

ROAD GOODS CARRIERS' HANDBOOK

Administrative and/or penal sanctions against foreign carriers in case of missing or non complying documents accompanying an international road transport operation

BELGIUM

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1. ENFORCING AUTHORITIES

In Belgium, foreign road vehicles may be checked by: Federal police, Customs office, Administration of land transport, social inspectorate, inspectors of the FPS (Federal Public Service).

2. SANCTIONS IN CASE OF MISSING OR NON-COMPLYING DOCUMENTS

2.1 Foreign carrier's documents

2.1.1 EU Licence, ECMT Authorisation, Bilateral or Transit Transport Authorisation

- person(s) sanctioned: carrier and principal (the latter according to art.37 of the Law of 03/05/99 which sanctions principals who have knowingly failed to check that the required licence was issued for the vehicle used)
- sanctions: Fine from € 50 to € 10,000* and/or 8 days to 6 month prison sentence (art. 35 of the Law of 03/05/1999). In case of repetition of the offence within 2 years, the sanction cannot be lower than twice the penalty pronounced earlier for the same offence.
- compromise settlement: €900, to be paid on the spot: no transport licence on board the vehicle; transport licence is used for a vehicle other than the one indicated in the document; transport licence contains illegible information; transport licence is in the possession of a person other than the one mentioned in the document; licence is the original instead of a copy €50: no transport licence on board the vehicle but proof of its existence was provided immediately; transport licence used for a vehicle other than the one indicated in the document, but proof of the existence of a licence for the vehicle being checked was provided immediately; licence for a hired vehicle but no hire contract can be presented; licence contains incomplete or erroneous information; €1800: the frequency of use of ECMT authorisation exceeds the number of laden trips authorised; the vehicle is carrying out an illegal cabotage operation; the transport

*The fine is increased by a legal coefficient regularly adjusted to the current value of money (additional tithe). The tithe is currently set at 45. Therefore, the amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

licence is false or the data contained in it have been falsified; the driver attestation is false or the data contained in it have been falsified; the driver refuses to present the transport licence; the driver refuses to present the driver attestation.

In case he refuses the compromise settlement, the foreign driver must deposit the same amount.

- other measures: Temporary or final denial of access to Belgian territory for companies established abroad (art. 8 § 3 of the Royal Decree of 25/11/92).
In case of missing authorisation, the goods are unloaded and transferred onto an authorised vehicle.
Vehicle immobilisation.

2.1.2 ADR permit

- The ADR permit/authorization does not exist in Belgium.

2.2 **Driver's Documents (foreign vehicle)**

2.2.1 Proof of ID

- person(s) sanctioned: driver
- sanctions: Fine from € 26 to € 500* (art. 14 of the Royal Decree of 29/07/85 and art. 7 of the Law of 19.17.1991)
- compromise settlement: no information
- other measures: no information

2.2.2 Driving permit

- person(s) sanctioned: driver, carrier
- sanctions: Fine from € 10 to € 500* and/or 1 day to one month's prison sentence for the driver and fine from € 100 to € 1000* for the carrier (articles 31 and 32 of the Royal Decree of 16.03.1968), in case of failure to immediately produce a driving permit
Fine from € 200 to € 2000* and/or 15 days to 6 months' prison sentence for the driver and fine from € 100 to € 1000* for the carrier (articles 31 and 32 of the Royal Decree of 16.03.1968), in case of cancelled, suspended, invalid, inappropriate permit, etc.
- compromise settlement: none
- other measures: potential withdrawal of the driving licence, the driver will have to stop driving

2.2.3 AETR record sheet, tachograph discs, **digital tachograph?**

- person(s) sanctioned: carrier, driver
- sanctions: Fine from € 50 to € 10,000* and/or 8 days to 6 months' prison sentence (art. 10 of the Royal Decree of 13.07.1984 and art. 2 of the Law of 18.02.1969).
- compromise settlement:

