

Pursuant to Article 75 paragraphs 1 and 2 of the Constitution of the Republic of Macedonia, the President of the Republic of Macedonia and the President of the Assembly of the Republic of Macedonia issue this

DECREE  
FOR PROMULGATION OF  
THE LAW ON VEHICLES

The Law on Vehicles, adopted by the Assembly of the Republic of Macedonia on its session held on 4 November 2008, is hereby promulgated.

No. 07-4833/1  
4 November 2008  
Skopje

President of the  
Republic of Macedonia  
Branko Crvenkovski

President of the  
Assembly of the Republic of  
Macedonia,  
**Trajko Veljanoski**

**LAW ON VEHICLES**  
CHAPTER I  
GENERAL PROVISIONS

Article 1  
**Scope of the Law**

This Law shall regulate the terms for placing vehicles on the market and starting using them, registration and technical operability of vehicles, the terms for performing tasks of the technical services, legal persons in charge of technical inspection and legal persons in charge of registration and the vehicles data register.

Article 2  
**Purpose of the Law**

The purpose of the Law shall be providing higher degree of safety in road traffic as well as in the performance of agricultural and forestry works, protection of people's life and health, environment and nature protection and energy efficiency.

Article 3  
**Meaning of Terms**

Certain terms used in this Law shall have the following meaning:

1. **"Regulatory act"** shall be a single technical specification, regulation or rulebook 1JM/ECE, which is annexed to the Agreement on adoption of uniform (harmonised) technical regulations on wheeled vehicles, the equipment and the parts that may be mounted and/or used on wheeled vehicles, as well as the terms on reciprocal recognition of approvals issued on the basis of such regulations (1958 Agreement);
2. **"Technical specification"** shall be an act prescribing the technical requirements the vehicle needs to comply with, the system, the component or the separate technical unit and the equipment in order to be placed on the market i.e. to be used, as well as the procedures which may be used to determine that the stipulated requirements have been complied with;
3. **"Type-approval"** shall be the procedure used to certify that a type of vehicle, system, component or separate technical unit fulfills the relevant provisions of this Law and the regulations adopted on the basis of this Law, as well as the adequate technical requirements;
4. **"National type-approval"** shall be a type-approval procedure, laid down by the national law of a certain state, the validity of such approval being restricted to the territory of the state that issues it;
5. **"EC type approval"** shall be the procedure used to certify that a type of vehicle, system, component or separate technical unit fulfills the relevant provisions of this Law and the regulations adopted on the basis of this Law, as well as the adequate technical requirements;
6. **"Individual approval"** shall be a procedure used to certify that a particular vehicle, whether unique or not, fulfills the relevant provisions of this Law and the regulations adopted pursuant to this Law, as well as the adequate technical requirements;
7. **"Multi-stage type-approval"** shall be the procedure used to certify that, depending on the state of completion, an incomplete or completed vehicle fulfills the relevant provisions of this Law and the regulations adopted pursuant to this Law, as well as the adequate technical requirements;
8. **"Step-by-step type-approval"** shall be an approval procedure consisting in the step-by-step collection of the whole set of EC type-approval certificates for the vehicle and the systems, components and separate technical units relating to the vehicle, that leads at the end to the approval of the whole vehicle;
9. **"Single-step type-approval"** shall be a procedure consisting in the approval of a vehicle as a whole by means of a single operation;
10. **"Mixed type-approval"** shall be a step-by-step approval procedure, for which one or more system approvals are achieved during the final stage of the approval of the whole vehicle, without it being necessary to issue the EC type-approval certificates for those systems;

11. **“Vehicle”** shall be any means of transport designed to move on the road, except for mobile chairs without engine for disabled persons and the means of transport for children;
12. **“Power-driven vehicle”** shall be any vehicle driven by the power of its own engine, except for the vehicles that move on rails;
13. **“Motor vehicle”** shall be any power-driven vehicle, except for motorcycles, which is normally used for road transport of people and goods or for towing of vehicles on roads and which has minimum four wheels and a maximum design speed exceeding 25 km/h;
14. **“Bus”** shall be a motor vehicle intended for transport of people with more than nine seats, including the driver’s seat;
15. **“Goods vehicle”** shall be a motor vehicle intended for carriage of goods;
16. **“Towing road vehicle”** shall be a motor vehicle without space for goods, specially constructed for towing of heavy trailers with pivotal axis;
17. **“Towing vehicle with a seat”** shall be a motor vehicle with a seat, specially constructed for towing of semi- trailers;
18. **“Towing vehicle”** shall be a motor vehicle towing a trailer;

19. **“Trailer”** shall be a vehicle constructed to be towed by a motor vehicle. The trailer may be constructed as a trailer with pivotal axis, central axis or a semi-trailer;
20. **“House trailer”** shall be a trailer with a special extension and permanent equipment enabling accommodation of people;
21. **“House vehicle”** shall be a motor vehicle with a special extension and permanent equipment enabling transport and accommodation of people;
22. **“Light trailer”** shall be a trailer, the greatest overall mass of which does not exceed 750 kg;
23. **“Mobile machinery”** shall be a motor vehicle or trailer with mounted devices or equipment for performance of work, the greatest overall mass of which is equal with the one of the vehicle (for example: crane and the like) and which due to its characteristics falls in one of the categories of motor vehicles or trailers. The mobile machinery is not suitable for carrying passengers and for transporting goods and the speed based on its construction exceeds 25km/h.
24. **“Bicycle”** shall be a vehicle with one or two seats, with at least two wheels and which moves only by means of the cyclist’s strength;
25. **“Bicycle with an auxiliary engine”** shall be a vehicle driven by pedals, which may have an auxiliary internal combustion engine with volume not exceeding 50 cm<sup>3</sup> or an electromotor with maximum continuous outgoing power of 0.25 kW, whereas the activity of the engine stops when the speed of 25 km/h is reached or if the cyclist stops moving the pedals;
26. **“Moped”** shall be a power-driven vehicle with two or three wheels and the volume of its internal combustion engine does not exceed 50 cm<sup>3</sup>, that is the power of the electromotor does not exceed 4 kW and its speed on a flat road is limited at maximum 45 km/h;
27. **“Motorcycle”** shall be a power-driven two-wheeled vehicle, with or without a sidecar, the volume of its internal combustion engine exceeds 50 cm<sup>3</sup> and the allowed speed based on its construction is bigger than 45 km/h;
28. **“Light tricycle (three wheeled moped)”** shall be a power-driven vehicle with three wheels symmetrically positioned along the vehicle axis, the volume of its internal combustion engine does not exceed 50 cm<sup>3</sup> and its maximum design speed does not exceed 45 km/h;
29. **“Tricycle”** shall be a power-driven vehicle with three wheels symmetrically positioned along the vehicle axis, the volume of its internal combustion engine exceeds 50 cm<sup>3</sup> and its maximum design speed exceeds 45 km/h;
30. **“Light quadricycle”** shall be a power-driven vehicle with four symmetrically positioned wheels, the mass of which does not exceed 350 kg (without a battery and engine power not exceeding 4 kW, if the vehicle is driven by electrical power), whereas the volume of its internal combustion engine does not exceed 50 cm<sup>3</sup> and the allowed speed based on its construction does not exceed 45 km/h;
31. **“Quadricycle”** shall be a power-driven vehicle with four symmetrically positioned wheels, the mass of which does not exceed 400 kg, if it is designed for transport of people, that is 550 kg, if it is designed for carriage of goods (without batteries, if the vehicle is driven by electrical power), whereas the power of its engine does not exceed 15 kW;
32. **“Tractor”** shall be a motor vehicle constructed to pull, push and carry interchangeable tools for performing agricultural, forestry and other works i.e. to serve as a propulsive device for such tools and for towing trailers;

- 33. "Motocultivator"** shall be a motor vehicle with one or two shafts and engine with a power of maximum 12 kW and is constructed to carry, tow, or press various interchangeable fittings and devices or to serve as power of such devices and used for towing of a light trailer;
- 34. "Vehicle mass"** shall be the mass of the vehicle prepared for driving without any passengers or goods, except motorcycles and tricycles, with a driver whose average weight amounts to 75 kg, with 90% fuel of the full tank, with various liquids excluding waste waters, with a spare wheel and equipment, and with regard to the buses with other crew members whose average weight amounts to 75 kg, if separate seats were envisaged for them;
- 35. "Overall mass"** shall be the mass of the vehicle together with the mass of the goods transported in the vehicle, including the mass of the persons inside the vehicle, as well as the mass of the trailer which is transferred on the vehicle;
- 36. "Maximum constructive overall mass"** shall be the mass declared by the manufacturer taking into consideration the construction features of the vehicle ;
- 37. "Axis pressure"** shall be the segment of the overall mass whereby the vehicle axis makes a pressure on the horizontal ground when the vehicle is motionless;
- 38. "Type of vehicle"** shall be a vehicle of a particular category which does not differ regarding the essential aspects, The vehicle type may contain variants and performances;
- 39. "Base vehicle"** shall be any vehicle used in the initial stage of the multi-stage approval procedure;
- 40. "Incomplete vehicle"** shall be any vehicle which still needs completion in at least one further stage in order to meet all the adequate technical requirements;
- 41. "Completed vehicle"** shall be a vehicle resulting from the multi-stage approval procedure which meets all the adequate technical requirements;
- 42. "Complete vehicle"** shall be any vehicle which does not need to be completed in order to meet the adequate technical requirements;
- 43. "End-of-series vehicle"** shall be any vehicle that is part of a stock which cannot be registered or sold or entered into service owing to the entry into force of new technical requirements against which it has not been approved;
- 44. "System"** shall be an assembly of devices combined to perform one or more specific functions in a vehicle and which is subject to the requirements of any of the regulatory acts;
- 45. "Component"** shall be an element subject to the requirements of a regulatory act and intended to be part of a vehicle, which may be type-approved independently of a vehicle where the regulatory act makes express provisions for so doing;
- 46. "Separate technical unit"** shall be a device subject to the requirements of a regulatory act and intended to be part of the vehicle, which may be type-approved separately, but only in relation to one or more specified types of vehicle and where the regulatory act makes express provisions for so doing;
- 47. "Original parts and equipment"** shall be parts or equipment manufactured in compliance with the technical specifications and production standards, provided by the vehicle manufacturer for the production of parts or equipment for the vehicle in question. This includes parts and equipment manufactured on the same production line as these parts or equipment. It is presumed, unless otherwise proven, that parts are original if the part manufacturer confirms that the parts match the quality of the components used for the vehicle in question and have been manufactured in compliance with the technical specifications and production standards of the vehicle manufacturer;
- 48. "Manufacturer"** shall be any natural or legal person responsible to the approval authority for all types of approval procedures or procedures for granting authorisation and for ensuring conformity of production. It is not essential that the natural or legal person is directly involved in all stages of the construction of the vehicle, system, the component or separate technical unit which is subject to the approval procedure;
- 49. "Manufacturer's representative"** shall be any natural or legal person established in the country, that is appointed by the manufacturer to represent them before the approval authority and to act on his behalf in accordance with the provision of this Law. Where reference is made to the term "manufacturer", it is to be understood as indicating either to the manufacturer or their representative;
- 50. "Approval authority"** shall be the authority competent for issuing approvals of a type of vehicle, systems, components or separate technical units or individual approvals of vehicles; for authorising the procedure, for preparing and withdrawing the issued approvals; for acting as contact point with the approval authorities of another state; for authorising technical services and for confirming that the manufacturer fulfils his obligations with regard to the conformity of production;
- 51. "Competence assessment authority"** shall be the Accreditation Institute of the Republic of Macedonia
- 52. "Technical service"** shall be a legal person appointed by the Minister of Economy on the proposal of the approval authority, in accordance with the provisions of this Law and the regulations adopted pursuant to this Law, as a testing laboratory to carry out tests, or as a conformity assessment body to carry out the initial assessments and tests and/or inspection;
- 53. "Virtual testing method"** shall be computer simulation including calculations which demonstrate whether a vehicle, a system, a component or a separate technical unit fulfils the technical requirements of a regulatory act. For testing purposes, a virtual method does not require physical presence of the vehicle, the system, the component or the separate technical unit;
- 54. "Type-approval certificate"** shall be the document whereby the approval authority officially certifies that a type of vehicle, system, component or separate technical unit is approved;
- 55. "EC type-approval certificate"** shall be the document set out in an annex to a regulatory act. The communication form set out in the relevant annex to one of the UN/ECE rulebooks shall be equivalent thereto;
- 56. "Individual approval certificate"** shall be the document whereby the approval authority officially certifies that a particular vehicle is approved;
- 57. "Certificate of conformity"** shall be the document, whereby the manufacturer i.e. the representative certifies that a vehicle which belongs to the series of the approved type complies with all the regulatory acts at the time

of the placement on the market, i.e. a document whereby the technical service certifies that the individually approved vehicle complies with all the regulatory acts at the time of its approval;

58. **“Registration consent”** shall be a document issued in the identification procedure or in the procedure of identification and assessment of the technical condition of the vehicle, if it was established that the vehicle is safe when driven;

59. **“Registration”** shall be approval for operating the vehicle on the road, that encloses the vehicle’s identification by issuing a serial number known as the registration number;

60. **“Import”** shall be entry of vehicles from the Member States of the European Union, i.e. import from a third country;

61. **“Legal person responsible for technical inspection”** shall be a legal person authorised for carrying out technical inspection of vehicles;

62. **“Product”** shall be a vehicle, system, component, separate technical unit or equipment for the vehicles or for the road traffic participants and passengers;

63. **“Cart”** shall be a vehicle towed by an animal;

64. **“Work machine”** shall be a motor vehicle, which is primarily intended for performance of certain activities with its own devices and equipment and which, due to its construction features, may not have greater speed than 25 km/h (roadroller, combine, agricultural tractor, forestry tractor finisher, mower machine, trench digger and the like);

65. **“Information document”** shall be the document of the annexes to the separate regulatory acts, that prescribes the data to be supplied by the applicant, whereby it is permissible to submit the information document in electronic form;

66. **“Information folder”** shall be the complete folder including the information document, documentation, data, drawings, photographs etc., supplied by the applicant, whereby it is permissible to submit the information folder in electronic form;

67. **“Information package”** shall be the information folder accompanied by the test reports and all the other documents added by the technical service or by the approval authority to the information folder in the course of carrying out their tasks, whereby it is permissible to submit the information package in electronic form

68. **“Index to the information package”** shall be the document listing the contents of the information document, suitably numbered or otherwise marked in order to easily notice each of the pages, the form of the document being such as to present a successive steps keeping records of the EC type-approval, in particular the dates of the revisions and updating.

