 EUR		
		11h ≤ ...		X				180 EUR for every started h; max 7500 EUR	60 EUR for every started h max 2000 EUR	60 EUR for every started h max 2000 EUR		
	Exceed daily driving time of 9h by 50 % or more	13h30 ≤ ...	X					210 EUR for every started h max 7500 EUR	70 EUR for every started h max 2000 EUR	70 EUR for every started h max 2000 EUR		
	Exceed extended daily driving time of 10h if extension allowed	10h < ... < 11h					X					
		11h ≤ ... < 12h				X						
		12h ≤ ...		X								
	Exceed daily driving time of 10h by 50 % or more	15h ≤ ...	X					210 EUR for every started h max 7500 EUR	70 EUR for every started h max 2000 EUR	70 EUR for every started h ax 2000 EUR		

	circumstances								
	Not taking a break of 30 minutes prior to additional driving of more than 1 hour and less than 2 hours								
	Exceeding daily and/or weekly driving by more than two hours in cases where an uninterrupted break of 30 minutes was taken immediately prior to the additional driving								
Art. 12	No compensation of equivalent rest period for an extended driving time								

Breaks

Art. 7	Exceed uninterrupted driving time of 4,5 hours before taking the break	4h30 < ... < 5h				X		200 EUR	40 EUR	40 EUR	
		5h ≤ ... < 6h			X			300 EUR; Max 7500 EUR	100 EUR; Max 2000 EUR	100 EUR; Max 2000 EUR	
		6h ≤ ...		X				180 EUR for every started h max 7500 EUR	60 EUR for every started h	60 EUR for every started h	
		additionally national 6h<.. <lt;16h </lt;16h 16h<....					210 EUR for every started h max 7500	70 EUR for every started h max	70 EUR for every started h max		

								EUR	2000 EUR	2000 EUR	
Rest Periods											
Art. 8.2	Insufficient daily rest period of less than 11h if reduced daily rest period not allowed	10h ≤ ... < 11h				X		200 EUR	40 EUR	40 EUR	
		8h30 ≤ ... < 10h			X			300 EUR; max 7500 EUR	100 EUR; Max 2000 EUR	100 EUR; Max 2000 EUR	
		... < 8h30 additionally national 8h30<...4h30 4h30<...		X				180 EUR for every started h max 7500 EUR 210 EUR for every started h ; max 7500 EUR	60 EUR for every started h max 2000 EUR 70 EUR for every started h ; max 2000 EUR	60 EUR for every started h ; max 2000 EUR 70 EUR for every started h ; max 2000 EUR	
	Insufficient reduced daily rest period of less than 9h if reduce allowed	8h ≤ ... < 9h				X		200 EUR	40 EUR	40 EUR	
		7h ≤ ... < 8h			X			300 EUR; max 7500 EUR	100 EUR; Max 2000 EUR	100 EUR; Max 2000 EUR	
		... < 7h additionally national 7h<...4h30		X				180 EUR for every started h ; max 7500 EUR 210 EUR for every started h ; max 7500 EUR	60 EUR for every started h ; max 2000 EUR 70 EUR for every started h ; max 2000 EUR	60 EUR for every started h ; max 2000 EUR 70 EUR for every started h ; max 2000 EUR	

		4h30<...								
Art 8.6	Insufficient reduced weekly resting period of less than 24 h	22h ≤ ... < 24h				X		200 EUR	40 EUR	40 EUR
		20h ≤ ... < 22h			X		150 EUR for every started h max 7500 EUR	50 EUR for every started h max 2000 EUR	50 EUR for every started h max 2000 EUR	
		... < 20h		X			180 EUR for every started h max 7500 EUR	60 EUR for every started h max 2000 EUR	60 EUR for every started h max 2000 EUR	
Art 8.6	Insufficient weekly resting period of less than 45 h if reduced weekly resting period not allowed	42h ≤ ... < 45h				X		200 EUR	40 EUR	40 EUR
		36h ≤ ... < 42h			X		150 EUR for every started h max 7500 EUR	50 EUR for every started h max 2000 EUR	50 EUR for every started h max 2000 EUR	
		... < 36h		X			180 EUR for every started h max 7500 EUR	60 EUR for every started h max 2000 EUR	60 EUR for every started h max 2000 EUR	
Article 8.6	Exceeding 6 consecutive 24-hour periods following the previous weekly rest period	... < 3h				X			40 EUR for every started h max 2000 EUR	
		3h ≤ ... < 12h			X				40 EUR for every started h max 2000 EUR	

		12h ≤ ...		X						40 EUR for every started h	
										max 2000 EUR	
Art 8.6	Compensation for two consecutive deduced weekly rest periods not taken <i>en bloc</i> with the following weekly rest period										
	Less than two regular weekly rest periods in any four consecutive weeks										
Art. 9	Daily rest period interrupted more than twice by other activities or for a period of time exceeding one hour in total										
Art. 9	Weekly rest period interrupted more than twice by other activities or for a period of time exceeding one hour in total										
Art. 9	Recording 'rest' for the time spent on ferry or train without having an access to a sleeper cabin, bunk or couchette										