RECORD SHEETS

The driver cannot produce one or more record sheets (or particular sheets) for the	€ 1200
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*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

period following his last weekly rest period.	
The driver cannot produce one or more record sheets (or particular sheets) for the period following his last weekly rest period he took and besides, the controlling agent is unable to check whether the compulsory daily or weekly rest period has been respected during the last 24 or 48 hours.	€ 1600
The driver cannot produce one or more record sheets (or particular sheets) for the period preceding his last weekly rest period	€ 600
The driver refuses to provide one or more record sheets (or particular sheets) for the period following his last weekly rest period or it appears that the record sheets (or particular sheets) for the same period are present, but their absence had been established.	€ 2400
One or more record sheets do not comply with the prescribed model and/or are not suitable to be used in the equipment installed in the vehicle, so that no relevant data was recorded.	€ 1200
One or more record sheets are illegible and/or cannot be checked because they are dirty and/or damaged and are not accompanied by the reserve sheet.	€ 1200
One or more record sheets has/have been removed from the control equipment without valid reasons before the end of the working day and/or this equipment was opened before the end of the working day.	€ 1200
One or more record sheets have been removed from the control equipment without valid reasons before the end of the working day and/or this equipment was open before the end of the working day, but the control of the driving and rest times remains possible.	€ 50
The driver does not ensure strict implementation of the regulations.	€ 50
The driver used more than one record sheet per working day, unless it is necessary in case of change of vehicle to ensure that the record sheet is in line with the prescribed model and is appropriate for use in the equipment installed in the vehicle.	€ 1200
The driver left one or more record sheet(s) in the equipment for more than 24 hours, so that the driving time line is squashed and control is impossible	€ 1200
The driver has not recorded the time groups on one or more record sheets when he was away from the vehicle.	€ 50
The data have not been recorded on the correct record sheet (in the case of 2 drivers)	€ 1200
The indication of time on the record sheets is wrong, i.e. from a difference of UCT + 3 for vehicles registered in the EEA and in line with the ad hoc table for the other vehicles (except for the 12h difference).	€ 1200
The driver failed to mention one or more of the following indications on one or more record sheets: his name and first name (provided his identification is possible based on the record sheet), the date at the start of use of the record sheet, the vehicle registration number.	€ 1200
The driver failed to mention one or more of the following indications on one or more record sheets: the date at the end of the use of the record sheet, the reading of the milometer at the beginning of the first trip and at the end of the last trip et at the time of a potential change of vehicle, the time at the beginning of the change of vehicle if necessary, the place at the beginning and at the end of the use of the sheet.	€ 50
The driver did not draw up the special sheet (to be used during the time when the control equipment does not work or presents anomalies) in line with the provisions: the indications relating to time groups and/or the name and/or the number of the driver's licence were not mentioned, so that his identification is not possible.	€ 1200
The driver did not draw up the special sheet (to be used during the time when the control equipment does not work or presents anomalies) in line with the provisions:	€ 1600

the indications relating to time groups and/or the name and/or the number of the driver's licence were not mentioned, so that his identification is not possible and the controlling agent is unable to verify if the compulsory daily or weekly rest time has been respected during the last 24 or 48 hours respectively.	
The driver did not draw up the special sheet (to be used during the time when the control equipment does not work or presents anomalies) in line with the provisions: the indications relating to time groups and/or the name and/or the number of the driver's licence were not mentioned or incomplete, but the identification of the driver remains possible.	€ 50
One or more record sheets are on board the vehicle when the driver presented an attestation of absence for the same period.	€ 2400
The data on one or more record sheets has been falsified, deleted or destroyed.	€ 2400

