

INFORMAÇÃO NO ÂMBITO DOS PROCEDIMENTOS DE PREVENÇÃO, CONTROLO E VIGILÂNCIA DE INFEÇÃO PELO SARS-CoV-2 (COVID-19)

- Transportes Rodoviários de Mercadorias-

Derrogação das normas previstas no Regulamento (CE) n.º 561/2006, de 15 de março que estabelece regras em matéria de tempos de condução, pausas e períodos de repouso para os condutores envolvidos no transporte rodoviário de mercadorias

No âmbito da necessidade de se estabelecerem medidas de contingência da infeção do SARS-CoV-2 (COVID-19), PORTUGAL fez uso da prerrogativa prevista no artigo 14º nº 2 do Regulamento (CE) n.º 561/2006, de 15 de março, através da:

- **Derrogação do n.º 1 do artigo 6.º do Regulamento 561/2006**
- **Derrogação do n.º 6 do artigo 8.º do Regulamento 561/2006**

por 15 dias.

PORTUGAL deixou claro que a segurança rodoviária e do motorista não devem ser comprometidas. Não é admissível que os motoristas conduzam sob cansaço e fadiga. Os empregadores permanecem responsáveis pela saúde e segurança dos seus trabalhadores e demais utilizadores da estrada.

Esta informação, além de anexa ao presente Comunicado, encontra-se igualmente disponível em:

<https://ec.europa.eu/transport/sites/transport/files/temporary-relaxation-drivers-covid.pdf>

Notification of temporary derogation from driving and rest times pursuant to Art. 14(2) of Regulation 561/2006 by PORTUGAL

In response to the extraordinary crisis situation due to the pandemic of COVID-19 (Coronavirus), **PORTUGAL** has agreed to a temporary and limited relaxation of the enforcement of driving and rest times for the drivers of vehicles transporting **GOODS**. This relaxation is granted pursuant to Article 14(2) of Regulation (EC) No 561/2006 and the purpose of this document is to notify the Commission accordingly.

This temporary relaxation applies from **MARCH 23th, 2020 and will run until April 6rd, 2020**, both included. It will apply to those drivers involved in the delivery of goods **IN ALL THE PORTUGUESE TERRITORY**.

PORTUGAL has made it clear that driver and road safety must not be compromised. Drivers should not be expected to drive whilst tired - employers remain responsible for the health and safety of their employees and other road users.

For the above-mentioned category of drivers, the following provisions will be temporarily relaxed as follows:

- **Derogation to Article 6(1) of Regulation 561/2006.**
- **Derogation to Article 8(6) of Regulation 561/2006.**

The temporary relaxation of the rules described above reflects the exceptional circumstances stemming from the COVID-19 outbreak. **PORTUGAL** wishes to emphasise that, as a general rule, we expect business to plan for and manage the risks of disruption to supply chains.

I. Temporary exceptions granted by EU and non-EU Member States due to the COVID-19 outbreak – Notified by COM

MS	Exceptional circumstances linked to COVID-19	Period (Both dates are included)	Categories of transport/drivers	Provisions from Regulation 561/2006 derogated from	Date of notification Notified by:	Status
UK	Ensure national supply of goods	23/03/2020 - 21/04/2020	All transport of goods in England, Scotland, Wales and Northern Ireland.	- Art. 6(1) : replacement of the maximum daily driving limit of 9 hours with one of 11 hours; OR - Art 8(6) : Postponement of the requirement to start a weekly rest period after six-24 hours periods, for after seven 24 hours period; although two regular weekly rest periods or a regular and a reduced weekly rest period will still be required within a fortnight;	Notified on 23/03/2020 By UK Transport Ministry	Notified to all MS
Northern Ireland	Ensure national supply of goods	19/03/2020 - 23/03/2020	Delivery of oil and solid fuel to agricultural, commercial and domestic consumers in Northern Ireland – this includes hospitals, landfill sites, airports.	- Art. 6(2) : replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3) : replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 7 : replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1) : Reduction of the daily rest requirements from 11 to 9 hours;	Notified on 23/03/2020 By UK Transport Ministry	Notified to all MS
UK	Ensure national supply of goods	18/03/2020 - 23/03/2020	Delivery of food, non-food (personal care and household paper and cleaning) and over the counter pharmaceuticals when undertaking the following journeys in England, Scotland and Wales: - Distribution centre to stores (or fulfilment centre) - From manufacturer or supplier to distribution centre (including backhaul collections) - From manufacturer or supplier to store (or fulfilment centre) - Between distribution centres and transport hub trunking - Transport hub deliveries to stores This exemption <u>does not apply to drivers undertaking deliveries directly to consumers.</u>	- Art. 6(1) : replacement of the maximum daily driving limit of 9 hours with one of 11 hours; OR - Art 8(6) : Postponement of the requirement to start a weekly rest period after six-24 hours periods, for after seven 24 hours period; although two regular weekly rest periods or a regular and a reduced weekly rest period will still be required within a fortnight;	Notified on 18/03/2020 By UK Transport Ministry	Notified to all MS
PT	Ensure national supply of goods	23/03/2020 - 06/04/2020	All transport of goods	- Art. 6(1) : lifting the daily driving time limit - Art. 8(6) : provisions on weekly rest periods	Notified on 23/03/2020 By PT Perm Rep	Notified to all MS