#### Article 4

#### **Correlation with other laws**

- (1) The provisions of this Law and the regulations adopted pursuant to this Law shall apply to the technical requirements for road traffic vehicles, the type-approval procedures for vehicles and the requirements to be fulfilled by the authorised legal persons participating in those procedures, unless otherwise prescribed by other law.
- (2) Regarding products for which there are requirements in accordance with the provisions of this Law and the regulations pursuant to this Law, the provisions of the Law on Products Safety and the regulations adopted pursuant to that Law shall not apply.
- (3) With regard to the legal entities carrying out activities in accordance with the provisions of this Law and the regulations adopted pursuant to this Law, the provisions of the Law on Products Safety and the regulations adopted pursuant to that Law shall not apply.

#### CHAPTER II

#### REQUIREMENTS FOR PLACEMENT ON THE MARKET AND PUTTING INTO SERVICE OF PRODUCTS

#### **First part General provisions**

#### Article 5

#### **Requirements**

- (1) The vehicles, their systems, components, separate technical units and the equipment may be placed on the market and put into service if they fulfil the prescribed technical requirements i.e. if they were approved in accordance with the prescribed procedure i.e. if they underwent the prescribed identification procedure or the procedure of identification and assessment of the technical condition and if they were marked in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.
- (2) The vehicles shall be registered if the requirements have been fulfilled in accordance with the provisions of Chapter III of this Law and the regulations adopted pursuant to this Law.
- (3) The sale, registration and utilisation of vehicles, systems, components, separate technical units and equipment cannot be forbidden, restricted or refused with regard to the construction and function which fall within the scope of this Law, if those requirements laid down in this Law are fulfilled.

#### Article 6

#### **Exemptions**

The provisions of this Chapter shall not apply to:

- vehicles designed and constructed solely for the needs of the Army of the Republic of Macedonia, the police and the fire services,
- vehicles intended to be used on capital construction sites, quarries, stone pits, ports or airports,
- mobile machinery,
- vehicles of which the maximum designed speed based on their construction does not exceed 6 km/h,

- transport means operated by pedestrians,
- vehicles intended for recreation outside public roads,
- bicycles with an auxiliary electrical engine,
- machinery equipment constructed particularly for use in forestry,
- forestry machinery equipment, equipment mounted on the chassis of agricultural vehicles,
- interchangeable machinery equipment which is completely elevated from the ground, when the vehicle on which it is hooked is used on the road,
- vehicles which are temporarily imported due to participation in competitions, fairs and other events, organised in the Republic of Macedonia, whereby the temporary import of such vehicles may be maximum 30 days,
- vehicles which are not intended for road traffic and which are not registered,
- vehicles intended exclusively for competitions and
- prototypes of vehicles used on the road under the responsibility of the manufacturer, for carrying out specific test programmes, provided they have been specifically designed and constructed for this purpose.

#### Article 7

#### **Procedures used to determine whether the requirements are fulfilled**

(1) The determination of the compliance with the requirements referred to in Article 5 of this Law shall be carried out through the following procedures:

- type- approval of vehicle, system, components and separate technical units and equipment (EU type-approval and national type-approval),
- approval of unoriginal vehicle parts and equipment and parts and equipment without type-approval,
- individual vehicle type-approval in accordance with general i.e. specific requirements,
- vehicle identification,
- identification and assessment of the technical condition of the vehicles and
- vehicle inspections upon particular requests.

- (2) The approval referred to in paragraph (1) indents 1, 2 and 3 of this Article shall be issued by the approval authority. The compliance with the technical requirements in the procedures referred to in paragraph (1) indents 1, 2 and 3 of this Article shall be determined by the technical service.
- (3) The identification procedure, i.e. the identification and assessment of the technical condition of the vehicle shall be carried out on the basis of the special authorisation referred to in Article 63 of this Law by the legal person responsible for technical inspection or the technical service, on behalf of the approval authority.
- (4) The vehicle inspection procedure upon particular requests on the basis of the special authorisations referred to in Article 63 of this Law shall be performed by the legal person responsible for technical inspection or technical service.

#### Article 8 **Approval authority**

Approval authority shall be the Ministry of Economy – the Metrology Bureau.

#### Article 9 **Products which are not harmonised with the EU law i.e. which are produced in accordance with the national regulations of a particular state**

- (1) Products placed on the market in another country in accordance with its regulations, which are not harmonised with the EU legislation, shall be type-approved through a special procedure.
- (2) Should the approval authority, on the basis of documents and other data regarding the product, establish that the product referred to in paragraph (1) of this Article does not provide protection of the public interest, they shall forbid the use of the product or shall demand elimination of the product.
- (3) The measures referred to in paragraph (2) of this Article may be undertaken by the approval authority under the following conditions:
- the regulation that is a basis for forbidding the placement on the market i.e. that demands withdrawal of the product from the market, is stated in the written notification,
  - if on the grounds of the available technical and scientific data, it is concluded that there are reasons related to the protection of the public interest and that milder measures would not ensure the necessary level of safety,
  - prior to undertaking the measure they gave the manufacturer a possibility to respond to the requests within 30 days upon receipt of the notification and
  - prior to adopting the decision regarding the type of the measure they described the remarks and explained the reasons for adopting the measure.
- (4) The condition referred to in paragraph (3) indent 3 of this Article shall only apply in the type-approval procedure.
- (5) In the approval procedure referred to in paragraph (1) of this Article, the inspections carried out in another country may be taken into consideration, should the results of these inspections be accepted by the technical service.

#### Article 10 **Derogation from the requests**

- (1) The approval authority may allow derogations from certain requirements relating to the approval for:
- vehicles whose components and separate technical units are produced in small series in accordance with the regulations adopted pursuant to this Law,
  - end-of-series vehicles,
  - vehicles, parts and equipment produced by means of specific technologies or specific technical solutions,
  - vehicles for special purposes and
  - individually approved vehicles.
- (2) With regard to the derogations referred to in paragraph (1) of this Article, the technical service may also apply relevant alternative requirements.
- (3) The alternative requirements within the meaning of paragraph (2) of this Article shall be administrative rules and technical requirements which may include virtual testing methods, in order to ensure safe use of roads and road traffic safety, as well as protection of the environment and nature to the highest possible level.

#### Article 11 **Regulations adopted by the Minister of Economy**

- (1) The Minister of Economy in details shall prescribe:
- the technical requirements for particular categories of vehicles, their systems, components, separate technical units and equipment, dimensions, overall mass and axis pressure, as well as the technical requirements for individual vehicles in accordance with Article 5 of this Law,
  - the manner and procedure for issuing type-approval and individual approval in accordance with Article 7 of this Law,
  - the form and content of the type-approval forms, individual approval, certificate of conformity and registration consent in accordance with Articles 7 and 31 of this Law,
  - the form and content of the conformity marks, as well as the manner of their affixing in accordance with Article 7 of this Law,

- criteria to be fulfilled by the vehicles if they are to obtain the status of vehicles of museum value (old-timers) and the procedure for establishing the fulfilment of these criteria in accordance with Article 25 of this Law,
  - the manner of applying the alternative requirements for the cases referred to in Article 10 of this Law,
  - the amount of the costs in accordance with Article 12 of this Law in the procedure for issuing type-approval certificate in relation to the actual necessary costs for the issuing thereof,
  - the amount of the costs in accordance with Article 17 of this Law in the procedure for issuing individual approval certificate within the actual necessary costs for the issuing thereof,
  - the amount of the costs in accordance with Article 22 of this Law in the procedure for identification and/or identification and assessment of the technical condition of the vehicle borne by the legal person responsible for technical inspection within the actual necessary costs for conducting this procedure.
- (2) The regulations referred to in paragraph (1) of this Article may lay down that the use of the technical specifications issued by the Ministry of Economy as separate publications in electronic form should be mandatory.
- (3) The list of the issued technical specifications referred to in paragraph (2) of this Article shall be published in the Official Gazette of the Republic of Macedonia.
- (4) The regulations referred to in paragraph (1) of this Article may provide for application of standards in accordance with the standardisation regulations.



## **Second part Product type-approval**

### **Article 12 Type-approval procedure**

- (1) Type-approval procedure shall mean a procedure used to determine whether the type of the vehicle, the system, the vehicle part, the separate technical unit or the equipment complies with the provisions of this Law and with the regulations adopted pursuant to this Law, as well as with the relevant technical requirements, and if they comply, a type-approval certificate is issued.
- (2) Should the vehicle be constructed in several stages, the approval may be issued for each stage and the approvals issued for the previous stages shall be taken into consideration in the following ones (multi-stage approval of vehicles).
- (3) In order to obtain a type-approval certificate for a product, the manufacturer shall be liable to submit an application to the approval authority.
- (4) For each product type, the manufacturer shall be bound to submit a separate application for approval to the approval authority.
- (5) The costs in the procedure for issuing a type-approval certificate for a product shall be borne by the manufacturer.

### **Article 13**

#### **Terms under which the issued type-approval certificates for products are valid and termination of their validity**

- (1) The type-approval certificate for a product may be issued exclusively on the basis of the procedure conducted in accordance with the provisions of this Law and the regulations adopted on the basis of this Law for a product which satisfies the prescribed technical requirements.
- (2) The type-approval certificates issued on the basis of this Law shall be valid and the product may be placed on the market i.e. it may be used until new, amended, i.e. altered requirements are introduced. The regulations introducing new, amended, i.e. altered requirements, adopted pursuant to this Law, shall enclose the validity period of the type-approval certificate for a product which may not be shorter than six months from the entry into force of those regulations.
- (3) The approval authority shall refuse to issue a type-approval certificate for a product, if it establishes that despite fulfilling all the prescribed requirements, the product signifies a real danger, is not safe for road traffic use, the environment or people's health, even though the conditions referred to in paragraph (2) of this Article have been fulfilled.
- (4) Should the manufacturer in accordance with the product safety regulations be obliged to conduct a procedure of withdrawing a product series of an approved type due to the fact that such products constitute a real danger, they shall be bound to notify the approval authority immediately and to propose a description of correction measures with drafts.
- (5) The approval authority may oblige the manufacturer to conduct additional, that is various correction activities for the purpose of elimination of the observed real dangers of the product. Should the manufacturer not perform the required activities within the deadline defined by the approval authority, the approval authority shall withdraw the issued type-approval certificate.
- (6) A fine in the amount of 1,500 to 2,500 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer- the legal person that acts contrary to the provisions stipulated in paragraphs (4) and (5) of this Article.
- (7) A fine in the amount from 500 to 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer- natural person that acts contrary to the provisions stipulated in paragraphs (4) and (5) of this Article.
- (8) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the manufacturer referred to in paragraphs (6) and (7) of this Article for the misdemeanour referred to in paragraph (6) of this Article.
- (9) A fine in the amount of 2,500 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to the technical service that conducts approval contrary to the provisions in paragraphs (1) to (5) of this Article.
- (10) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the technical service, for the misdemeanour referred to in paragraph (9) of this Article.

### **Article 14 Conformity of products**

- (1) A manufacturer who has an EC type-approval certificate shall be bound to ensure that each product conforms to the approved type of a product i.e. they should be bound to organise such a production procedure and control system in order to ensure conformity.
- (2) A manufacturer who has an EC type-approval certificate for a vehicle shall be bound to issue a certificate of conformity for each vehicle that is produced in conformity with the approved type of vehicle.
- (3) If certain deviations occurred throughout the production process, the manufacturer shall take all necessary steps to re-establish the conformity of the respective products to the approved type of product.
- (4) In case of non-conformity of products, the approval authority may withdraw the type-approval certificate or define a deadline for elimination of the established deficiencies. Should the

manufacturer not perform the required activities within the deadline defined by the approval authority, the approval authority shall withdraw the issued type-approval certificate.

(5) A fine in the amount of 1,500 to 2,500 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer - legal person that acts contrary to the provisions of this Article.

(6) A fine in the amount of 500 to 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer- natural person that acts contrary to the provisions of this Article.

(7) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the manufacturer for the misdemeanour referred to in paragraphs (5) and (6) of this Article.

#### Article 15

##### **Conformity of production**

(1) Before issuing an EC type-approval for a product, and following the issuing thereof, the approval authority shall be bound to possess evidence in order to prove the existence of satisfactory mechanisms and procedures for providing efficient control which will ensure that the product is in conformity with the approved type.

(2) While carrying out the obligation referred to in paragraph (1) of this Article, the approval authority, if necessary, shall cooperate with the approval authority of another country.

(3) The verification of production conformity referred to in paragraph (1) of this Article shall be performed by the technical service of C and D categories in accordance with Article 58 of this Law.

#### Article 16

##### **Modifications of data and approval**

(1) The manufacturer who had acquired a type-approval certificate for a product in accordance with the provisions of this Law shall be bound to notify the approval authority of any modifications of data included in the information package of the type-approval for a product.

(2) The approval authority may decide only in relation with those requirements and amendments to the type-approval for a product concerning his decision to grant the original type-approval.

(3) Every manufacturer, type-approval holder, shall inform the approval authority of the completion of production i.e. of any change in the data recorded in the information package.

(4) A fine in the amount of 1,500 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer - legal person that acts contrary to the provisions in paragraphs (1) and (3) of this Article.

(5) A fine in the amount of 500 to 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer - natural person that acts contrary to the provisions of this Article.

(6) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the manufacturer for the misdemeanour referred to in paragraphs (4) and (5) of this Article.

#### Third part

##### **Individual approval of vehicles**

#### Article 17

##### **Procedure**

(1) Individual approval of vehicles shall mean a procedure in the course of which the approval authority on the basis of the findings of the technical service confirms that the inspected individual vehicle, whether unique or not, satisfies the prescribed requirements, and in accordance with that, an individual approval for a vehicle is issued.

(2) The approval referred to in paragraph (1) of this Article shall include the identification number of the vehicle (the chassis number) to which it refers.

(3) In order to be issued an individual approval of a vehicle, the manufacturer, the representative or the vehicle owner shall be bound to submit an application to the approval authority.