TACHOGRAPH

The equipment does not comply with the regulations (installation or repair in an uncertified workshop, seals missing or incorrect, installation plate invalid or absent).	€ 1200
Following incorrect installation, the seals have broken without compromising the correct operation of the equipment.	€ 50
Despite a difference between the dimension of the tyres and the data on the installation plate, the wheel rim corresponds to the data mentioned on the installation plate.	€ 50
The control equipment is not used although it is compulsory for this type of vehicle or transport operation to use a tachograph.	€ 1200
The control equipment broke down or does not work properly and the repairs do not comply with the regulations.	€ 1200
The control equipment is used incorrectly: when there are two drivers, the recording is made on the wrong record sheet.	€ 1200
The control equipment is used incorrectly: the time indication on the record sheet is incorrect, i.e. from a difference higher than UTC + 3 for vehicles registered in the EEA and in line with the ad hoc table for the other vehicles.(except for the 12h difference).	€ 1200
The control equipment in the vehicle is used incorrectly: bearing devices are not launched or are used incorrectly.	€ 50
The control equipment is used incorrectly: the country code was not introduced in the digital tachograph (in the case where the data is entered manually) and/or the driver did not introduce manually the time groups when he was away from the vehicle	€ 50
The control equipment is used incorrectly: in the case where several drivers are present, care was not taken that the data be recorded on the sheet of the driver actually driving (in the case of an analogical tachograph) or that each driver inserted his driver card in the correct slot of the digital tachograph.	€ 1200
The equipment has been fraudulently tampered with to prevent correct recording: the data was modified or erased, the recorded data is not accessible or was destroyed, a device was installed with intent to commit the aforementioned infractions.	€ 2400
The vehicle is not equipped with a tachograph although it is compulsory for this type of vehicle or transport operation	€ 1200
The vehicle is equipped with an analogical tachograph when it should be equipped with a digital tachograph.	€ 1200
The driver refuses to have the equipment checked	€ 2400

DRIVER'S CARD (digital tachograph)

The driver's card is not valid because its validity has expired.	€ 1200
The driver's card is not valid because it is faulty or damaged and the reporting of these infringements made more than 15 calendar days (or later if necessary to enable the vehicle to get back to the base of the company) after the default or the damage occurred.	€ 1200
The driver's card is in the vehicle but not in the control equipment.	€ 1200
The driver's card was taken out of the control equipment without valid reasons before the end of the work day when the vehicle was still in use.	€ 1200
The driver's card is in the hands of the driver, in the vehicle, but it was removed from the control equipment without valid reasons, before the end of the work day, when the vehicle was not moving, and there was no reason to remove the card from the equipment.	€ 50
The driver does not hold a driver's card when the vehicle or the transport is not exempted from the use of a tachograph.	€ 1200
The driver does hold a driver's card but he cannot produce his card because it was lost or stolen nor can he produce proof that he has declared the loss or the theft.	€ 1200
The driver does hold a driver's card but he cannot produce his card because it was lost or stolen but the reporting of this infringement took place more than 15 calendar days (or later if it is necessary to enable the vehicle to get back to the company base) after the loss or theft.	€ 1200
The driver does hold a driver's card, but he does not have his card on board the vehicle.	€ 1200
The driver refuses to present his card for control	€ 2400
The driver used the driver's card fraudulently: <ul style="list-style-type: none"> - by using someone else's card; - by using alternatively two or more cards allocated to different drivers, whether he is the holder of the cards or not; - by using a card that was declared lost or stolen; - by using several valid cards he holds alternatively; - by using a falsified or fake card or a card where the recorded data was illegible or destroyed. 	€ 2400

DRIVER'S CARD (analogic tachograph)

