



IMI REPORT

Number: 29422.1

RT - Conditions of Establishment

Dates

Number of days in which reply is requested	30
Number of days in which reply will be sent	30
Date Sent	13/05/2022
Accepted date	13/05/2022
Date Due	12/06/2022

Undertaking details

Transport undertaking name	sample text
Legal form	(AT) Aktiengesellschaft, AG
Address	sample text
Postal code	1234
City	sample text
Country	Austria
Region	Burgenland

Community Licence

Community licence type	National licence for goods transport
Community licence number	123456789
Community licence start date	01/01/2022
Community licence expiry date	31/12/2022
Number of vehicles covered	1
Vehicle registration numbers	123456789
Authorization status	Active

Potential infringements

Infringement list	Infringement under Article 5(1) point (a) Infringement under Article 5(1) point (b) Infringement under Article 5(1) point (c) Infringement under Article 5(1) point (d) Infringement under Article 5(1) point (e) Infringement under Article 5(1) point (f) Infringement under Article 5(1) point (g) Infringement under Article 5(2) point (a) Infringement under Article 5(2) point (b)
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Document categories	Transport Contracts Vehicle related documents Accounting Documents Personnel Management Documents Employment Contracts Social Security Documents Posting Documents Cabotage Documents Driving time and rest periods Other Document
Additional details	(en) sample text

Credible Indications of Infringement

Credible Indications of Infringement	The undertaking has its main establishment or parent company incorporated or registered in the requesting Member State Taxes corresponding to the activity concerned are collected in the requesting Member State The activities concerned are run from premises located in the requesting Member State The administrative activities relating to the activities concerned are run in the requesting Member State The commercial activities relating to the activities concerned are run in the requesting Member State The core business documents covering the activity concerned are located in the requesting Member States The transport manager is available in the requesting Member State Administrative personnel dealing with the activities concerned are employed in the requesting Member State Drivers get work assignments and instructions from the undertaking established in the requesting Member State Equipment used for the activities concerned are located in the requesting Member State Drivers are not based at an operational centre in the Member State of establishment A significant proportion of the activity of the undertaking takes place in the requesting Member State Vehicles registered in the requesting Member State are being used for the activities concerned (through direct ownership, hire-purchase agreement or under a hire or leasing contract) Examination of evidence show that vehicles involved in the activity concerned do not return to one of the operational centres in the Member State of establishment at least within eight weeks after leaving it Other credible indication of infringement
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Details of credible indications of infringement

Details of credible indications of infringement	(en) sample text
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Request category

Request Category	Request for Information Request for Documents
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Purpose of the request

Purpose of the request	(en) sample text
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Detailed information

Detailed description of the request for information and/or documents	(en) sample text
Detailed answer to the request	(en) sample text

Decision of the responding authority on providing the requested information

Can the request be answered?	Yes
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[E001] Evidence that the undertaking engaged in the occupation of road transport operator does not have in the Member State of establishment premises at which it is able to access the originals of its core business documents

Additional details	(en) sample text
Answer	(en) sample text

[E002] Evidence that the undertaking engaged in the occupation of road transport operator is not registered on the register of commercial companies of the Member State of establishment or on a similar register whenever required under national law

Additional details	(en) sample text
Answer	(en) sample text

[E003] Evidence that the undertaking engaged in the occupation of road transport operator is not subject to tax on revenues in the Member State of establishment and/or, whenever required under national law, does not have a valid value added tax registration number in the Member State of establishment

Additional details	(en) sample text
Answer	(en) sample text

[E004] Evidence that the undertaking engaged in the occupation of road transport operator does not have at its disposal one or more vehicles which are registered or put into circulation and authorised to be used in conformity with the legislation of the Member State of establishment

Additional details	(en) sample text
Answer	(en) sample text

[E005] Evidence that the undertaking engaged in the occupation of road transport operator does not effectively and continuously conduct its administrative and commercial activities in the Member State of establishment and/or does not use the appropriate equipment and facilities at premises situated in the Member State of establishment to do so

Additional details	(en) sample text
Answer	(en) sample text

[E006] Evidence that the undertaking engaged in the occupation of road transport operator does not manage its transport operations effectively and continuously using the vehicles referred to in point (g) of Article 5(1) of Regulation 1071/09 and/or does not use the appropriate technical equipment situated in the Member State of establishment to do so

Additional details	(en) sample text
Answer	(en) sample text

[E007] Evidence that the undertaking engaged in the occupation of road transport operator does not have at its regular disposal a number of vehicles that comply with the conditions laid down in point (e) of Article 5(1) of Regulation 1071/09 proportionate to the volume of transport operations carried out by the undertaking