(4) The technical service shall issue a certificate of conformity for the individually approved vehicle on the basis of the approval referred to in paragraph (1) of this Article.

(5) The costs for the procedure for individual approval of a vehicle shall be borne by the applicant referred to in paragraph (3) of this Article.

#### Article 18

##### **Conducting the procedure**

(1) The procedure for individual approval of vehicles shall be conducted:

- for a type of vehicle which was not approved in accordance with the provisions of this Law and the regulations adopted pursuant to this Law;

- in the event of a multi-stage construction of a vehicle for the separate stages of construction, if any of those stages is subject to a procedure of multi-stage approval.

The individual approval of a vehicle may not be applied to the initial stage and to the middle stage which is followed by the stage subject to approval.

(2) The provision referred to in paragraph (1) of this Article shall also apply to vehicles i.e. to their special equipment, if they are used for transport of people i.e. carriage of goods on certain lines of international traffic, which are considered specifically completed, i.e. specially equipped vehicles (vehicles for special purposes), if stipulated so by another law i.e. by an international agreement. In that case the individual approval shall be performed in accordance with the general requirements for the particular category of vehicle for special purposes and in accordance with the special requirements for that type of vehicle for special purposes. A certificate of conformity shall be issued for that approved vehicle.

(3) In the case referred to in paragraph (2) of this Article, individual approval may be performed in accordance with the general requirements for a particular category of vehicles and with the special requirements for certain vehicles for special purposes.

(4) It may be laid down by another law or by an international agreement that the conformity referred to in paragraph (3) of this Article should be maintained by the vehicle owner in the course of its use, which is to be established by vehicle inspections on the basis of special requirements.

(5) Should non-conformity with the special requirements laid down in the regulation referred to in paragraph (4) of this Article be established, which may not be eliminated by the owner, the individual approval for that vehicle shall be withdrawn by the approval authority.

(6) For the vehicles of the Army of the Republic of Macedonia which are not enclosed in Article 6 indent 1 of this Law, the special requirements for a particular type of vehicles for special purposes, may be defined with a regulation i.e. an international agreement and with an act of the Minister for Defence.

#### Article 19

##### **Modified and repaired vehicles**

(1) For vehicles which have once been approved, but which were subject to modifications or repairs that:

- relate to data recorded in the vehicle registration procedure,
- affect or could affect the approved systems, components, separate technical units and vehicle equipment and
- affect or could affect the vehicle safety and the environment protection, an approval procedure for the modified i.e. repaired vehicle shall be conducted.

(2) Modifications i.e. repair works referred to in paragraph (1) of this Article shall be activities with regard to the: modification of the mass and geometrical parameters of the vehicle; modification of the type, variant and version of the vehicle; modification or replacement of certain originally i.e. previously mounted systems, components, separate technical units and equipment in the vehicle with another ones which have different features; significant repairs or modifications (replacement of chassis and the like); mounting of unoriginal and unapproved systems, components, separate technical units and equipment; mounting of liquid oil gas i.e. compressed oil gas power in the vehicle and the like.

(3) The replacement of any system, component, separate technical unit and equipment of the vehicle with original ones shall not be considered modification of the vehicle.

(4) The performed modifications of the vehicle in accordance with Article 54 paragraph (2) and Article 55 of this Law shall not be considered reconstruction of the vehicle.

#### Article 20

##### **Terms for individual approval of vehicles**

(1) The individual approval of vehicles shall be performed in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.

(2) An individual vehicle shall be approved and an individual approval certificate for such a vehicle shall be issued if the vehicle was constructed in accordance with the presented documentation, which confirms that the prescribed technical requirements are fulfilled. For the approval of modified vehicles with already mounted systems, components, separate technical units and equipment, the regulations valid on the day when the vehicle was registered for the first time shall be taken into consideration, except for the newly mounted systems, components, separate technical units and equipment, for which the regulation valid in the period when they were being mounted shall be taken into consideration.

(3) The approval authority shall refuse to issue an individual approval certificate for a vehicle, if the technical service established that the vehicle despite fulfilling all the prescribed technical requirements, presents a risk for the road traffic safety, environment or work safety, notwithstanding the provisions referred to in paragraph (2) of this Article.

(4) If the vehicle referred to in Article 18 paragraph (1) indent 1 of this Law has no identification numbers imprinted by the manufacturer, prior to the initiation of the individual approval procedure, the manufacturer shall be bound to imprint the identification mark (chassis number) given by the approval authority.

(5) If the vehicle was modified and does not have any identification mark imprinted i.e. the mark has been damaged or rewritten, the initial identification mark, which may be established on the basis of the production documentation or on the basis of the production of the vehicle manufacturer, shall be imprinted. If it is not possible to establish the identification mark, the application for individual approval of the vehicle shall be rejected by the approval authority.

(6) A fine in the amount of 1,500 to 2,500 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer - legal person that acts contrary to the provisions of paragraph (4) of this Article.

(7) A fine in the amount of 500 to 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the manufacturer - natural person that acts contrary to the provisions of paragraph (4)

of this Article.

(8) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the manufacturer for the misdemeanour referred to in paragraphs (6) and (7) of this Article.

(9) A fine in the amount of 2,000 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to the technical service conducting approval contrary to the provisions in paragraphs (1) to (5) of this Article.

(10) A fine in the amount of 500 to 1,000 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the technical service for the misdemeanour referred to in paragraph (9) of this Article.

#### **Fourth part**

#### **Identification and identification and assessment of the technical condition of the vehicle**

##### Article 21

#### **Defining the procedure**

(1) Identification shall be the procedure used to determine the equivalence of the vehicle with its basic technical data by means of the presented documentation and/or by checking the data included in the vehicle data register.

(2) The assessment of the technical condition of the vehicle shall mean a procedure used to make a visual check of the vehicle's completeness and its ability for safe road traffic use i.e. safe performance of agricultural and forestry works.

(3) The procedure referred to in paragraph (2) of this Article shall be used to verify that the vehicle was not modified i.e. repaired in accordance with Article 19 of this Law.

#### Article 22

##### **Scope of conducting procedures**

(1) The vehicles referred to in Articles 23, 24 and 25 of this Law may be registered and enter into service following the conducted identification procedure, or following the conducted procedure of identification and assessment of the technical condition of the vehicles. The registration of the vehicle shall be performed on the basis of the consent for registration.

(2) The registration consent referred to in paragraph (1) of this Article shall be issued by the legal person for technical inspection authorised to conduct the identification procedure and/or identification and assessment of the technical condition of the vehicle, as soon as they have verified the equivalence of the vehicle, have gathered the technical data and have established its completeness and road traffic safety i.e. the safe performance of works.

(3) The costs for the procedure of identification and/or identification and assessment of the technical condition of the vehicle shall be borne by the applicant referred to in Article 23, 24 and 25 of this Law.

(4) A fine in the amount of 1,500 to 2,500 euros in denar counter-value shall be imposed for a misdemeanour to the legal person responsible for technical inspection that acts contrary to the provisions in paragraph (2) of this Article.

(5) A fine in the amount of 400 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person of the legal person responsible for technical inspection for the misdemeanour referred to in paragraph (5) of this Article.

#### Article 23

##### **Identification and assessment of the technical condition of the vehicle**

(1) Natural and legal persons who wish to register and start using a new vehicle, the type of which was approved in accordance with the harmonised regulations for EC type-approval, and for which a certificate of conformity was not provided in accordance with this Law and the regulations adopted pursuant to this Law, shall submit a request for identification and assessment of the technical condition of the vehicle, to the legal person responsible for technical inspection.

(2) Natural and legal persons who wish to register a vehicle in the Republic of Macedonia for the first time, for which a registration document enabling temporary or permanent registration had been issued in an EU Member State, or a vehicle used in an EU Member State and for which the registration is not mandatory, shall submit a request for identification and assessment of the technical condition of the vehicle to the legal person responsible for technical inspection.

(3) The provisions referred to in paragraph (2) of this Article shall not relate to vehicles the approval of which is valid only within the territory of that EU Member State.

(4) In the case referred to in paragraph (3) of this Article a procedure for individual approval of the vehicle shall be conducted in accordance with this Law and the regulations adopted pursuant to this Law.

#### Article 24

##### **Vehicle identification**

(1) The legal person for technical inspection authorised to conduct the identification procedure and/or identification and assessment of the technical condition of the vehicle shall conduct the identification procedure of vehicles which are registered for the first time in the Republic of Macedonia for the needs of:

- 1) international and interstate organisations – for official use;
- 2) diplomatic and consular offices of other states in the Republic of Macedonia- for official use;
- 3) diplomatic and consular persons employed in the foreign offices in the Republic of Macedonia and the members of their immediate families – for private use;
- 4) nationals of the Republic of Macedonia returning from permanent or temporary work or stay abroad, if they resided abroad continuously for minimum one year;
- 5) foreign nationals who had been granted an approval for temporary or permanent residence in the Republic of Macedonia;
- 6) humanitarian organisations for performing their humanitarian activities and
- 7) vehicles which prior to their re-entry in the Republic of Macedonia had already once been registered in the Republic of Macedonia.

(2) The vehicle identification procedure referred to in paragraph (1) of this Article shall be conducted solely on the basis of the presented documentation, without carrying out vehicle inspection and without requiring conformity with other regulations in the area of vehicles.

(3) The identification of the vehicle referred to in paragraph (1) item 3 of this Article shall not refer to nationals of the Republic of Macedonia.

(4) The identification of the vehicle referred to in paragraph (1) items 4 and 5 of this Article may be performed within one year from the date of the permanent return i.e. the date of obtaining a permit for permanent or temporary residence, if the vehicle was previously owned by the applicant minimum six months prior to the entry in the Republic of Macedonia.

#### Article 25

##### **Granting a status of a vehicle of museum value (old-timers)**

(1) The natural or legal person wishing to register i.e. to start using a vehicle of museum value, shall submit

an application to the legal person responsible for technical inspection in order for the vehicle to acquire a status of museum value (old-timer). Following the vehicle identification, the legal person responsible for technical inspection shall grant a status of a vehicle of museum value (old-timer) to a vehicle that fulfils all the criteria referred to in paragraph (2) of this Article, as well as the criteria laid down in the regulations adopted pursuant to this Law.

(2) The status of a vehicle of museum value (old-timer) may be granted to a vehicle that is more than 35 years old, well preserved and technically maintained, as well as that is in conformity with the original construction and form, and is not used for everyday transportation due to its historic and technical significance.

### CHAPTER III REGISTRATION OF VEHICLES

#### **First part General provisions**

##### Article 26

#### **Condition for participation in road traffic**

(1) In order to participate in road traffic, the vehicles have to be registered, have a valid traffic permit or valid certificate for test drive and have to be marked with the prescribed registration plates.

(2) Vehicle whose speed based on their construction does not exceed 25 km/h and light trailers with correct systems, components, separate technical units and equipment shall also be allowed to participate in road traffic. Light trailers should be marked with a registration plate of the towing vehicle as well and should possess valid evidence that they had undergone technical inspection which shall include the deadline for performing technical inspection of the vehicle.

(3) Vehicles of diplomatic and consular offices and foreign missions and representatives of international organisations in the Republic of Macedonia and their employees, vehicles of foreign trade, traffic, cultural and other representation offices, foreign reporting offices and permanent foreign reporters i.e. foreign nationals employed in foreign reporting offices and motor and towed vehicles of foreign nationals who due to education, specialisation, scientific research, employment or performance of professional activity, granting asylum and recognition of a refugee status have a permanent or temporary residence in the Republic of Macedonia for more than six months, as well as other vehicles found in the Republic of Macedonia on the basis of customs declarations for free circulation of goods, or temporary import, which is to last more than six months, may participate in road traffic in the Republic of Macedonia, if they are registered in the Republic of Macedonia.

(4) The provision of paragraph (3) of this Article shall not refer to vehicles, which have been in the Republic of Macedonia permanently or temporarily for more than six months and were registered in one of the EU Member States.

(5) Vehicles registered abroad may participate in road traffic if they have registration plates, documents for vehicle registration and mark of the state where the vehicle was registered, in accordance with the provisions of the ratified Convention on Road Traffic. Instead of being marked on separate stickers, the state mark may be placed on the registration plates.

(6) Vehicles with foreign test drive registration plates or permanent plates, which are technically correct and have mandatory liability insurance for international traffic and valid documents for test drive i.e. valid registration documents, may also participate in road traffic.

(7) A vehicle registered in the Republic of Macedonia may not leave the territory of the Republic of Macedonia, if it does not have the international mark of the Republic of Macedonia.

(8) A fine in the amount of 500 euros in denar counter-value shall be imposed for a misdemeanour to a driver that acts contrary to the provisions in paragraphs (1) and (3) of this Article.

(9) A fine in the amount of 100 euros in denar counter-value shall be imposed for a misdemeanour to a driver that acts contrary to the provisions in paragraph (1) of this Article, if 30 days have not passed following the expiry of the vehicle traffic permit.

(10) A fine in the amount of 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person that acts contrary to the provisions in paragraphs (1) and (3) of this Article.

(11) A fine in the amount of 500 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (10) of this Article.

(12) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a driver that acts contrary to the provisions in paragraphs (2) and (5) of this Article.

(13) A fine in the amount of 50 euros in denar counter-value shall be imposed for a misdemeanour to a driver for a vehicle registered abroad which does not bear any marks of the state in which it was registered.

(14) A fine in the amount from 1,000 to 1,500 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions in paragraph (2) of this Article.

(15) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (14) of this Article.

#### *Article 27*

### **Closer regulations**

(1) The Minister for Interior shall prescribe more closely:

- the manner and procedure of vehicle registration in accordance with Articles 26 and 31 of this Law,
- the manner and procedure of vehicle renouncement in accordance with Articles 40 and 41 of this Law,
- the form and content of the traffic permit form and the test drive certificate form, as well as the manner and procedure for issuing them in accordance with Articles 26, 32 and 33 of this Law,
- the form and content of the stamp used to certify the performed vehicle registration in the traffic permit in accordance with Article 31 of this Law,
- the form and content of the registration plates and the test drive plates of the vehicles, as well as the manner and procedure for issuing them in accordance with Articles 34 to 39 of this Law,
- registration areas of vehicles and their marks in accordance with Article 30 of this Law,
- more precise conditions with regard to the premises, equipment and staff of legal persons responsible for vehicle registration and legal persons placing vehicles on the market if they issue trade plates, in accordance with Articles 30 and 38 of this Law and
- the amount of the costs in the procedure for issuing registration plates within the real necessary costs for issuing them, in accordance with Article 5 of this Law.

