

**Traffic offences - sanctions
Hungary**

(valid from 1.5.07, except for speed limit sanctions from 1 May 2008)

Offences	Sanctions (in HUF)
Transport of goods or passengers by road, performed without a licence	800,000
Failure to produce the certified copy of the Community licence	300,000
Failure to produce the road freight transport licence certificate	100,000
Failure to produce the passenger transport licence certificate	100,000
Failure to produce a valid international licence/certificate for the transport of goods by road	300,000
Driving without the required document certifying that the driver has the required professional qualifications	100,000
Performing a road transport operation without the required document certifying the employment of the driver or the rental contract	200,000
Failure to produce the bill of lading	200,000
Inappropriate completion or administration of the bill of lading	50,000
Travelling without the waybill, passenger list (for passenger transport); or without the waybill, the letter of invitation and the contract used on the previous trip.	200,000
Inappropriate completion or administration of the waybill and the passenger list (for passenger transport)	50,000
Failure to: <ul style="list-style-type: none"> - report a change of data in connection with the goods or passenger transport licence; - report a change of data in relation to the Community licence; - report the temporary suspension of activities; - return the expired licence 	100,000
Performing an own-account road transport operation without the required authorisation	300,000
Exceeding the permitted driving time by: <ul style="list-style-type: none"> - up to 6 minutes - over 6 to 20 minutes - over 20 to 40 minutes - over 40 to 90 minutes - over 90 minutes 	50,000 100,000 200,000 300,000 400,000
Exceeding the daily, six day or two week driving time by (<i>% of the authorised period</i>): <ul style="list-style-type: none"> - up to 5% - over 5% to 10 % - over 10% to 15% - over 15% to 20% - over 20% 	50,000 100,000 200,000 300,000 400,000

Failure to respect the daily or weekly rest time (<i>% of the required period</i>):	
a) up to 95 %	50,000
b) 94% - 90%	100,000
c) 89% - 85%	200,000
d) 84% - 80%	300,000
e) below 80%	400,000
Failure, on the part of driver, to produce the documents (data) required for the verification of the uninterrupted driving time, the daily and weekly driving times and the daily and weekly rest times	400,000
Infringement, on the part of the operator, of the provisions related to the respect of the regulations on driving and rest times	600,000
Lack of valid documents in relation to the recording device	200,000
Infringement of the rules pertaining to the putting into service and operation of the tachograph before starting	400,000
Infringement of the rules on the use of record sheets	100,000
Infringement of the rules on the use of the driver's and the operator's digital tachograph card	100,000
<i>Dangerous goods transport - offences under risk category I</i>	
Transport of hazardous materials excluded from transport	800,000
Leakage of hazardous material	800,000
Transport of goods by a prohibited or an inappropriate means of transport	600,000
Bulk transport in a container which is structurally unsound	800,000
Transport by means of a vehicle which does not have the appropriate certificate of approval	800,000
Transport by means of a vehicle which does not comply with the contents of the approval and poses a direct hazard	800,000
Use of non-approved packing	800,000
Use of packing which is not in compliance with the relevant packing instructions	600,000
Failure to observe the special provisions on mixed packaging	800,000
Failure to observe the rules concerning the distribution and securing of loads	800,000
Failure to observe the rules concerning the mixed loading of packages: - in a vehicle - in a container	400,000 600,000
Failure to observe the capacity limits of packages and tanks	600,000
Failure to observe the restriction on the quantity that may be transported in a transport unit	600,000
Transport of dangerous goods without having any indication or information thereof	800,000
Lack of markings or plaques on the vehicle	800,000