The driver's card is not valid because its validity has expired.	€ 1200
The driver's card is not valid because it is faulty or damaged and the reporting of this infringement is made more than 15 calendar days (or later if necessary to enable the vehicle to get back to the base of the company) after the default or the damage occurred.	€ 1200
The driver cannot produce his card because it was lost or stolen nor can he produce proof that he has declared the loss or the theft	€ 1200
The driver does hold a driver's card but he cannot produce his card because it was lost or stolen but the reporting of this infringement took place more than 15 calendar days (or later if it is necessary to enable the vehicle to get back to the company base) after the loss or theft	€ 1200
The driver does hold a driver's card, but he does not have his card on board the	€ 1200

vehicle	
The driver refuses to present his card for control	€ 2400
The driver used the driver's card fraudulently: <ul style="list-style-type: none"> - by using someone else's card; - by using alternatively two or more cards allocated to different drivers, whether he is the holder of the cards or not; - by using a card that was declared lost or stolen; - by using several valid cards he holds alternatively; by using a falsified or fake card or a card where the recorded data was illegible or destroyed	€ 2400

PRINT OUT OF DATA (digital tachograph)

If the driver's card is damaged or does not work correctly or if the driver does not have his card with him (following loss or theft), the driver is unable to present any print-out of the data recorded by the digital tachograph and/or the driver failed to mention on the print-out presented, the data not recorded by the tachograph, his name and his driver's licence number or his driver's card number (when identification of the driver is impossible) for the period following the last weekly rest time he took.	€ 1200
If the driver's card is damaged or does not work correctly or if the driver does not have his card with him (following loss or theft), the driver is unable to present any print-out of the data recorded by the digital tachograph and/or the driver failed to mention on the print-out presented, the data not recorded by the tachograph, his name and his driver's licence number or his driver's card number (when identification of the driver is impossible) and, besides, the control agent cannot verify if the daily or weekly rest time has been respected during the last 24 or 48 hours respectively.	€ 1600
If the driver's card is damaged or does not work correctly or if the driver does not have his card with him (following loss or theft), the driver is unable to present any print-out of the data recorded by the digital tachograph and/or the driver failed to mention on the print-out presented, the data not recorded by the tachograph, his name and his driver's licence number or his driver's card number (when identification of the driver is impossible) for the period preceding the last weekly rest time he took	€ 600
The printed data are illegible due to negligence or lack of care on the part of the driver	€ 1200
The driver who has his normal residence on the territory of a non EU country but which is a contracting party to the AETR and to whom a driver's card has not been issued yet by the competent authorities of this country, drives a vehicle registered in a non EU country but which is a contracting party to the AETR, and equipped with a digital tachograph and he cannot present a print out of the data recorded by the digital tachograph and/or he failed to mention on the print out presented his name and his driver's licence number (when the identification of the driver is impossible) for the current week and the last day of driving of the preceding week.	€ 1200
The driver who has his normal residence on the territory of a non EU country but which is a contracting party to the AETR and to whom a driver's card has not been issued yet by the competent authorities of this country, drives a vehicle registered in a non EU country but which is a contracting party to the AETR, and equipped with a digital tachograph and he cannot present a print out of the data recorded by the digital tachograph and/or he failed to mention on the print out presented his name and his driver's licence number (when the identification of the driver is impossible) for the current week and the last day of driving of the preceding week; besides, the control agent is unable to verify whether the compulsory daily or weekly rest time has been respected during the last 24 or 48 hours respectively.	€ 1600
The driver refuses to present the print-out of the data recorded by the digital tachograph	€ 2400

The printed data have been falsified, deleted or destroyed	€ 2400
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In case of refusal of the compromise settlement, foreign driver shall deposit the same amount plus € 110 to cover court costs.

- other measures:
 - potential confiscation of the discs
 - potential seizure of the vehicle
 - potential vehicle immobilisation

2.2.4 ADR training certificate

- person(s) sanctioned: carrier, driver, principal (art.6 of the Royal Decree of 09/03/2003)
- sanctions: Fine from € 50 to € 10,000^{*} and/or 8 days to 6 months' prison sentence (art. 16 of the Royal Decree of 26.03.1993 and art. 2 of the Law of 18.02.1968)
Possibility of mitigation of the penalty in case of extenuating circumstances.
In case of repetition within one year, penalties shall be doubled.
- compromise settlement: € 1,000 to be paid on the spot in case of absence of certificate
€ 500 in case of out-of-date or invalid certificate and € 50 in case of absent but valid certificate
In case of refusal of the compromise settlement, foreign drivers shall deposit the same amount
- other measures: vehicle immobilisation as long as the offence subsists