(2) The Minister for Defence shall prescribe the manner for registering the vehicles of the Army of the Republic of Macedonia and the Ministry of Defence, as well as the form and content of their registration plates.

(3) The Minister for Interior shall prescribe the manner for registering the vehicles of the Police within the Ministry of Interior, as well as the form and content of their registration plates.

(4) The Director of the Intelligence Agency shall prescribe the manner for registering the vehicles of the Intelligence Agency, as well as the form and content of their registration plates.

### **Second part**

### **Registration of vehicles**

#### *Article 28*

### **Mandatory registration of vehicles**

(1) Vehicle registration shall mean entering data about the registration marks and data about the vehicle and its owner, in the records of registered vehicles.



(2) The vehicles whose owners reside in the Republic of Macedonia, vehicles of diplomatic and consular offices and foreign missions and offices of international organisations in the Republic of Macedonia and foreign trade, traffic, cultural and other offices in the Republic of Macedonia shall be registered in the Republic of Macedonia.

(3) The vehicles whose owners are foreign nationals who had been granted an approval for temporary or permanent residence in the Republic of Macedonia and nationals of the Republic of Macedonia, having a place of residence, shall be registered in the Republic of Macedonia. The vehicles shall be registered to domestic legal or natural persons, if they comply with the customs regulations for temporary import and are used on the basis of a Leasing Contract or a Business Cooperation Contract, concluded between a domestic and a foreign company i.e. for fairs or sports events.

(4) Vehicles which will be taken out of the Republic of Macedonia by foreign nationals upon termination of their stay in the Republic of Macedonia, vehicles purchased in the Republic of Macedonia, vehicles which are to be registered in other countries and vehicles, which following their modification i.e. completion are to be taken out of the Republic of Macedonia, shall also be registered. The traffic permit for such vehicles shall have a validity period of 30 days, which is the necessary period for the vehicle to enter the country where it will be registered. Vehicles shall be registered until the expiry of the traffic permit.

(5) The vehicles registered in the Republic of Macedonia, which had been stolen, but then found by foreign security authorities, shall be registered. The traffic permit for such vehicles shall have a validity for the period necessary for the vehicle to be brought to the Republic of Macedonia i.e. validity period of maximum 30 days. The vehicles shall be registered until the expiry of the traffic permit.

(6) The application for registration of vehicles referred to in paragraph (4) of this Article shall include a certificate of conformity and registration consent for the vehicles. A certificate of conformity shall be issued if the vehicle fulfils all of the prescribed requirements laid down with this Law and the regulations adopted pursuant to this Law, and registration consent shall be issued if it is established that the vehicle can be safely operated.

#### Article 29

#### **Vehicle owned by several persons**

(1) If the vehicle is owned by two or several natural or legal persons, it shall be registered on the name i.e. title of one of these persons on the basis of a written agreement certified by a notary.

(2) The vehicle subject to Leasing Contract or Lease Contract or which is sold by preserving the ownership right, may be registered on the name i.e. title of the vehicle user, only if there is written consent of the vehicle owner certified by a notary.

(3) In the case referred to in paragraph (2) of this Article, the provisions of this Law relating to the vehicle owner, shall apply respectively to the vehicle user, and the data relating to the vehicle owner shall also be entered in the traffic permit.

(4) The vehicle which is subject to Leasing Contract and the leasing holder (vehicle owner) has registered a branch office on the territory of the Republic of Macedonia, may be registered and bear registration marks according to the seat of that branch office.

Article 30  
**Registration of vehicles**

(1) The registration of vehicles shall be performed by the Ministry of Interior or by legal persons for technical inspection of vehicles authorised by the Ministry of Interior on the basis of the place of residence i.e. the seat of the owner, or if the owner has a branch office, on the basis of the seat of that branch office i.e. the holder of the right to use the vehicle (hereinafter referred to as: the legal person responsible for registration of vehicles).

(2) The legal person referred to in paragraph (1) of this Article shall be bound to possess:

- premises and material and technical conditions enabling performance of activities relating to registration of vehicles,
- adequate professional staff for performing vehicle registration and
- suitable IT equipment with a possibility to interconnect it with the automatic records of registered vehicles, maintained by the Ministry of Interior.

(3) The costs for the interconnection referred to in paragraph (2) indent 3 of this Article shall be borne by the legal person responsible for registration of vehicles.

(4) The registration of the vehicles of diplomatic and consular offices and foreign missions and offices of international organisations in the Republic of Macedonia, as well as of foreign nationals employed at these offices, shall be performed by the Ministry of Interior.

(5) The registration of the police vehicles within the Ministry of Interior shall be performed by the Ministry of Interior.

(6) The registration of the vehicles of the Intelligence Agency shall be performed by the Intelligence Agency.

(7) The registration of the vehicles of the Army of the Republic of Macedonia and the Ministry of Defence shall be performed by the Ministry of Defence.

Article 31  
**Registration procedure**

(1) The vehicle shall be registered upon application submitted by the vehicle owner.

(2) When submitting the registration application referred to in paragraph (1) of this Article, the vehicle owner shall also be bound to submit the following written evidence regarding the:

- origin of the vehicle,
- ownership of the vehicle,
- regulated customs and tax liabilities for the vehicle,
- certificate of conformity, or registration consent for vehicles for which such a certificate or consent is required in accordance with the provisions of this Law,
- technical roadworthiness of the vehicle, except for vehicles for which technical inspection is not mandatory, in accordance with Article 50 of this Law,
- insurance policy, paid taxes, paid charges as compensations for utilisation of public roads and environment protection, as well as other obligations prescribed by law,
- performed inspection of the vehicle if the vehicles is intended for carrying dangerous substances,
- renouncement of the vehicle at the competent authority where the previous registration was performed,
- status of a vehicle of museum value (old-timer).

(3) The evidence referred to in paragraph (2) indents 3, 4 and 9 of this Article shall be submitted only for the first registration of the vehicle in the Republic of Macedonia.

(4) The evidence of paragraph (2) indent 4 of this Article shall not be submitted upon registration of a vehicle of museum value (old-timer).

(5) The vehicle shall not be registered if despite the submitted evidence referred to in paragraph (2) indent 4 of this Article, the approval authority has informed the Ministry of Interior that the vehicle belongs to a type of vehicle, which regardless of the issued type-approval, represents a danger to road traffic.

#### Article 32

#### **Traffic permit and registration plates**

(1) The registered vehicles shall be issued a traffic permit and a prescribed number of the registration plates in accordance with Article 26 of this Law.

(2) By way of derogation from paragraph (1) of this Article in the process of disclosing crimes and perpetrators, as well as by providing security services to persons and facilities, for special police vehicles, two or more traffic permits and registration plates shall be issued, if prescribed so by the Minister for Interior.

(3) By way of derogation from paragraph (1) of this Article, for the purpose of carrying out certain tasks, for special vehicles of the Intelligence Agency two or more traffic permits and registration plates shall be issued, if prescribed so by the Director of the Intelligence Agency.

(4) By way of derogation from paragraph (1) of this Article, for the purpose of carrying out certain activities relating to intelligence, counter-intelligence, prevention and disclosing of crimes and protection of forces, for special vehicles of the Ministry of Defence two or more traffic permits and registration plates shall be issued, if prescribed so by the Minister for Defence.

#### **Third part**

#### **Traffic permit**

#### Article 33

#### **Issuing a traffic permit**

(1) The traffic permit shall be issued on a form, the colour, content, type and material quality of which are uniform on the whole territory of the Republic of Macedonia.

(2) The traffic permit form shall be printed in Macedonian language and the Cyrillic alphabet, and in English language and its alphabet.

(3) The data in the traffic permit form shall be written in Macedonian language and the Cyrillic alphabet, and in basic Latin alphabet (ICAO Doc.9303).

(4) For citizens who speak an official language other than the Macedonian language, upon their personal request, the traffic permit form shall be printed and the data shall be entered in the official language and alphabet used by the citizen as well.

(5) For citizens who speak a language other than the official language, upon their personal request, the data regarding their personal name, which are to be entered in the traffic permit, shall be written in Macedonian language and the Cyrillic alphabet, in the language and alphabet used by the citizen and in the basic Latin alphabet (ICAO Doc.9303).

(6) The traffic permit shall be issued and its validity shall be extended by the Ministry of Interior or by the legal person responsible for registration of vehicles.

(7) For new vehicles which are registered for the first time in the Republic of Macedonia, the traffic permit shall be issued for a period no longer than the period for conducting the first technical inspection and for the period for which the mandatory insurance policy was made, taxes were paid, the charges as compensations for utilisation of public roads and environment protection were paid, as well as other obligations prescribed by law. With regard to other vehicles, traffic permit shall be issued for a period within the validity of the regular technical inspection and for the period for which the mandatory insurance policy was made, taxes were paid, the charges as compensations for utilisation of public roads and environment protection were paid, as well as other obligations prescribed by law were fulfilled.

(8) Work machines, motocultivators, mopeds (bicycle with an engine), light tricycles and light quadricycles shall be liable to re-registration only if their owner i.e. holder of the right for utilisation of the vehicle has been changed, or his/her place of residence i.e. has been changed.

(9) The vehicle owner referred to in paragraph (8) of this Article shall be bound to renew the insurance policy of the vehicle, while using the vehicle.

(10) Any modification which reflects the data entered in the traffic permit, relating in particular to: technical modifications of the vehicle, modification of ownership, modification of the address, renouncement of the vehicle and the like, shall be reported by the owner within 15 days as from the date of the modification, to the Ministry of Interior, or to the legal person responsible for registration of vehicles, according to the place of vehicle registration or residence i.e. seat of its owner. In the request for modification, the owner shall be bound to include evidence substantiating the occurred change.

(11) The lost traffic permit shall be published in the Official Gazette of the Republic of Macedonia.

(12) A duplicate shall be issued for the lost traffic permit referred to in paragraph (11) of this Article in accordance with the data recorded in the Ministry of Interior.

(13) The traffic permit for which a duplicate was issued must not be used in road traffic, and if the owner finds it, they should return it to the Ministry of Interior.

(14) The owner shall submit a request for a new traffic permit if the traffic permit is worn out or damaged in a way that disables its utilisation.

(15) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraphs (9) and (10)

of this Article.

(16) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraphs (13) and (14) of this Article.

**Fourth part**  
**Registration plates**

Article 34  
**Mandatory mark**

(1) The road traffic vehicles shall be mandatory marked with two registration plates, except for mopeds (bicycle with an engine), motorcycles, light quadricycles, light tricycles, tricycles, towed vehicles, work machines, tractor trailers and motocultivators, which shall be marked with a single registration plate.

(2) The costs in the procedure for issuing registration plates shall be borne by the vehicle owner.

*Article 35*

**Correlation of the registration plates**

- (1) Registration plates issued to mark a vehicle shall relate only to that vehicle.
- (2) By way of derogation from paragraph (1) of this Article, upon a special request of the owner, the marking of registration plates, if wished so, may be performed differently.
- (3) The registration plates referred to in paragraph (2) of this Article shall relate only to the owner of the vehicle.
- (4) A fine in the amount of 500 euros in denar counter-value shall be imposed for a misdemeanour to a driver operating a vehicle with registration plates other than the ones issued for his/her vehicle.

*Article 36*

**Content of registration plates**

- (1) The registration plates for vehicles shall be made by a legal or natural person authorised by the Ministry of Interior.
- (2) The registration plates must have appropriate quality and protection.
- (3) It is not allowed for the registration plates of a vehicle to be changed. The vehicle may not enter road traffic with registration plates other than the prescribed ones or with a modified registration plate.
- (4) The registration plates shall be placed on the space provided by the vehicle manufacturer, so that they can be well visible and readable, not damaged, hidden or additionally covered. The registration plates must be fixed, or attached with a screw or otherwise firmly fastened.
- (5) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraphs (3) and (4) of this Article.

*Article 37*

**Replacement of registration plates**

- (1) The vehicle owner shall be bound to replace the registration plates with new ones, if at least one of the registration plates has been lost, destroyed or damaged, or if they became unusable or unreadable due to their long use.
- (2) Upon replacement of registration plates, new registration plates with a new registration number, other than the number of the lost registration plates, shall be issued.
- (3) Upon replacement of destroyed or unusable registration plates, new registration plates with the same registration number shall be issued.
- (4) The destroyed or unusable registration plates, referred to in paragraph (1) of this Article, shall be returned to the competent authority that issued them.
- (5) A fine in the amount of 100 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraph (1) of this Article.
- (6) A fine in the amount of 800 to 1,200 euros in denar counter-value shall be imposed for a misdemeanour to a legal person that acts contrary to the provisions in paragraph (1) of this Article.
- (7) A fine in the amount of 100 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person of the legal person, for the misdemeanour referred to in paragraph (6) of this Article.

Article 38  
**Certificate for test drive and trade plate**

- (1) The certificate for test drive and trade plate shall enable the user of the vehicle to temporarily use the unregistered vehicle on the territory of the Republic of Macedonia.
- (2) The certificate for test drive and the trade plate shall have a validity period of up to five days.
- (3) By way of derogation from paragraph (2) of this Article, the certificate for test drive and the trade plate may have a validity period of up to one year for legal persons manufacturing and/or placing vehicles on the market.
- (4) In the case referred to in paragraph (2) of this Article, the certificate for test drive and the trade plate shall be issued directly by the Ministry of Interior or through the legal person responsible for registration of vehicles or a legal person placing vehicles on the market.
- (5) In the case referred to in paragraph (3) of this Article, the certificate for test drive and the trade plate shall be issued by the Ministry of Interior.
- (6) The legal person placing vehicles on the market referred to in paragraph (4) of this Article, shall be authorised, upon request, by the Ministry of Interior to perform the activities referred to in paragraph (2) of this Article.