SI	Ensure national supply of goods	16/03/2020 - 14/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): postponement of a weekly rest period beyond six 24-hour period. 	Notified on 23/03/2020 By SI Ministry of Infrastructure	Notified to all MS
DK	Ensure national supply of goods	23/03/2020 - 11/04/2020	All national transport of goods in Denmark	Art. 8(6) : postponement of the requirement for a weekly rest period during the specified period	Notified on 22/03/2020 By Danish Road Traffic Authority	Notified to all MS
	Ensure national supply of goods	13/03/2020 - 22/03/2020	All national transport of goods in Denmark	Art. 8(6) : postponement of the requirement for a weekly rest period during the specified period	Notified on 13/03/2020 By Danish Road Traffic Authority	Notified to all MS
FR	Ensure national supply of goods	21/03/2020 - 19/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 10 hours or 11 hours <u>up to twice a week</u>; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 102 hours. 	Notified on 21/03/2020 By FR Perm Rep to EU	Notified to all MS
NL	Ensure national supply of goods	14/03/2020 - 07/04/2020	National transport performed in subsectors which are crucial for	- Art. 6(1) : replacement of the maximum daily driving limit of 9 hours with one of 11 hours;	Notified on 20/03/2020	Notified to all MS

			supplying pharmacies, supermarkets and other food shops.	<ul style="list-style-type: none"> - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 8(6): postponement of a weekly rest period from six to seven 24-hour period. 	By NL Perm Rep to EU	
HU	Ensure national supply of goods	21/03/2020 - 19/04/2020	Domestic and international transport of goods and passengers	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 65 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 105 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): reduction of the regular weekly rest period from 45 hours to 24 hours without any compensation. - Art. 8(6): postponement of a weekly rest period from six to seven 24-hour period. 	Notified on 20/03/2020 By HU Perm Rep to EU	Notified to all MS
EL	Ensure national supply of goods	19/03/2020 - 17/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; 	Notified on 20/03/2020 By EL Ministry of Infrastructure & Transport	Notified to all MS

				- Art. 8(6) : postponement of a weekly rest period beyond six-24 hours period.		
AT	Ensure national supply of goods	16/03/2020 - 14/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 100 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): postponement of a weekly rest period beyond six-24 hours period. 	Notified on 20/03/2020 By AT Perm Rep to EU	Notified to all MS
HR	Ensure national supply of goods	18/03/2020 - 16/04/2020	Domestic and international freight transports of carriage of products consisting of life and health such as: <ul style="list-style-type: none"> - distribution of food and related industries; - distribution of fuels; - transport of raw materials; - food for life and animal life, - medicines and medical equipment; - distribution of equipment to hospitals and other public institutions. 	<ul style="list-style-type: none"> - Art. 6(1): increasing the maximum daily driving time limit from 9 hours to 11 hours; - Art. 6(2): increasing the maximum weekly driving time limit from 56 hours to 60 hours; - Art. 6(3): the fortnightly driving limit is lifted from 90 hours to 96 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): reduction of the regular weekly rest period from 45 hours to 24 hours without any compensation. 	Notified on 20/03/2020 By HR Perm Rep to EU	Notified to all MS
NO	Ensure national supply of goods	14/03/2020 - 13/04/2020	Domestic and international transport of good and passengers	<ul style="list-style-type: none"> - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): at least one reduced weekly rest every week throughout the dispensation 	Notified on 19/03/2020 By EFTA authority	Notified to all MS

				period.		
SK	Ensure national supply of goods	19/03/2020 - 17/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; 	Notified on 19/03/2020 By SK Labour Inspectorate	Notified to all MS
MT	Ensure national supply of goods	18/03/2020 - 16/04/2020	International transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; 	Notified on 19/03/2020 By MT Perm Rep to the EU	Notified to all MS
DE	Ensure national supply of goods	18/03/2020 - 17/04/2020	Transport of essential goods such as food, medicine, medical protective equipment and fuels	<ul style="list-style-type: none"> - Art. 6(1): extension of the daily driving time limit to 10 hours no more than five times a week; - Art. 8(6): possibility of taking two consecutive reduced weekly rest periods provided that: <ul style="list-style-type: none"> - the driver takes at least four weekly rest periods in these four consecutive weeks, of which at least two shall be regular weekly rest periods and; - the compensation for these two reduced weekly rest periods should be taken before the following rest period. 	Notified on 19/03/2020 By DE Perm Rep to the EU	Notified to all MS