2.2.5 Document from employer certifying driver's employment

- person(s) sanctioned: absence of driver attestation (only for drivers from non EEA countries) equivalent to absence of valid licence Carrier and principal (the latter by virtue of Art.37 of the Law of 03.05.1999 which sanctions the principal who deliberately omitted to ensure that the required licence was delivered for the vehicle used)
- sanctions: Fine from € 50 to € 10,000^{*} and/or 8 days to 6 months' prison sentence (art. 35 §1 of the Law of 03/05/1999).
- compromise settlement: In case of refusal of the compromise settlement, foreign drivers shall deposit the same amount
- other measures: no information

2.2.6 Limosa Declaration

- person(s) sanctioned: lack of proof of Limosa Declaration (only if the driver is performing cabotage in Belgium).

Carrier, driver and anyone on whose premises or on whose behalf operations are performed in Belgium

^{*}Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

- sanctions: Fine from € 500 to € 2,500* and/or prison sentence from 8 days to one year (art. 157 of the Programme Law of 27 December 2006)
- compromise settlement: no information
- other measures: no information

2.3 Foreign vehicle's documents

2.3.1 Registration certificate (grey card)

- person(s) sanctioned: carrier
- sanctions: Fine from € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.96.1985). In case of repetition of the offence within 2 years, the sanction cannot be lower than twice the penalty pronounced earlier for the same offence.
- compromise settlement: no information
- other measures: potential vehicle immobilisation

2.3.2 Regular technical inspection

- person(s) sanctioned: no information
- sanctions: no information
- compromise settlement: € 200 if the driver of a vehicle registered or put in circulation in Belgium cannot present the technical inspection certificate or another proof showing that the vehicle went through the compulsory technical inspection, € 400 if the technical inspection certificate is falsified or destroyed or if the data mentioned has been falsified or destroyed, € 400 if the driver refuses to present the technical inspection certificate.
In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: no information

2.3.3 ECMT technical certificate

- person(s) sanctioned: no information
- sanctions: no information
- compromise settlement: no information
- other measures: no information

2.3.4 Compulsory nationality plate

- person(s) sanctioned: carrier
- sanctions: Fine from € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.96.1985). Counterfeiting the plate carries a prison sentence from 3 months to 3 years and a ban from exercising certain civil and political rights. In case of repetition of the offence within 2 years, the sanction cannot be lower than twice the penalty pronounced earlier for the same offence.
- compromise settlement: no information
- other measures: potential vehicle immobilisation

*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

2.3.5 ADR certificate of approval

- person(s) sanctioned: carrier, driver and principal (art. 6 of the Royal Decree of 09.03.2003 foresees joint liability between the sender, the principal, the forwarder or forwarding agent, the carrier and the driver.
- sanctions: Fine from € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.06.1985). In case of repetition of the offence within 2 years, the sanction cannot be lower than twice the penalty pronounced earlier for the same offence.
- compromise settlement: € 1,000 in case of missing certificate, € 500 in case of an out-of-date or invalid certificate for the goods transported and € 50 for a missing but valid certificate.
In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: potential vehicle immobilisation as long as the offence subsists

2.3.6 ATP certificate of compliance

- person(s) sanctioned: carrier
- sanctions: Fine from € 50 to € 10,000* and/or prison sentence from 8 days to 6 months (Royal Decree of 15.10.1982 and Law of 18.02.1969). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.
- compromise settlement: no information
- other measures: no information

2.3.7 Hired vehicles

The Royal Decree of 7-5-02 introduced an obligation to have, on board hired or leased vehicles, the hire or lease agreement or a certified true copy thereof, as well as – in case the driver is not the leaseholder – either the driver's employment contract or his latest salary slip.