Article 39  
**Marking of vehicles**

- (1) Vehicles registered in another country, as well as in the Republic of Macedonia, which are used for protocol purposes on the territory of the Republic of Macedonia, shall be marked by registration plates of the Republic of Macedonia and a traffic permit shall be issued for such vehicles for the period of their use.
- (2) The registration plates and traffic permit for the vehicles referred to in paragraph (1) of this Article shall be issued by the Ministry of Interior.
- (3) Upon completion of the period of use of the vehicles, the traffic permit shall be destroyed, whereas the registration plates may be used again for marking vehicles referred to in paragraph (1) of this Article.
- (4) If the vehicle referred to in paragraph (1) of this Article, which is used in the Republic of Macedonia, was insured against auto liability in the country where it was registered, a new insurance policy shall not be concluded for the respective vehicle.

**Fifth part**  
**Vehicle renouncement**

Article 40  
**Mandatory renouncement**

- (1) The owner of the registered vehicle shall be bound to renounce it to the authority that registered the vehicle, and with the renouncement to return the registration plates within 30 days as from the date of the renouncement, if:
  - 1) the vehicle has been destroyed i.e. has a status of an end-of-life vehicle, in accordance with the regulations regarding environment protection;
  - 2) the vehicle has permanently left the territory of the Republic of Macedonia;
  - 3) the vehicle will be registered abroad since the vehicle owner has moved i.e. due to other reasons;
  - 4) the vehicle has been stolen;
  - 5) the validity period of the traffic permit expired more than 30 days ago i.e. more than one year ago for mopeds (bicycle with an engine), motorcycles, light tricycles, tricycles, light quadricycles, quadricycles, house vehicles, house trailers and old-timers and
  - 6) the mandatory insurance has ceased to be valid in the validity period of the traffic permit.
- (2) In the cases referred to in paragraph (1) item 4 of this Article, the vehicle owner shall be bound to only renounce the vehicle.
- (3) Registration plates with the same marks may not be issued to the vehicle owner, if they were lost, if the vehicle was stolen, or if registration plates with a selected mark were issued for the vehicle.
- (4) The Ministry of Interior or the legal person responsible for registration of vehicles shall be bound to keep the returned registration plates for a period of one year as from the date of the returning.
- (5) If in the period referred to in paragraph (4) of this Article, the same vehicle was not registered with the returned registration plates, those plates will be destroyed.
- (6) If in the case referred to in paragraph (1) item 5 of this Article, the vehicle owner has not renounced the vehicle and has not returned the registration plates, the Ministry of Interior shall notify the vehicle owner in writing, that he/she shall be bound to fulfil his/her obligations referred to in paragraph (1) of this Article within 15 days as from the date of receiving the notification.
- (7) If the vehicle owner has not fulfilled the obligations in the period stipulated in paragraph (6) of this Article, the Ministry of Interior shall delete the vehicle from the records of registered vehicles and shall undertake measures to seize the registration plates at the expense of the vehicle owner.
- (8) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraph (1) items 1, 2, 3, 5 and 6 of this Article.
- (9) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner that acts contrary to the provisions in paragraph (1) item 4 of this Article.
- (10) A fine in the amount of 1,500 to 2,200 euros in denar counter-value shall be imposed for a misdemeanour to a legal person that acts contrary to the provisions in paragraph (1) items 1, 2, 3, 5 and 6 of this Article.

(11) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (10) of this Article.

(12) A fine in the amount of 1,500 to 2,400 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions in paragraph (1) item 4 of this Article.

(13) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (12) of this Article.

#### Article 41

##### **Liabilities of the vehicle owner relating to its renouncement**

(1) The owner of an end-of-life vehicle, in accordance with the regulations relating to environment protection, despite the obligations stipulated in Article 40 paragraph (1) item 1 of this Law, shall be bound to present a receipt that the end-of-life vehicle was taken over for destruction when renouncing the vehicle.

(2) The vehicle owner whose vehicle does not have a status of an end-of-life vehicle, in accordance with the regulations relating to environment protection, shall be bound to complete a statement indicating the vehicle location when renouncing the vehicle. The Ministry of Interior, or the legal person responsible for registration of vehicles, shall submit the statement to the Ministry of Environment and Physical Planning. The renounced vehicle should be found on the location indicated in the statement referred to in this paragraph.

(3) A fine in the amount of 250 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner acting contrary to the provisions in paragraphs (1) and (2) of this Article.

(4) A fine in the amount of 2,000 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to the legal person acting contrary to the provisions in paragraphs (1) and (2) of this Article.

(5) A fine in the amount of 250 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (4) of this Article.

## CHAPTER IV TECHNICAL ROADWORTHINESS OF VEHICLES

### **First part General provisions**

#### Article 42

#### **Technical roadworthiness of vehicles**

(1) The vehicle used in road traffic should be technically correct i.e. it should have correct prescribed systems, components, separate technical units and equipment and it should fulfil the prescribed requirements with regard to environment protection.

(2) Vehicle registered abroad may participate in road traffic on the territory of the Republic of Macedonia, provided that it has correct systems, components, separate technical units and equipment as prescribed by the ratified Convention on Road Traffic.

(3) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to a driver who contrary to the provisions in paragraph (1) of this Article operates a vehicle which does not comply with the prescribed requirements with regard to:

- the device connecting the towing vehicle to the towed vehicle,
- the steering system,
- the braking system and
- the pneumatics.

(4) A fine in the amount of 120 euros in denar counter-value shall be imposed for a misdemeanour to a driver who operates a vehicle which does not have the prescribed systems, components, separate technical units and equipment, or if they are not correct.

(5) A fine in the amount of 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person who uses a vehicle, which does not comply with the requirements referred to in paragraph (1) of this Article.

(6) A fine in the amount of 300 euros in denar counter-value shall also be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (5) of this Article.

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#### Article 43

##### **Mounting approved systems, components, separate technical units and equipment**

- (1) Only approved systems, components, separate technical units and equipment may be mounted in a vehicle, if they require an approval in accordance with the provisions of this Law and another law, as well as the regulations pursuant to the laws.
- (2) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to a natural person who mounts systems, components, separate technical units and equipment in a vehicle contrary to the provisions in paragraph (1) of this Article.
- (3) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner acting contrary to the provisions in paragraph (1) of this Article.
- (4) A fine in the amount from 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions in paragraph (1) of this Article.
- (5) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (4) of this Article.

#### Article 44

##### **Vehicles for special purposes**

- (1) A vehicle for special purposes within the meaning of Article 18 paragraph (2) of this Article may participate in road traffic, provided that it was manufactured, equipped, marked and inspected and if a valid certificate of conformity was issued for it, in accordance with the provisions relating to road traffic safety and transport. The vehicle for special purposes should comply with the provisions of the valid international agreements for certain types of international road traffic transport.
- (2) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions of paragraph (1) of this Article.
- (3) A fine in the amount of 1,700 to 2,200 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions of paragraph (1) of this Article.
- (4) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (3) of this Article.

#### Article 45

##### **Vehicles to transport group of children**

- (1) A group of children may only be transported in a vehicle which is lawfully marked and complies with the requirements stipulated in this Law and the regulations adopted pursuant to this Law.
  - (2) A fine in the amount of 250 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions of paragraph (1) of this Article.
  - (3) A fine in the amount of 1,000 to 1,500 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions of paragraph (1) of this Article.
  - (4) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (3) of this Article.
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Article 46  
**Bicycles and carts**

- (1) Bicycles, bicycles with an auxiliary engine and carts participating in road traffic should have correct prescribed parts and equipment in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.
- (2) A fine in the amount of 100 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions in paragraph (1) of this Article.

Article 47  
**Tractors not participating in road traffic**

- (1) A tractor, which is not participating in road traffic and is used for performance of agricultural or forestry works, should have correct prescribed systems, components, separate technical units and equipment. If safety belts were mounted on the tractor, the driver and passengers should be properly fastened.
- (2) Only approved systems, components, separate technical units and equipment may be mounted on a tractor, if approval in accordance with the provisions of this Law and the regulations adopted pursuant to this Law, is necessary.
- (3) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions of paragraph (1) of this Article.
- (4) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to a tractor owner acting contrary to the provisions of paragraph (1) of this Article.
- (5) A fine in the amount of 100 euros in denar counter-value shall be imposed for a misdemeanour to passengers who are not duly fastened.
- (6) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to a natural person who mounts systems, components, separate technical units and equipment in a tractor contrary to the provisions stipulated in paragraph (2) of this Article.
- (7) A fine in the amount from 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions of paragraph (2) of this Article.
- (8) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (7) of this Article.

Article 48  
**Regulations of the Minister for Interior**

- (1) The Minister for Interior shall adopt closer regulations with regard to the:
- mandatory equipment of the vehicle, bicycle and cart to ensure their safe participation in road traffic, as well as of tractors for safe performance of agricultural i.e. forestry works in accordance with Articles 46 and 47 of this Law,
  - particular technical requirements for vehicles transporting groups of children in accordance with Article 45 of this Law,
  - requirements that the vehicles should fulfil in order to be technically correct, as well as the manner and procedure used in performing technical inspections in accordance with Articles 49 to 53 of this Law,
  - modifications of vehicles which shall not signify reconstructions and repair works and the manner of their registration, as well as the form and content of the mounting certificate form in accordance with Articles 54 and 55 of this Law,
  - the manner and procedure used for conducting inspection of the technical roadworthiness of vehicles participating in road traffic in accordance with Article 44 of this Law,
  - closer conditions relating to premises, material and technical conditions, safety conditions and conditions with regard to staff members in accordance with Article 54 paragraph (5) of this Law,
  - the manner and procedure used for issuing evidence in accordance with Article 52 paragraph (3) of this Law and
  - the form and content of the sticker for performed technical inspection in accordance with Article 84 of this Law.
- (2) Following the regulations referred to in paragraph (1) of this Article, mandatory application of technical specifications may be laid down.
- (3) Following the regulations referred to in paragraph (1) of this Article may provide for application of a certain standard, in accordance with the standardisation regulations.

**Second part**  
**Technical inspections**

Article 49  
**Checking the technical roadworthiness of vehicles**

- (1) The technical roadworthiness of vehicles participating in road traffic shall be checked by means of a technical inspection, which is a procedure whereby the legal person responsible for technical inspection verifies the data about the vehicle, its systems, components, separate technical units and equipment, as well as whether they fulfil some additional requirements prescribed with the provisions of this Law and the regulations adopted pursuant to this Law.
- (2) Provisions of this Law relating to deadlines for completion of technical inspections, shall not apply to the vehicles of the Army of the Republic of Macedonia, as well as to vehicles included in practical activities and training and in humanitarian or peace operations outside the territory of the Republic of Macedonia.

(3) The technical inspection of the vehicles referred to in paragraph (2) of this Article should be carried out within 30 days as from the date on which they are returned to the territory of the Republic of Macedonia.

#### Article 50

#### **Types of technical inspection**

(1) The vehicles that participate in road traffic, except for motocultivators and work machines, shall mandatory be inspected on the first and the periodical technical inspections in accordance with Article 51 of this Law.

(2) The vehicles should also be inspected through extraordinary technical inspections, by carrying out the inspection in accordance with Article 86 of this Law. The performed extraordinary technical inspection shall not affect the deadline for carrying out the periodical technical inspections.

#### Article 51

#### **Deadlines for performing regular technical inspections**

(1) The first technical inspection shall be performed:

1) one year after the first registration for:

- goods vehicles and towing road vehicles,
- vehicles for transportation of hazardous substances,
- mobile machinery,
- buses,

- towed vehicles, except for light trailers, house trailers and tractor trailers, as well as special towed vehicles for carriage of boats, water scooters and other sports and recreation devices, the overall mass of which exceeds 750 kg, but does not exceed 3500 kg,
- vehicles for public transport of passengers,
- vehicles for transport of a group of children,
- vehicles used for instructing driver candidates and
- vehicles equipped as vehicles having priority i.e. escort vehicles;

2) two years after the first registration for vehicles with at least four wheels, used for transport of passengers whose number of seats does not exceed eight, excluding the driver's seat, and for all the other vehicles and

3) four years for light trailers upon their purchase by the first owner.

(2) Periodical technical inspections of vehicles shall be performed at least once per year.

(3) By way of derogation from paragraph (2) of this Article, periodical technical inspections shall be carried out every six months for:

- vehicles for public transport of passengers,
- buses,
- vehicles used for instructing driver candidates,
- vehicles used for transport of a group of children,
- vehicles equipped as vehicles having priority i.e. escort vehicles, except for vehicles used by the fire services for extinguishing fires, which due to their form and purpose are fire extinguisher vehicles,
- rent-a-car vehicles and
- vehicles for transport of hazardous substances.

The vehicles used for the purposes stated in this paragraph shall have their purpose i.e. bodywork form entered in the traffic permit.

(4) By way of derogation from paragraph (2) of this Article, the periodical technical inspection of vehicles referred to in paragraph (1) item 2 of this Article for which the period from their first registration does not exceed eight years, shall be performed on every two years.

(5) Light trailers, house trailers and special towed vehicles for carriage of boats, water scooters and other sports and recreation devices, the overall mass of which exceeds 750 kg, but does not exceed 3500 kg, shall be technically inspected on every four years.

(6) The vehicles registered abroad shall have their first technical inspection prior to their first registration in the Republic of Macedonia and the periodical technical inspections shall be performed in accordance with paragraphs (2) to (5) of this Article, calculated from the date of first registration abroad.

#### Article 52

#### **Performing technical inspection**

(1) The technical inspection of vehicles shall be performed in accordance with the provisions of this Law and the regulations adopted pursuant to this Law, as well as pursuant to the manufacturer guidelines for the devices and the equipment used while performing technical inspections.

(2) If the technical inspection verified that the vehicle is technically correct, a written document, enclosing the deadline for the next technical inspection, shall be issued.

(3) Prior to the utilisation of a light trailer in road traffic, evidence that encloses the deadline for the next technical inspection of the trailer, shall be issued. The evidence shall be issued by a legal person responsible for registration of vehicles upon a request by the owner.

#### Article 53

### **Defining reconstructions and repairs**

(1) If the technical inspection of a vehicle revealed that reconstructions and repairs were performed as a result of which the data entered in the traffic permit and the register of data relating to vehicles do not comply with the established vehicle condition, a written document for performed technical inspection may be issued only on the basis of a subsequently conducted procedure for individual approval, in accordance with Article 19 of this Law i.e. with a relevant registering in the certificate of conformity.