12-day rule derogation

Art. 8.6a.	Exceeding 12 consecutive 24- hour periods	... < 3h				X		400 EUR	150 EUR	150 EUR	
		3h ≤ ... < 12h			X			200 EUR for every started h	60 EUR for every started h	60 EUR for every started h	

	the specified deadlines								
Use of tachograph, driver card or record sheet									
Art. 22.5	Removed or broken seal of tachograph not replaced by an approved fitter or workshop within 7 days or by a control officer at the control								
Art. 23.1	Using a tachograph not inspected by an approved workshop		X			Pregled potekel do 30 dni			
							600 EUR	200 EUR	
							1200 EUR	400 EUR	
Art. 27	Driver holding and/or using more than one own driver card		X				From 4000 to 8000 EUR	From 2000 to 4000 EUR	From 2000 to 4000 EUR
	Driving with a driver card that has been falsified (<i>considered as driving without driver card</i>)	X					750 EUR for every started 24 h max 7500 EUR	500 EUR for every started 24 h max 5000 EUR	250 EUR for every started 24 h max 2000 EUR
							From 4000 to 8000 EUR	From 2000 to 4000 EUR	From 2000 to 4000 EUR
	Driving with a driver card of which the driver is not the holder (<i>considered as driving</i>	X						From 4000 to 8000 EUR	From 2000 to 4000 EUR

	<i>without driver card</i>)								
	Driving with a driver card which has been obtained on the basis of false declarations and/or forged documents (<i>considered as driving without driver card</i>)	X					750 EUR for every started 24 h max 7500 EUR	500 EUR for every started 24 h max 5000 EUR	250 EUR for every started 24 h max 2000 EUR
							From 4000 to 8000 EUR	From 2000 to 4000 EUR	From 2000 to 4000 EUR
Art. 32.1	Tachograph not correctly functioning (<i>e.g.: tachograph not properly inspected, calibrated and sealed</i>)		X				750 EUR for every started 24 h max 7500 EUR	500 EUR for every started 24 h max 5000 EUR	250 EUR for every started 24 h max 2000 EUR
Art. 32.1 and Art. 33.1	Tachograph improperly used (<i>e.g.: deliberate, voluntary or imposed misuse, lack of instructions on correct use, etc.</i>)		X				750 EUR for every started 24 h max 7500 EUR	500 EUR for every started 24 h max 5000 EUR	250 EUR for every started 24 h max 2000 EUR
Art. 32.3	Using a fraudulent device able to modify the records of the tachograph	X					From 6000 to 24000 EUR	From 2000 to 8000 EUR	From 2000 to 5000 EUR
	Falsifying, concealing, supressing or	X					From 3000 to 12000 EUR	From 2000 to 6000 EUR	From 2000 to 5000 EUR

	destroying data recorded on the record sheets or stored and downloaded from the tachograph and/or the driver card						From 6000 to 24000 EUR	From 2000 to 8000 EUR	From 2000 to 5000 EUR	
Art. 33.2	Undertaking not keeping record sheets, printouts and downloaded data		X				750 EUR every week infringements found	250 EUR every week infringements found		
	Recorded and stored data not available for at least a year		X				750 EUR every week infringements found	250 EUR every week infringements found		
Art 34.1 and 34.6	Incorrect use of record sheets/driver card		X						40 EUR for every started 24 h max 2000 EUR	
	Unauthorised withdrawal of record sheets or driver card which has an impact on the record of relevant data		X						40 EUR for every started 24 h max 2000 EUR	
	Record sheet or driver card used to cover a		X						75 EUR for every started 24 h max 2000 EUR	

	period longer than that for which it is intended and data is lost								
Art. 34.2	Use dirty or damaged record sheets or drivers card and data not legible		X						40 EUR for every started 24 h max 2000 EUR
Art. 34.3	Not using manual input when required to do so		X						250 EUR for every started 24 h max 2000 EUR
Art. 34.4	Not using correct record sheet or driver card not in the correct slot (multi-manning)			X					250 EUR for every started 24 h max 2000 EUR
Art. 34.5	Incorrect use of switch mechanism		X						250 EUR for every started 24 h max 2000 EUR
Art. 34.6	Lacking records of symbols of countries where a driver started and finished the daily working period								
Art 34.7	Lacking records of symbols of countries whose borders a driver crossed during the daily working period								

Producing information										
Art. 36	Refusing to be checked		X						250 EUR for every started 24 h max 2000 EUR	
Art. 36	Unable to produce records of current day and the previous 56 days		X						250 EUR for every started 24 h max 2000 EUR	
	Unable to produce records of the driver card if the driver holds one		X						250 EUR for every started 24 h max 2000 EUR	
Art. 36	Unable to produce manual records and printouts made during the current day and the previous 56 days		X						250 EUR for every started 24 h max 2000 EUR	
Art. 36	Unable to produce a driver card, if the driver holds one		X						250 EUR for every started 24 h max 2000 EUR	
Malfunctioning										
Art. 37.1 and Art. 22.1	Tachograph not repaired by an approved fitter or workshop		X					1000 EUR	250 EUR	
								each case	each case	
								250 EUR	75 EUR	
								each case	each case	

Art. 37.2	Driver not marking all required information for the periods of time, which are no longer recorded while tachograph is unserviceable or malfunctioning		X						75 EUR for every started 24 h max 2000 EUR	
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[To the Top](#)