- person(s) sanctioned: carrier
- sanctions: Fine from € 50 to € 10,000* and/or prison sentence from 8 days to 6 months (art. 35 §1 of the Law of 03/05/1999). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.
- compromise settlement: € 50 to be paid on the spot. In case he refuses the compromise settlement, the foreign driver must deposit the same amount

2.4 **Transport documents on board foreign vehicles**

2.4.1 Consignment note / CMR international consignment note

- person(s) sanctioned: carrier and principal (art. 37 of the Law of 03.05.1999 foresees the joint liability of the principal who, prior to the beginning of a goods transport operation, has knowingly failed to ensure that a consignment note was indeed drawn up).
- sanctions: Fine from € 50 to € 10,000* and prison sentence from 8

*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

days to 6 months (art. 35 §1 of the Law of 03/05/1999). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.

- compromise settlement: €50 to be paid on the spot if there is no consignment note drawn up on board the vehicle. In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: no information

2.4.2 Loading list (groupage)

(Foreigners may only use a loading list when performing a cabotage operation on Belgian territory provided that the consignment includes over 4 loading/unloading points per day and that the weight of each consignment does not exceed 2,500 kg – art. 37 of the Ministerial Decree of 08.05.2002).

- person(s) sanctioned: carrier and principal (art. 37 of the Law of 03.05.1999 foresees the joint liability of the principal who, prior to the beginning of a goods transport operation, has knowingly failed to ensure that a consignment note was indeed drawn up)
- sanctions: Fine from €50 to €10,000* and prison sentence from 8 days to 6 months (art. 35 §1 of the Law of 03/05/1999). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.
- compromise settlement: €125 to be paid on the spot. In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: no information

2.4.3 ADR transport document, consignor's declaration, ADR security instructions

- person(s) sanctioned: driver, carrier and principal (art. 6 of the Royal Decree of 09.03.2003 foresees joint liability between the sender, the forwarder or forwarding agent and the driver)
- sanctions: Fine from €10 to €500* and/or prison sentence from 1 day to 1 month (art. 29 of the Royal Decree of 16.03.1968). In case of repeated offence during the year, the sentence is doubled.
- compromise settlement: transport document: €1,500 if no indication of the dangerous nature of the goods transported is mentioned on the transport document, €500 if the controlling agent is unable to identify the good because of missing data or because of contradictory data when using Table A of the ADR, €250 if the quantities are missing or incomplete in the transport document and €50 if other elements are missing in the transport document. Security instructions: €250 if they are missing and if they are not in the required languages, €50 if they are not in the statutory place and if other infringements concerning the security instructions have been committed. In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: Vehicle immobilisation as long as the offence subsists

*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

2.4.4 Container packing certificate

- person(s) sanctioned: carrier, driver and principal (art. 6 of the Royal Decree of 09.03.2003)
- sanctions: Fine from € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.06.1985). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.
- compromise settlement: €500 to be paid on the spot
In case of refusal of the compromise settlement, foreign driver shall deposit the same amount
- other measures: Vehicle immobilisation as long as the offence subsists

2.4.5 Transfrontier movement of waste document (Basle Convention)

- person(s) sanctioned: carrier
- sanctions: Flemish region: Fine from € 100 to € 10,000,000* and/or prison sentence from 1 month to 5 years (art. 56 of the Decree of 02.07.1981)
Walloon region: Fine from € 100 to € 1,000,000* and/or prison sentence from 8 days to 3 years (art. 51 of the Decree of 27.06.1991)
- compromise settlement: no information
- other measures: Walloon region: potential vehicle immobilisation, return of waste to sender, potential confiscation of the waste