(2) A fine in the amount of 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person responsible for technical inspection acting contrary to the provisions stipulated in paragraph (1) of this Article.

(3) A fine in the amount of 400 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (2) of this Article.

#### Third part

### **Modification of vehicles**

#### Article 54

### **Registered modifications of vehicles**

(1) The vehicle owner shall be bound to request that the vehicle modifications, that occurred after its approval and which are not considered reconstructions and repairs in accordance with Article 19 of this Law, are recorded at the technical service, within 15 days as from the date when the modification occurred.

(2) The modifications referred to in paragraph (1) of this Article shall refer to mounting certain systems, components, separate technical units and equipment which differ from the ones originally mounted and which were approved to be mounted in the particular type (variant or version) of a vehicle, such as:

- exhaust systems,
- towing devices for vehicles, the greatest overall mass of which does not exceed 3,500 kg, except for tractors,
- spoilers and
- light devices etc.

(3) The mounting of certain systems, components, separate technical units and equipment referred to in paragraph (2) of this Article shall be performed by a legal or natural person registered for maintenance and repairing of vehicles who should issue a mounting certificate.

(4) Mounting of devices to use the power of liquid oil gas, compressed earth gas, or another device in accordance with the provisions of this Law shall be performed by a legal or natural person authorised by the Ministry of Interior.

(5) The authorisation referred to in paragraph (4) of this Article shall be issued to a legal or natural person that possesses an authorisation by the manufacturer of the devices or equipment it mounts, that fulfils the spatial, material and technical conditions, safety conditions and the conditions regarding staff members in charge of mounting devices and additional equipment in vehicles.

- (6) If the authorised person for mounting devices that use the power of liquid oil gas, i.e. compressed earth gas, or another device and additional equipment, does not perform the entrusted tasks in accordance with the law, or ceases to fulfil the conditions referred to in paragraph (5) of this Article, the Minister for Interior shall forbid performing activities with a decision and shall lay down a period of 30 days for elimination of the established deficiencies.
- (7) Should the authorised person not eliminate the established deficiencies referred to in paragraph (6) of this Article, the Minister for Interior shall withdraw the authorisation with a decision.
- (8) The decision referred to in paragraph (7) of this Article shall be final and an administrative procedure may be initiated against it before a competent court .
- (9) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a vehicle owner acting contrary to the provisions of paragraph (1) of this Article.
- (10) A fine in the amount from 800 to 1,200 euros in denar counter-value shall be imposed for a misdemeanour to a legal person who is a vehicle owner acting contrary to the provisions of paragraph (1) of this Article.
- (11) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (10) of this Article.
- (12) A fine in the amount of 480 euros in denar counter-value shall be imposed for a misdemeanour to the natural or legal person acting contrary to the provisions of paragraph (4) this Article.

#### Article 55

### **Unregistered modifications of vehicles**

- (1) The vehicle owner shall not be bound to request recording of vehicle modifications not having major effect on road traffic safety i.e. on the environment and may be performed correctly in a simple manner prior to the vehicle utilisation.
- (2) The modifications referred to in paragraph (1) of this Article shall refer to mounting of a trunk, antenna, decoration elements etc.

#### CHAPTER V

### CONDITIONS FOR PERFORMANCE OF ACTIVITIES

#### **First part**

#### **Technical service**

#### Article 56

### **Authorisation**

- (1) The technical service activities shall be performed by legal persons authorised by a decision of the Minister for Economy, upon the proposal by the approval authority, and on the basis of accreditation by the competence assessment body.
- (2) The decision referred to in paragraph (1) of this Article shall be adopted within 15 days as from the date of receipt of the legal person's request.
- (3) A fine in the amount of 2,500 to 3,500 euros in denar counter-value shall be imposed for a misdemeanour to a legal person performing technical service activities without having acquired the authorisation referred to in paragraph (1) of this Article.

(4) A fine in the amount of 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (3) of this Article.

#### Article 57

##### **Activities performed by the technical service**

(1) The technical service shall be authorised to perform the following activities in particular:

- inspections, checks and certification activities relating to the type-approval procedure for vehicles,
- inspections, checks and certification activities relating to the type-approval procedure for systems, components, separate technical units and equipment,
- verification whether the technical requirements in the procedure for individual type-approval of a vehicle are fulfilled, in accordance with the requirements prescribed by this Law and the regulations pursuant to this Law,
- verification whether the technical requirements in the procedure for individual type-approval of a vehicle are fulfilled, in accordance with the requirements prescribed in Article 18 of this Law and
- approval of reconstructed and repaired vehicles in accordance with Article 19 of this Law as well as registration of modifications in accordance with Article 54 of this Law.

(2) The legal person shall submit a request for authorisation to perform one or several activities referred to in one or several indents of paragraph (1) of this Article.

(3) The technical service shall perform or control the inspections necessary for granting type-approval certificates, shall perform the necessary checks, shall conduct procedures in accordance with the technical specifications and shall act in accordance with the alternative requirements.

(4) The technical service shall also perform activities relating to identification and identification and assessment of the technical condition of the vehicles, for which it was authorised as a technical service in accordance with paragraph (1) indents 1,3 and 4 of this Article.

#### Article 58

##### **Categories of technical services**

(1) The technical services that perform type-approval related activities that are carried out in accordance with the regulatory acts may fall within the following categories:

- category A, that carry out inspections in their own facilities.

The technical service of A category may also perform activities, or supervise inspections in accordance with the regulatory acts for which it was authorised in the premises of the manufacturer or in the premises of a third party and

- category B, that carry out inspections in the premises of the manufacturer or in the premises of a third party.

(2) Technical services performing activities relating to conformity of production may fall within the following categories:

- category C, that make the initial assessment and perform monitoring of the system for quality of production and
- category D, that perform inspections or test the production unit or carry out supervision.

(3) Technical services that perform activities regarding individual approval in accordance with the provisions of this Law and the regulations adopted pursuant to this Law, as well as activities including approval of reconstructions and repairs, in accordance with Article 19 of this Law, shall be accredited in compliance with the conditions laid down in the provisions of this Law and the regulations adopted pursuant to this Law.

#### Article 59

##### **Conditions for authorisation**

(1) In order to obtain authorisation as a technical service, the legal person should fulfil relevant conditions regarding the premises, equipment and staff and shall be bound to possess adequate competences, special technical knowledge and proven experience in certain areas in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.

(2) The procedure for accreditation of the technical service referred to in paragraph (1) of this Article shall be carried out by the competence assessment authority.

(3) By way of derogation from paragraph (1) of this Article, the technical service performing the last stage activities of a multi-stage type-approval and individual approval procedure, shall be accredited in accordance with Article 58 paragraph (3) of this Law.

#### Article 60

##### **Authorisation and withdrawing of authorisation**

(1) The authorised technical service shall be bound to permanently fulfil the conditions for carrying out the activities laid down in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.

(2) Upon the proposal by the approval authority, the Minister for Economy may withdraw the authorisation of a technical service with a decision, if:

- it no longer fulfils the prescribed conditions for carrying out the activities laid down in accordance with the provisions of this Law and the regulations adopted pursuant to this Law,
- a bankruptcy or liquidation procedure was initiated against it,
- it terminated its activities on the basis of a court decision and
- it does not perform its activities in accordance with the provisions of this Law and the regulations

adopted pursuant to this Law.

(3) The decision referred to in paragraph (2) of this Article shall be final and an administrative procedure may be initiated against it before the competent court .

(4) The Ministry of Economy shall notify each authorised technical service to the European Commission by indicating: title, seat, e-mail address, name of the responsible person and the category of activities performed, as well as any modification of those data.

#### Article 61

### **Regulations of the Minister of Economy**

(1) The Minister for Economy shall prescribe more closely:

- the spatial conditions, equipment, devices and the staff of the technical services in accordance with Article 59 of this Law,
- procedures for performance of technical service activities in accordance with Article 57 of this Law and
- the manner and procedure for adoption and withdrawal of the decision authorising technical services in accordance with Article 56 of this Law.

(2) The regulations referred to in paragraph (1) indent 2 of this Article may provide for mandatory application of technical specifications.

#### **Second part**

### **Legal person responsible for technical inspection**

#### Article 62

#### **Authorisation by the Minister**

(1) The activities relating to technical inspections may be performed by legal persons that have an authorisation by the Minister for Interior.

(2) The activities relating to identification and identification and assessment of the technical condition may be performed by legal persons responsible for technical inspection that have an authorisation by the Minister for Economy.

(3) The legal person responsible for technical inspection may not perform technical inspection i.e. identification or identification and assessment of the technical condition of their own vehicles.

(4) A fine in the amount of 2,500 to 3,500 euros in denar counter-value shall be imposed for a misdemeanour to a legal person performing activities without having acquired the authorisation referred to in paragraphs (1) and (2) of this Article.

(5) A fine in the amount of 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (4) of this Article.

(6) A fine in the amount from 2,500 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions of paragraph (3) of this Article.

(7) A fine in the amount of 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (6) of this Article.

#### Article 63

### **Activities of the legal person responsible for technical inspection**

(1) The legal person responsible for technical inspection shall be authorised to perform one or several of the following activities:

- vehicle identification,
- identification and assessment of the technical condition of vehicles,
- vehicle inspection upon particular requests and
- regular and extraordinary technical inspections.

(2) The authorisation for technical inspection of vehicles shall be granted for at least one group of vehicle categories. The authorisation for identification and identification and assessment of the technical condition of vehicles shall be granted only within the authorisation for technical inspection of vehicles.

#### Article 64

### **Conditions for obtaining authorisation**

In order to obtain the authorisation referred to in Article 63 of this Law the legal person should fulfil the conditions with regard to the:

- adequate professional staff, necessary equipment, devices and premises and
- professional liability insurance .

#### Article 65

### **Authorisation and withdrawing of authorisation**

(1) The legal person shall be bound to permanently fulfil the conditions prescribed by the provisions of this Law and the regulations adopted pursuant to this Law.

(2) The Minister for Interior, with a decision, may withdraw the authorisation for performance of technical inspection of the legal person responsible for technical inspection i.e. the Minister for Economy, with a decision, may withdraw the authorisation for performance of identification and identification and assessment of the technical condition of the legal person responsible for technical



inspection, provided that:

- it no longer fulfils the prescribed conditions for performing the activities laid down in accordance with the provisions of this Law and the regulations adopted pursuant to this Law,
- a bankruptcy or liquidation procedure was initiated against it,
- it terminated the activities on the basis of a court decision and
- it does not perform the activities in accordance with the provisions of this Law and the regulations adopted on the basis of this Law.

(3) The decision referred to in paragraph (2) of this Article shall be final and an administrative procedure may be initiated against it before a competent court .

#### Article 66

##### **Taking an exam and knowledge renewal**

(1) The candidates that are to perform technical inspection activities within the legal persons responsible for technical inspection should pass a professional exam for competence. The professional exam shall be taken before a Commission established by the Minister for Interior and composed of a chairperson and two members. The Commission shall grant the candidate who had successfully passed the professional exam a certificate for a passed exam.

(2) The candidates that are to perform activities within the legal persons for technical inspection that perform identification and identification and assessment of the technical condition of vehicles, should pass a professional exam for competence. The professional exam shall be taken before a Commission established by the Minister for Economy and composed of a chairperson and two members. The Commission shall grant the candidate who had successfully passed the professional exam a certificate for a passed exam.

(3) The professional associates referred to in paragraphs (1) and (2) of this Article should renew their knowledge on every four years as from the date of issuing the passed exam certificate.

(4) The candidate who has not passed the exam shall take the exam again within 30 days as from the date of obtaining the results from the exam.

(5) Throughout the period until the next taking of the professional exam, the candidate shall not be entitled to perform activities that require a passed professional exam.

(6) The costs for taking the professional exam shall be borne by the applicant referred to in paragraphs (1) and (2) of this Article.

#### Article 67

##### **Regulations by the Minister**

(1) The Minister for Interior shall adopt regulations in the technical inspection area relating to the:

- closer criteria regarding the spatial conditions, equipment, devices and the staff of the legal persons responsible for technical inspection, as well as the conditions regarding the calibration and verification of devices and equipment in accordance with Article 64 of this Law,
- procedures for performing technical inspection activities in accordance with Article 63 of this Law,
- manner and procedure for adopting and withdrawing the decision authorising the legal person responsible for technical inspection in accordance with Articles 62 and 65 of this Law,
- groups of vehicle categories for which authorisation for technical inspection of vehicles shall be issued in accordance with Article 63 paragraph (2) of this Law,
- the manner and procedure for taking the professional exam, the form and content of the certificate form for a passed exam, the work of the Commission responsible for carrying out the professional exam and the programme for taking the professional exam, as well as the manner of keeping records regarding the conducted professional exams by the Commission, in accordance with Article 66 of this Law,
- amount of the expenses for taking the professional exam shall correspond the actually necessary costs for taking the exam in accordance with Article 66 paragraph (1) of this Law and
- amount of the expenses for taking the professional exam in accordance with Article 66 paragraph (7) of this Law.

(2) The Minister for Economy shall adopt regulations in the area of identification and identification and assessment of the technical conditions of vehicles relating to:

- closer criteria regarding the spatial conditions, equipment, devices and the staff of legal persons responsible for technical inspection, in accordance with Article 64 of this Law,
- the procedures for conducting activities with regard to identification and identification and assessment of the technical condition of vehicles in accordance with Article 21 of this Law,
- the manner and procedure for adoption and withdrawing of the decision authorising the legal person responsible for technical inspection to perform identification and identification and assessment of the technical condition of vehicles in accordance with Articles 62 and 65 of this Law,
- groups of vehicle categories for which authorisation for identification and identification and assessment of the technical condition of vehicles shall be issued in accordance with Article 63 paragraph (2) of this Law,
- the manner and procedure for taking the professional exam, the form and content of the certificate form for a passed exam, the work of the Commission responsible for conducting the professional exam and the programme for such an exam, as well as the manner of keeping records regarding the conducted professional exams by the Commission, in accordance with Article 66 of this Law,
- amount of the expenses for taking the professional exam shall correspond to the actually necessary costs for taking the exam in accordance with Article 66 paragraph (2) of this Law and
- amount of the expenses for taking the professional exam in accordance with Article 66 paragraph (8)

of this Law.