LU	Ensure national supply of goods	19/03/2020 - 17/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 8(6): postponement of a weekly rest period beyond six-24 hours period. 	Notified on 19/03/2020 By LU Ministry of Mobility	Notified to all MS
PL	Ensure national supply of goods	18/03/2020 - 16/04/2020	Domestic and international transport of goods and passengers	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours. 	Notified on 18/03/2020 By PL Ministry of Infrastructure	Notified to all MS
IE	Ensure national supply of goods	18/03/2020 - 16/04/2020	Domestic and international transport of goods	<ul style="list-style-type: none"> - Art. 6(3): the fortnightly driving limit is lifted from 90 hours to 112 hours. - Art. 8(6): at least two reduced weekly rest periods in any two consecutive weeks. No requirement for compensation or for a regular weekly rest period to be taken. <p><u>No postponement</u> of the requirement to start a weekly rest period after six-24 hours periods.</p>	Notified on 18/03/2020 By IE Transport Ministry	Notified to all MS
BE	Ensure national supply of goods	19/03/2020 - 31/03/2020	Drivers involved in the supply chain relating to essential goods and medicine.	<ul style="list-style-type: none"> - Art. 6(2): replacement of the maximum weekly driving limit of 56 hours with one of 60 hours; - Art. 6(3): replacement of the maximum fortnightly driving limit of 90 hours with one of 96 hours; - Art. 8(6): postponement of a weekly rest period beyond six-24 hours period. 	Notified on 18/03/2020 By BE Transport Ministry	Notified to all MS

BE	Ensure national supply of goods	14/03/2020 - 18/03/2020	Transport of food, medication and other life essential goods to shops and pharmacies	Not specified	Notified on 14/03/2020 By Transport Ministry	Notified to all MS
BG	Ensure national supply of goods	19/03/2020 - 13/04/2020	National and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours; - Art. 8(6): reduction of the regular weekly rest period from 45 hours to 24 hours without any compensation. 	Notified on 17/03/2020 By BG Perm Rep to EU	Notified to all MS
RO	Ensure national supply of goods	18/03/2020 - 16/04/2020	National and international transport of goods	<ul style="list-style-type: none"> - Art. 6(1): replacement of the maximum daily driving limit of 9 hours with one of 11 hours; - Art. 7: replacement of the minimum daily breaks requirements by imposing a break of 45 minutes after 5 and a half hours - Art. 8(1): Reduction of the daily rest requirements from 11 to 9 hours; - Art. 8(6): postponement of a weekly rest period beyond six-24 hours period. 	Notified on 17/03/2020 By RO Perm Rep to EU	Notified to all MS
ES	Ensure national supply of goods	14/03/2020 - 28/03/2020	All transport of goods in Spain	<ul style="list-style-type: none"> - Art. 6(1): lifting the daily driving time limit - Art. 8(6): provisions on weekly rest periods 	Notified on 17/03/2020 By Transport Ministry	Notified to all MS
SE	Ensure national supply of goods	16/03/2020 - 14/04/2020	All domestic and international transport of goods and passengers in Sweden	<ul style="list-style-type: none"> - Art. 8(2): daily rest period of at least 9 consecutive hours within 24 hour period - Art. 8(6): continuous rest period of at least 24 hours shall be considered as a weekly rest period without any compensation - Art. 6: daily, weekly and the fortnightly driving time limits can be extended as long as rest requirement and breaks in Reg. 561/2006 are complied with. 	Notified on 16/03/2020 By Swedish Transport Agency	Notified to all MS

II. Temporary exceptions granted by Member States due to the COVID-19 outbreak – Further clarifications needed

MS	Exceptional circumstances linked to COVID-19	Period	Categories of transport/drivers	Provisions from Regulation 561/2006 derogated from	Date of notification Notified by:	Status
EE	Ensure national supply of goods	TBC	International transport of goods	TBC	Notified on 21/03/2020 By EE Perm Rep to EU	Request for clarification sent to EE: the notification should mention the articles it derogates from and the new measures that apply during that period.
CZ	Ensure national supply of goods	16/03/2020 - 14/04/2020	All transport of goods in the Czech Republic	TBC	Notified on 16/03/2020 By Ministry of Transport	Request for clarification sent to CZ: the notification should mention the articles it derogates from and the new measures that apply during that period.

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