Lack of information regarding the material being transported (e.g. UN number, proper transport name, packing group) making it impossible to determine whether other irregularities of risk category I exist or not	800,000
The driver does not have a valid training certificate	600,000
Failure to observe the prohibition on the use of fire or an open flame	400,000
Failure to observe the smoking ban	200,000
All other offences under risk category I	600,000
<i>Dangerous goods transport - offences under risk category II</i>	
The transport unit comprises more than one trailer or semi-trailer	300,000
The vehicle does not comply with the contents of the approval, but does not pose a direct hazard	200,000
The vehicle is not equipped with the required fire extinguishers in working order	300,000
The vehicle does not have the equipment required by the ADR or the written instruction(s)	100,000/equipment
Failure to observe the date for the control, periodical inspection or usage period of packagings, IBCs or large packagings	300,000
Transport of damaged packages, IBCs or large packages or of damaged, empty, unclean packages	400,000
Transport of packages in a container that is structurally unfit	400,000
Tanks, tank containers are not properly closed	400,000
Combined packaging transported in an outer packing that is not properly closed	200,000
Improper labelling, marking or placarding	400,000
Failure to produce written instruction(s), or written instruction(s) do not correspond to the goods being transported	600,000
Written instruction(s) not in compliance with ADR provisions	300,000
All other offences under risk category II	300,000
<i>Dangerous goods transport - offences under risk category III</i>	
The size of plaques, labels, letters, numbers or symbols are not in compliance with ADR provisions	100,000
Information in the documents is incomplete	100,000
Failure to have the training certificate on board the vehicle	50,000
All other offences under risk category III	100,000
<i>Dangerous goods transport - other offences</i>	
Failure to produce the required licence for the transport of dangerous goods (waste; explosives for civilian use; radioactive material)	200,000
The company has no safety advisor	400,000

The safety advisor's certificate has expired or is not valid for the given subsector or category of hazard	100,000
Transport of livestock, perishable goods	
Lack of the certificate or certification plate proving the suitability of the vehicle for the international transport of perishable goods	100,000
Failure to observe the required transport temperature and conditions of hygiene due to the inappropriate technical design of a goods vehicle performing the domestic transport of meat products	100,000
Lack of accompanying documents of a goods vehicle performing the domestic transport of meat products	100,000
Use of a vehicle which is technically unsuitable for the transport of dairy products requiring refrigeration	100,000
Lack of authorisation for the transport of dairy products requiring refrigeration	100,000
Use of a vehicle which is technically unsuitable in terms of design or condition for the commercial transport of animals	400,000
Lack of a route plan approved by the official veterinary surgeon in the case of the transport of livestock exceeding eight hours and to countries outside the European Union	400,000
Speed limits - exceeding permitted speed (as of 1 May 2008) (% of the exceeded speed)	
up to 50 km/h - over 30% to 50% - over 50% to 60% - over 60% to 80% - over 80% to 100% - over 100% to 150% - over 150%	30,000 40,000 60,000 90,000 130,000 300,000
over 50km/h to 100km/h - over 20% to 30% - over 30% to 50% - over 50% to 70% - over 70% to 100% - over 100% to 150% - over 150%	30,000 40,000 60,000 90,000 130,000 300,000
over 100km/h - over 10% to 20% - over 20% to 40% - over 40% to 50% - over 50% to 60% - over 60% to 80% - over 80% to 100% - over 100%	30,000 50,000 80,000 120,000 150,000 200,000 300,000
Other offences	
In the case of a rented vehicle, the professional goods transport or transport on own account is not performed by the person renting the vehicle	300,000

Failure to produce a document giving authorisation to drive the rented vehicle	100,000
Driving one of the following vehicles on a public road without the permission of the road maintenance company: - vehicle exceeding the maximum permitted total weight or maximum permitted axle load; - oversize vehicle; - tracked vehicle	300,000 200,000 100,000
Failure to produce a valid international periodic test certificate	50,000
Failure to produce valid operating and maintenance records	50,000
Lack of indication as to the identity of the transport operator	100,000
Lack or invalidity of the document required for coaches used for non-scheduled international passenger transport	200,000
Failure to produce the documents required for the performance of a combined goods transport operation	200,000

III. §86, Act No XXXIX of 2001 on the entry of foreign citizens into Hungary

Before transporting a foreign citizen into or through the territory of Hungary, the transport operator must ascertain that the foreign citizen has a valid travel document and visa.

The transport operator must arrange for the immediate transport of the foreign citizen back to the country from which he brought him/her if he/she is refused admittance into the territory of Hungary, if he/she is refused admittance to the destination country and is sent back to Hungary, or if the operator undertaking the ongoing transport operation refuses to embark him/her.

If the transport operation cannot be carried out immediately, all costs related to the stay of the foreign citizen until his repatriation shall be borne by the transport operator. Furthermore, the immigration authorities will impose on the operator a penalty of € 4000 per person transported illegally.

If, however, the transport operator can prove that he carried out the necessary checks as mentioned above and that the person in question was in possession of valid travel documents when boarding his vehicle, he will be released from the obligation to repatriate the foreign citizen and to cover the related costs.

Source: ATRH, January 2008