**Third part**  
**Legal person responsible for registration of vehicles**

Article 68  
**Authorisation by the Minister**

- (1) The activities relating to registration may be performed by legal persons for technical inspection that have an authorisation by the Minister for Interior.
- (2) A fine in the amount of 2,000 to 3,000 euros in denar counter-value shall be imposed for a misdemeanour to a legal person performing activities without having acquired the authorisation referred to in paragraph (1) of this Article.
- (3) A fine in the amount of 1,000 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (2) of this Article.

Article 69  
**Conditions for performing activities on another location**

- (1) The legal person responsible for registration of vehicles that performs activities on more than one location shall be bound to fulfil the prescribed conditions in accordance with Article 30 paragraph (2) of this Law for each location.
- (2) A fine in the amount of 1,500 to 2,200 euros in denar counter-value shall be imposed for a misdemeanour to a legal person acting contrary to the provisions of paragraph (1) of this Article.
- (3) A fine in the amount of 500 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person at the legal person for the misdemeanour referred to in paragraph (2) of this Article.

Article 70  
**Authorisation and withdrawing of authorisation**

- (1) The legal person authorised for vehicle registration shall be bound to permanently fulfil the conditions prescribed with the provisions of this Law and the regulations adopted pursuant to this Law.
- (2) The Minister for Interior may, with a decision, withdraw the authorisation for performance of registration of the legal person responsible for registration of vehicles, provided that:
  - it no longer fulfils the prescribed conditions for carrying out the activities laid down in accordance with the provisions of this Law and the regulations adopted pursuant to this Law,
  - a bankruptcy or liquidation procedure was initiated against it,
  - it terminated the activities on the basis of a court decision and
  - it does not perform the activities in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.
- (3) The decision referred to in paragraph (2) of this Article shall be final and an administrative procedure before a competent court may be initiated against it.

Article 71  
**Taking an exam and renewal of knowledge**

- (1) The candidates performing vehicle registration activities within the legal persons responsible for registration of vehicles should pass a professional exam for competence. The professional exam shall be taken before a Commission established by the Minister for Interior and composed by a chairperson and two members. The Commission shall grant the candidate who had successfully passed the professional exam a certificate for a passed exam.
- (2) The professional associates referred to in paragraph (1) of this Article should renew their knowledge on every four years as from the date of issuing the passed exam certificate.
- (3) A candidate who did not pass the exam shall take the exam again within 30 days as from the date of obtaining the exam results.
- (4) Throughout the period until the next taking of the professional exam, the candidate shall not be entitled to perform activities that require a professional exam.
- (5) The costs for taking a professional exam shall be borne by the applicant referred to in paragraph (1) of this Article.
- (6) The amount of the expenses for taking the professional exam referred to in paragraph (1) of this Article shall be laid down by the Minister for Interior within the actually necessary costs for taking the exam.

Article 72  
**Regulations of the Minister for Interior**

The Minister for Interior shall prescribe more closely the manner and procedure for taking the professional exam, the form and content of the passed exam certificate form, the manner of performance of the Commission responsible for conducting the professional exam and the programme for taking the professional exam, as well as the manner of keeping records with regard to the conducted professional exams by the Commission, in accordance with Article 71 of this Law.

CHAPTER VI  
VEHICLE REGISTER  
Article 73  
**Register of vehicle**

The Ministry of Interior shall keep a register of vehicles that encloses data relating to:

- approved types of vehicles,
- issued certificates of conformity and registration consents,
- registered vehicles,
- destroyed vehicles,
- road surveillance of the technical roadworthiness of vehicles participating in road traffic and
- conducted professional exams.

Article 74

**Personal data included in the data register**

(1) Personal data may be used for the purposes prescribed by this Law and in accordance with the regulations relating to personal data protection.

(2) Personal data entered in the register referred to in Article 73 of this Law shall be deleted immediately if it was determined that they are incorrect, or the reasons due to which the personal data were included in the register ceased to exist.

Article 75

**Availability of the data register**

(1) The data entered in the register referred to in Article 73 of this Law as from the entering to the deleting from the register may be disclosed under terms and in a manner laid down in accordance with the regulation stipulated in Article 76 of this Law.

(2) The manufacturers of vehicles, their systems, components or separate technical units and equipment shall be entitled to obtain data as to which person is the owner i.e. user of a certain vehicle, provided that they need the data under Article 13 paragraph (4) of this Law.

(3) The Minister for Interior shall decide on the availability of the data referred to in paragraph (2) of this Article, on the basis of substantiated written requests and submitted evidence that there are certain circumstances due to which availability of data is requested.

Article 76

**Regulations of the Minister for Interior**

The Minister for Interior shall prescribe more closely the form, content and manner of keeping the data register, the criteria for computer access to the data register, as well as the manner of entering and disclosing data entered in the register in accordance with Articles 73 and 75 of this Law.

## CHAPTER VII SUPERVISION

### Article 77 **Supervision**

The supervision over the implementation of the provisions of this Law and the regulations adopted pursuant to this Law shall be performed by:

- The Ministry of Economy with regard to the: fulfilment of the conditions for carrying out the procedures for identification and identification and assessment of the technical conditions of vehicles by the authorised legal persons responsible for technical inspection, as well as of the operation of the technical services and
- the Ministry of Interior with regard to the: fulfilment of the conditions for conducting a procedure of technical inspection by legal persons responsible for technical inspection, as well as fulfilment of the conditions for performing registration activities by legal persons responsible for registration of vehicles.

### Article 78 **Inspection supervision**

(1) The inspection supervision over the implementation of the provisions of this Law and the regulations adopted pursuant to this Law shall be carried out by:

- the State Market Inspectorate over the validity of issuing a certificate of conformity by manufacturers and their representatives and over the activities of legal persons responsible for technical inspection which carry out procedures of identification and identification and assessment of the technical condition of vehicles,
- inspectors of the Ministry of Interior over the activities of the legal persons responsible for technical inspection and the legal persons responsible for vehicle registration and supervision over the compliance with the conditions for operation of the authorised person who mounts devices using liquid oil gas i.e. compressed oil gas power or another device and additional equipment referred to in Article 54 paragraph (4) of this Law, and supervision of the technical roadworthiness of all the vehicles participating in road traffic.
- the State Agriculture Inspectorate and the State Forestry Inspectorate with regard to the requirements that should be fulfilled by tractors outside road traffic, while performing agricultural and forestry works and
- the State Environment Inspectorate with regard to environment protection requirements.

(2) The inspection supervision referred to in paragraph (1) of this Article and the supervision of vehicles for special purpose shall be performed in coordination with the competent inspection authorities.

### Article 79 **Authorisations and measures of the inspector of the State Market Inspectorate**

When performing inspection supervision, the competent inspector of the State Market Inspectorate shall be entitled to:

- 1) check the records that are kept by the legal person responsible for technical inspection authorised to conduct procedures of identification and identification and assessment of the technical condition of vehicles on the basis of this Law and the regulations adopted pursuant to this Law;
- 2) obtain data of the vehicle data register necessary for the performance of inspection supervision;
- 3) obtain data and inspect the technical equipping of the premises, devices, equipment, documents, forms and stamps;
- 4) obtain copies of documents and other data necessary for the performance of inspection supervision;
- 5) define measures for elimination of irregularities;
- 6) forbid placing on the market, utilisation or to remove from sale vehicles, systems, components and separate technical units and equipment which do not comply with the provisions of this Law and the regulations adopted pursuant to this Law;
- 7) temporarily forbid performing activities related to the implementation of the provisions of this Law and the regulations adopted pursuant to this Law, until the established irregularities have been eliminated;
- 8) forbid for a person who does not fulfil the prescribed conditions to carry out the activities and
- 9) propose to the competent authority to impose measures for elimination of the established irregularities i.e. withdrawing the authorisation.

### Article 80

#### **Authorisations and measures of the inspector of the State Agriculture Inspectorate and the State Forestry Inspectorate**

While performing inspection supervision, the competent inspector of the State Agriculture Inspectorate and/or the State Forestry Inspectorate within their competences laid down by law, shall be entitled to:

- 1) check whether a tractor, which is not participating in road traffic and is used for performance of agricultural or forestry works has functional systems, components or separate technical units and equipment in accordance with the requirements of this Law and the regulations adopted pursuant to this Law;

- 2) check whether the tractor is equipped with a cabin and a protection frame against turning over;
- 3) check whether the driver and passengers use their safety belts and the other protection equipment, if these have been fitted and envisaged and
- 4) undertake measures to forbid the utilisation of tractors which do not have functional systems, components or separate technical units and equipment in accordance with the requirements of this Law and the regulations adopted pursuant to this Law.

#### Article 81

##### **Inspection supervision of legal persons responsible for technical inspection and legal persons responsible for registration of vehicles**

- (1) While performing inspection supervision, the competent inspector of the Ministry of Interior shall be entitled to:
- 1) check the records kept by the legal person responsible for technical inspection and legal person responsible for registration of vehicles pursuant to this Law and the regulations adopted pursuant to this Law;
  - 2) obtain data of the vehicle data register necessary for the performance of inspection supervision;
  - 3) obtain data and inspect the technical equipping of the premises, devices, equipment, documents, forms and stamps;
  - 4) obtain copies of documents and other data necessary for the performance of inspection supervision;
  - 5) demand from the responsible person of the legal persons for technical inspection to ensure carrying out the procedure for establishment of the technical roadworthiness of a vehicle again;
  - 6) undertake measures for annulment of issued documents, if the inspection supervision revealed that the party conducting the procedure referred to in paragraph (1) item 5 of this Article, confirmed the technical roadworthiness of a technically incorrect vehicle;
  - 7) define measures for elimination of irregularities;
  - 8) temporarily forbid performance of activities relating to implementation of the provisions of this Law and the regulations adopted pursuant to this Law, until the established irregularities have been eliminated;
  - 9) forbid the activities to be performed by a person who does not fulfil the prescribed conditions for performance of such activities and
  - 10) propose to the competent authority imposing measures for eliminating the established irregularities i.e. withdrawing the authorisation.
- (2) The costs for the repeated procedure referred to in paragraph (1) item 5 of this Article, shall be borne by the owner i.e. the vehicle owner, regardless of the outcome of the procedure.

#### Article 82

##### **Inspection supervision in road traffic**

- (1) The inspection supervision in road traffic shall be performed by the Ministry of Interior, whereby the uniformed police officers shall be entitled to stop and inspect the vehicle, its systems, components or separate technical units and equipment, as well as documents and other types of evidence, to be found with the driver of a vehicle and are subject to inspection supervision.
- (2) In order to implement the measures referred to in paragraph (1) of this Article, the driver of the vehicle should stop at a place the uniformed police officer defines by giving the prescribed signs, in a manner and procedure as defined by regulations relating to transport and road traffic safety. The vehicle owner i.e. the vehicle user, shall have the right to be present while the measures referred to in paragraph (1) of this Article are being carried out.
- (3) If the inspection supervision has revealed irregularities due to which the vehicle needs to be removed from road traffic, the costs for the inspection shall be borne by the driver.
- (4) A fine in the amount of 200 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions stipulated in paragraphs (1) and (2) of this Article.

#### Article 83

##### **Using mobile units**

- (1) The supervision of the technical roadworthiness of vehicles participating in road traffic including inspection i.e. measuring the efficiency of the braking system and the emission of exhausted fumes, as well as inspection and control of the speed limitation devices, shall be performed by inspectors of the Ministry of Interior, by means of measurement devices found in a special vehicle (hereinafter referred to as: mobile units).
- (2) For the measurement equipment and devices in the mobile units, measurement equipment and devices which fulfil the same requirements as the requirements relating to devices and equipment used by legal persons responsible for technical inspection shall be used.

#### Article 84

##### **Measures of road supervision and performance supervision**

- (1) When performing their duties, the uniformed police officers shall remove from traffic i.e. forbid the use of a vehicle which:
1. is not technically correct;
  2. has suffered a serious damage in a traffic accident, thus it cannot be safely used in road traffic;
  3. was not approved in accordance with the provisions of this Law and the regulations adopted pursuant to this

Law;

4. does not fulfil the specific technical requirements for its intended purpose;
5. was reconstructed i.e. repaired contrary to the provisions of this Law and the regulations adopted pursuant to this Law;
6. has mounted systems, components or separate technical units and equipment which were not approved for that vehicle, even though they should have been approved;
7. was not registered and does not have a valid traffic permit;
8. is not marked at all or is not marked in the prescribed manner with registration plates or trade plates for that vehicle;
9. is marked with registration plates or trade plates which were not issued for that vehicle and
10. does not have a sticker indicating the validity period of the technical inspection.

(2) The removal of the vehicle i.e. the prohibition for utilisation thereof shall continue until the reasons for the removal i.e. issuing of prohibiting have been eliminated. The uniformed police officer removing the vehicle from traffic, may seize the traffic permit and registration i.e. trade plates and may order the driver to remove the registration or trade plates from the vehicle. Should the driver not remove the registration or trade plates from the vehicle, they shall be removed at the driver's expense. The uniformed police officer shall issue a document that the traffic permit i.e. the registration or trade plates have been seized.

(3) The uniformed police officer shall send the vehicle to an extraordinary technical inspection and shall seize the registration plates, if they suspect that:

- the vehicle is not technically correct due to irregularities in the ground construction or the steering and stopping devices, as well as the connectivity between the towing and the towed vehicle,
- the vehicle does not fulfil the prescribed requirements relating to emissions of exhausted fumes and noise and
- the vehicle has been severely damaged and may not be operated safely in road traffic, except for the cases indicated in paragraph (4) indent 1 of this Article,

(4) The uniformed police officer shall seize its registration plates and send the vehicle to the technical service for individual approval, if he suspects that:

- the ground construction or the steering and braking system of the vehicle was damaged, or
- the vehicle was reconstructed or repaired contrary to the provisions of this Law and the regulations adopted pursuant to this Law or
- has mounted systems, components or separate technical units and equipment which were not approved for that vehicle, even though they should have been approved.

(5) In the case referred to in paragraph (3) indent 3 and paragraph (4) indent 1 of this Article, as soon as the vehicle is repaired, a technical inspection i.e. individual type-approval of the vehicle shall be conducted, in accordance with Articles 19 and 54 of this Law.