2.5 **Excess load of foreign vehicle**

- person(s) sanctioned: driver, carrier and principal (art. 37 of the Law of 03.05.1999 foresees the joint liability of the principal who has knowingly issued instructions or imposed actions which led to the excess load or obtained the excess load through promise or threat or who directly contributed to exceeding the vehicle's maximum authorised weight and dimensions)
- sanctions: Fine from € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.06.1985). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence .
- compromise settlement:

Excess	Excess of the maximum permitted weight and dimensions following loading	Excess of the maximum permitted weight and dimensions following modifications brought to the vehicle
up to 5%	60 EUR	82,50 EUR
>5% to 10%	300 EUR	412,50 EUR
>10% to 15%	560 EUR	770,00 EUR
>15% to 20%	800 EUR	1100,00 EUR
>20% to 30%	1000 EUR	1375,00 EUR
>30% to 40%	1120 EUR	1540,00 EUR
>40%	1240 EUR	1705,00 EUR

*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

In case of refusal of the compromise settlement, foreign driver shall deposit the same amount

- other measures: unloading of the excess weight and immobilisation until unloading

2.6 Third-party insurance

- person(s) sanctioned: carrier
- sanctions: € 10 to € 10,000* and/or prison sentence from 8 days to 3 months (art. 4 of the Law of 21.06.1985). In case of repeated offence within 2 years, the penalty cannot be lower than twice the sentence previously pronounced for the same offence.
- compromise settlement: no information
- other measures: potential vehicle immobilisation

2.7 Obligation to produce required documents

Are admitted to circulation in Belgium without international insurance certificate automotive vehicles with their usual residence on the territories of the following States: Germany, Andorra, Austria, Cyprus, Croatia, Denmark, Spain, Estonia, Finland, France, Greece, Hungary, Ireland, Iceland, Italy, Latvia, Liechtenstein, Lithuania, Luxemburg, Malta, Monaco, Norway, The Netherlands, Poland, Portugal, Slovak Republic, Czech Republic, United Kingdom of Great Britain and Northern Ireland, Saint Martin, Slovenia, Sweden, Switzerland and Vatican City. For those countries, the registration mark or registration delivered in the country of origin provides a means of proof of insurance (Royal Decree of 13.02.1991, modified by Royal Decree of 20.02.2006)

- person(s) sanctioned: driver
- sanctions: € 50 to € 500* and/or prison sentence from 8 days to 1 month (art. 29 of the Royal Decree of 16.03.1968), sanction for "refusal to obey the orders of a competent person"
- compromise settlement: no information
- other measures: potential vehicle immobilisation

2.8 Obligation to submit to a decision to immobilise the vehicle

- person(s) sanctioned: driver and carrier
- sanctions: Fine from € 100 to € 1000* and/or prison sentence from 8 days to 6 months (art. 54 of the Royal Decree of 16.03.1968)
- compromise settlement: no information
- other measures: no information

3. APPEALS AGAINST SANCTIONS

3.1 Appeals against sanctions pronounced by enforcing agents (police, customs, other)

- authority with which the appeal should be lodged: no information
- time-limit to lodge an appeal: no information

3.2 Appeals against sanctions pronounced by an authority reviewing fines (minor offences)

- authority with which the appeal should be lodged: no information
- time-limit to lodge an appeal: no information

*Additional tithe. The amount of the fine must be multiplied by 5.5 to obtain the actual fine to be paid.

3.3 Appeals against sanctions pronounced by a court reviewing misdemeanours (serious offences subject to penal sanctions)

- authority with which the appeal should be lodged: no information
- time-limit to lodge an appeal: no information

4. SANCTIONS IN CASE OF INCORRECT LOADING OR STOWAGE

- person(s) sanctioned: driver, carrier, packer, loader
- sanctions: From € 110 to € 2750
- compromise settlement: from € 100 to € 150 (€1000 ADR transport)
In case of refusal of the compromise settlement,
foreign driver shall deposit the same amount
- other measures: no information

Information / Contact : Information department FEBETRA : [mailto: info@febeta.be](mailto:info@febeta.be) /

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