Additional details	(en) sample text
Answer	(en) sample text

[E008] Evidence that the undertaking engaged in the occupation of road transport operator does not have at its regular disposal drivers who are normally based at an operational centre in the Member State of establishment

Additional details	(en) sample text
Answer	(en) sample text

[E009] Evidence that the undertaking engaged in the occupation of road transport operator does not have in the Member State of establishment, proportionate to the size of the activity of the undertaking, duly qualified administrative personnel at the premises or the transport manager reachable during customary business hours (if required under the national law of the Member State of establishment)

Additional details	(en) sample text
Answer	(en) sample text

[E010] Evidence that the undertaking engaged in the occupation of road transport operator does not have in the Member State of establishment, proportionate to the size of the activity of the undertaking, operational infrastructure other than the technical equipment referred to in point (f) of Article 5(1) of Regulation 1071/09 in the territory of that Member State, including an office which is open during customary business hours (if required under the national law of the Member State of establishment)

Additional details	(en) sample text
Answer	(en) sample text

[E011] Evidence that the undertaking engaged in the occupation of road transport operator does not organise its vehicle fleet's activity in such a way as to ensure that vehicles that are at the disposal of the undertaking and are used in international carriage return to one of the operational centres in the Member State of establishment at least within eight weeks after leaving it, including any evidence concerning the presence of the vehicle or vehicles subject to the request in the Member State of establishment, its date, duration and frequency

Additional details	(en) sample text
Answer	(en) sample text

[E012] Other evidence

Additional details	(en) sample text
Answer	(en) sample text

[D001] Corporate documents

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:04 CEST Comment: (en) sample text

[D002] Tax and accounting documents

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

[D003] Personnel management documents and labour or social security documents

Additional details	(en) sample text
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Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text
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[D004] Transport documents

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

[D005] Documents relating to the vehicles at the disposal of the undertaking

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

[D006] Documents relating to the use of vehicles at the disposal of the undertaking

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

[D007] Documents relating to the location of vehicles at the disposal of the undertaking

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

[D008] Other documents

Additional details	(en) sample text
Attachment	File name: Test attachment.pdf Added by: EU - Training authority Added on: 13/05/2022 13:06 CEST Comment: (en) sample text

Management Information

Form	RT - Conditions of Establishment
Management type	Request
Number	29422
Status	Closed
Version	1
Last update	13/05/2022 13:06 CEST

History

History Item	Version: 1 Action: Reply accepted Old status: Answered - awaiting closure New status: Closed Modified by: HELPDESK EC IMI Date: 13/05/2022 13:06 CEST
History Item	Version: 1 Action: Reply sent Old status: Accepted New status: Answered - awaiting closure Modified by: USER training Date: 13/05/2022 13:06 CEST
History Item	Version: 1 Action: Request edited Old status: Accepted New status: Accepted Modified by: USER training Date: 13/05/2022 13:06 CEST
History Item	Version: 1 Action: Request edited Old status: Accepted New status: Accepted Modified by: USER training Date: 13/05/2022 13:04 CEST
History Item	Version: 1 Action: Request edited Old status: Accepted New status: Accepted Modified by: USER training Date: 13/05/2022 13:03 CEST
History Item	Version: 1 Action: Request accepted Old status: Awaiting acceptance New status: Accepted Modified by: USER training Date: 13/05/2022 13:03 CEST
History Item	Version: 1 Action: Request sent Old status: Draft New status: Awaiting acceptance Modified by: HELPDESK EC IMI Date: 13/05/2022 13:01 CEST
History Item	Version: 1 Action: Request saved Old status: Initial status New status: Draft Modified by: HELPDESK EC IMI Date: 13/05/2022 13:01 CEST

Requesting Authority

Authority name	European Commission Commission européenne Europäische Kommission
Authority informal title	IMI System
Country	EU
Address	Rue de Spa, 2 1000 Bruxelles
Telephone	+ +32 229 55470
Fax	+ +32 229 68867
E-mail	IMI-Helpdesk@ec.europa.eu

Requesting Coordinator

Authority name	European Commission Commission européenne Europäische Kommission
Authority informal title	IMI System
Country	EU
Address	Rue de Spa, 2 1000 Bruxelles
Telephone	+ +32 229 55470
Fax	+ +32 229 68867
E-mail	IMI-Helpdesk@ec.europa.eu

Responding Authority

Authority name	Training authority Training authority Training authority
Authority informal title	Training authority
Country	EU
Address	street and number 1234 town
Telephone	+3212345678
Fax	
E-mail	training@ec.imi

Responding Coordinator

Authority name	Training authority Training authority Training authority
Authority informal title	Training authority
Country	EU
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