(6) The costs for the extraordinary technical inspection shall be borne by the driver. The costs for the technical inspection, except for the case referred to in paragraph (5) of this Article shall be reimbursed to the driver, if the technical inspection verified that the vehicle was technically correct.

(7) The seized traffic permit i.e. registration or trade plates shall be returned to the vehicle owner or vehicle user from which they were seized within three days as from the date of their seizure, if the reason for the seizure was eliminated. The vehicle owner or vehicle user shall prove that the reason for the seizure was eliminated by presenting evidence that the vehicle is technically correct i.e. by writing the modification on the certificate of conformity of the vehicle. Upon expiry of the three day period, the registration plates shall be returned to the registration authority that issued them, whereas the seized trade plates shall be destroyed.

Article 85  
**Obligation to cooperate**

- (1) The driver shall be bound, upon the request by a uniformed police officer, to enable inspection of the vehicle and to cooperate during the inspection supervision.
- (2) The driver shall be bound, upon the request by a uniformed police officer, to enable technical inspection of the vehicle. If it is not possible for the vehicle to be technically inspected on the place of the inspection supervision, the driver shall be bound, upon the request by a uniformed police officer, to take the vehicle to a technical inspection.
- (3) Should the driver, upon the request referred to in paragraph (2) of this Article, not take the vehicle to a technical inspection, the vehicle shall be transported at the expense of the driver.
- (4) A fine in the amount of 300 euros in denar counter-value shall be imposed for a misdemeanour to a driver acting contrary to the provisions stipulated in paragraphs (1) and (2) of this Article.
- (5) A fine in the amount from 1,500 to 2,000 euros in denar counter-value shall be imposed for a misdemeanour to the legal person acting contrary to the provisions stipulated in paragraphs (1) and (2) of this Article.
- (6) A fine in the amount of 500 euros in denar counter-value shall be imposed for a misdemeanour to the responsible person of the legal person for the misdemeanour referred to in paragraph (5) of this Article.

Article 86  
**Police supervision**

- (1) Police shall supervise the implementation of the provisions of this Law within the supervision over road traffic safety and safety in the performance of agricultural and forestry works.
- (2) The provisions of this Chapter shall apply accordingly to police supervision of bicycles and carts.
- (3) A uniformed police officer may remove from traffic a vehicle which was reconstructed and thus exceeds the maximum engine power or the maximum designed speed based on the construction, according to the documentation of the vehicle manufacturer, or the maximum designed speed intended for a special category of vehicles in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.

CHAPTER VII  
MISDEMEANOUR PROCEDURE

Article 87  
**Procedure before the Ministry of Economy**

- (1) For the misdemeanours laid down in Articles 13, 14, 16, 20, 22, 56 and 62 paragraph (2) of this Article, the misdemeanour procedure shall be conducted and the fine shall be imposed by the State Market Inspectorate.
- (2) The misdemeanour procedure referred to in paragraph (1) of this Article shall be led before the State Market Inspectorate by the Commission Deciding upon Misdemeanours.
- (3) Against the decisions of the State Market Inspectorate whereby a fine in accordance with the provisions of this Law is imposed, a complaint for initiation of an administrative dispute before the competent court may be filed.

Article 88  
**Procedure before the Ministry of Interior**

- (1) For the misdemeanours laid down in Articles 26, 33, 35, 36, 37, 40, 42, 43, 44, 45, 46, 52, 53, 54, 62 paragraph (1), 68, 69, 82 and 85 of this Law, the misdemeanour procedure shall be conducted and the fine shall be imposed by the Ministry of Interior.
- (2) The misdemeanour procedure referred to in paragraph (1) of this Article shall be led before the Ministry of Interior by the Commission Deciding upon Misdemeanours.
- (3) Against the decisions of the Ministry of Interior whereby a fine in accordance with the provisions of this Law is imposed, a complaint for initiation of an administrative dispute before the competent court may be filed.

Article 89  
**Procedure before the Ministry of Agriculture, Forestry and Water Economy**

- (1) For the misdemeanours laid down in Article 47 of this Law, the misdemeanour procedure shall be conducted and the fine shall be imposed by the Ministry of Agriculture, Forestry and Water Economy.
- (2) The misdemeanour procedure referred to in paragraph (1) of this Article shall be led before the Ministry of Agriculture, Forestry and Water Economy by the Commission Deciding upon Misdemeanours.
- (3) Against the decisions of the Ministry of Agriculture, Forestry and Water Economy whereby a fine in accordance with the provisions of this Law is imposed, a complaint for initiation of an administrative dispute before the competent court may be filed.

Article 90  
**Procedure before the Ministry of Environment and Physical Planning**

- (1) For the misdemeanour laid down in Article 41 of this Law, the misdemeanour procedure shall be conducted and the fine shall be imposed by the Ministry of Environment and Physical Planning.
- (2) The misdemeanour procedure referred to in paragraph (1) of this Article shall be led before the Ministry of Environment and Physical Planning by the Commission deciding upon misdemeanours.
- (3) Against the decisions of the Ministry of Environment and Physical Planning whereby a fine in accordance with

the provisions of this Law is imposed, a complaint for initiation of an administrative dispute before the competent court may be filed.

#### Article 91

##### **Settlement procedure before the Ministry of Economy**

(1) For the misdemeanour laid down in Articles 13, 14, 16, 20, 22, 56 and 62 paragraph (2) of this Law, the inspector shall suggest a settlement procedure to the perpetrator prior to making a request for initiation of misdemeanour procedure.

(2) If the perpetrator has agreed to initiation of a settlement procedure, the inspector shall make minutes including the significant elements with regard to the misdemeanour, the time, place, the manner of committing the misdemeanour, the description of the misdemeanour and the persons found on the spot and the way the harmful consequences of the misdemeanour will be eliminated.

(3) The inspector may give the perpetrator a payment order in the settlement procedure.

(4) If the perpetrator accepts the payment order, he/she shall be bound to sign it. The accepting of the payment order by the perpetrator shall be recorded in the minutes.

(5) If the perpetrator is a legal person, the minutes and the payment order shall be signed by the official i.e. the responsible person found on the spot during the control, or another official or responsible person who stated that he/she was entitled to sign the minutes and accept the payment order.

(6) The statement referred to in paragraph (5) of this Article shall be recorded in the minutes.

(7) The inspector shall be bound to keep records on the initiated procedures and their outcome.

#### Article 92

##### **Settlement procedure before the Ministry of Interior**

(1) For the misdemeanours laid down in Articles 26, 33, 35, 36, 37, 40, 42, 43, 44, 45, 46, 52, 53, 54, 62 paragraph (1), 68, 69, 82 and 85 of this Law, the uniformed police officer shall suggest a settlement procedure to the perpetrator prior to making a request for initiation of misdemeanour procedure.

(2) If the perpetrator has agreed to initiation of a settlement procedure, the uniformed police officer shall make minutes including the significant elements relating to the misdemeanour, the time, place, the manner of committing the misdemeanour, the description of the misdemeanour activity and the persons found on the spot and the way the harmful consequences of the misdemeanour will be eliminated.

(3) The uniformed police officer may give the perpetrator a payment order in the settlement procedure.

(4) If the perpetrator accepts the payment order, he/she shall be bound to sign it. The accepting of the payment order by the perpetrator shall be recorded in the minutes.

(5) If the perpetrator is a legal person, the minutes and the payment order shall be signed by the official i.e. the responsible person found on the spot during the control, or another official or responsible person who stated that he/she was entitled to sign the minutes and accept the payment order.

(6) The statement referred to in paragraph (5) of this Article shall be recorded in the minutes.

#### Article 93

##### **Settlement procedure before the Ministry of Agriculture, Forestry and Water Economy**

(1) For the misdemeanours laid down in Article 47 of this Law, the inspector shall suggest a settlement procedure to the perpetrator prior to making a request for initiation of misdemeanour procedure.

(2) If the perpetrator has agreed to initiation of a settlement procedure, the inspector shall make minutes including the significant elements relating to the misdemeanour, time, place, the manner of committing the misdemeanour, description of the misdemeanour and the persons found on the spot and the way the harmful consequences of the misdemeanour will be eliminated.

(3) The inspector may give the perpetrator a payment order in the settlement procedure.

(4) If the perpetrator accepts the payment order, he shall be bound to sign it. The accepting of the payment order by the perpetrator shall be recorded in the minutes.

(5) If the perpetrator is a legal person, the minutes and the payment order shall be signed by the official i.e. the responsible person found on the spot during the control, or another official or responsible person who stated that he/she was entitled to sign the minutes and accept the payment order.

(6) The statement referred to in paragraph (5) of this Article shall be recorded in the minutes.

(7) The inspector shall keep records on the initiated procedures and their outcome.

#### Article 94

##### **Settlement procedure before the Ministry of Environment and Physical Planning**

(1) For the misdemeanours laid down in Article 41 of this Article, the inspector shall suggest a settlement procedure to the perpetrator prior to making a request for initiation of misdemeanour procedure.



(2) If the perpetrator has agreed to initiation of a settlement procedure, the inspector shall make minutes including the significant elements relating to the misdemeanour, the time, place, the manner of committing the misdemeanour, the description of the misdemeanour activity and the persons found on the spot and the way the harmful consequences of the misdemeanour will be eliminated.

(3) The inspector may give the perpetrator a payment order in the settlement procedure.

(4) If the perpetrator accepts the payment order, he/she shall be bound to sign it. The accepting of the payment order by the perpetrator shall be recorded in the minutes.

(5) If the perpetrator is a legal person, the minutes and the payment order shall be signed by the official i.e. the responsible person found on the spot during the control, or another official or responsible person who stated that he was entitled to sign the minutes and accept the payment order.

(6) The statement referred to in paragraph (5) of this Article shall be recorded in the minutes.

(7) The inspector shall keep records on the initiated procedures and their outcome.

## CHAPTER IX TRANSITIONAL AND FINAL PROVISIONS

### Article 95

#### **Transitional period**

Procedures which have commenced before the date of entering into force of this Law shall be completed in accordance with the regulations effective prior this Law has entered into force.

### Article 96

#### **Continuing of the operation**

(1) Legal persons who before the date of entering into force of this Law have performed activities of technical service and authorised legal person for inspection of vehicles in accordance with the Law on Road Traffic Safety, shall continue to operate as technical services in accordance with Articles 58 paragraph (3) and 57 paragraph (4) of this Law.

(2) The legal persons referred to in paragraph (1) of this Law shall be bound to harmonise their work with the provisions of this Law and the regulations adopted pursuant to this Law within one year as from the date of entering into force of the regulations adopted pursuant to this Law.

(3) Legal persons responsible for assessment of conformity of vehicles, authorised in accordance with the Law on Safety of Products, shall continue to perform activities relating to identification and identification and assessment of the technical conditions of vehicles, in accordance with the provisions of this Law and the regulations adopted pursuant to this Law.

(4) The legal persons referred to in paragraph (3) of this Law shall be bound to harmonise their status and work with the provisions of this Law and the regulations adopted pursuant to this Law within one year as from the date of entering into force of the regulations adopted pursuant to this Law.

(5) The authorisations issued to legal persons for technical inspection of vehicles in accordance with the Law on Road Traffic Safety before the date of entering into force of this Law, shall continue to be valid.

(6) The legal persons referred to in paragraph (5) of this Law shall be bound to harmonise their operation with the provisions of this Law and the regulations adopted pursuant to this Law within one year as from the date of entering into force of the regulations adopted pursuant to this Law.

(7) The authorisations issued to legal persons for registration of vehicles in accordance with the Law on Road Traffic Safety before the date of entering into force of this Law, shall continue to be valid.

(8) The legal persons referred to in paragraph (7) of this Law shall be bound to harmonise their work with the provisions of this Law and the regulations adopted pursuant to this Law within one year as from the date of entering into force of the regulations adopted pursuant to this Law.

(9) Professional associates performing activities at the legal persons responsible for technical inspections and at the legal persons responsible for registration of vehicles shall be bound to fulfil the conditions in accordance with the provisions of this Law and the regulations adopted pursuant to this Law within two years as from the date of entering into force of the regulations adopted pursuant to this Law.

(10) Professional associates having acquired a licence for performance of technical inspection of vehicles, in accordance with the Law on Road Traffic Safety may continue to perform technical inspection related activities until the expiry of the licence.

#### Article 97

##### **Procedure for registration of vehicles**

(1) The registration of a vehicle which has neither a type-approval certificate in accordance with the harmonised regulations for EC type-approval, nor a type-approval certificate in the Republic of Macedonia, and which possesses documentation that all the technical requirements in accordance with the provisions of this Law and the regulations pursuant to this Law have been fulfilled, shall be conducted on the basis of a conformity assessment procedure at the legal persons referred to in Article 96 paragraph (3) of this Law, until their authorisation issued in accordance with the Law on Safety of Products i.e. the legal persons referred to in Article 96 paragraph (1) of this Law is effective, .

(2) The provisions of Article 31 paragraph (2) indent 4 of this Law shall not apply to registration of a tractor, tractor trailer and house trailer which are to be used in the Republic of Macedonia until 1 January 2009.

#### Article 98

##### **Deadline for adoption of regulations**

(1) The bylaws stipulated with this Law shall be adopted within one year from the date this Law enters into force.

(2) Until the date the bylaws referred to in paragraph (1) of this Law enter into force, the existing bylaws shall apply.

#### Article 99

##### **Regulations which shall cease to be valid**

The day this Law enters into force, Articles 319 paragraphs (2), (3), (4), (5), (6) and (7), 320, 321, 322 and Articles 324 to 368 shall cease to be valid; in Article 369 the following words shall be deleted: "322 paragraph (6); 326 paragraphs (7) and (8); 329 paragraph (3); 330 paragraph (8); 331 paragraph (5); 342 paragraph (3); 345 paragraph (6); 346 paragraph (5); 347 paragraph (2); 354 paragraphs (3) и (4); 356 paragraph (3); 366 paragraph (7)", in Article 370 the following words shall be deleted: "320 paragraphs (3) and (4); 322 paragraph (5); 326 paragraphs (5) and (6); 330 paragraphs (6) and (7); 343 paragraph (4); 343 paragraphs (4), (6), (7) and (8); 344 paragraphs (6), (7) and (8); 345 paragraph (5); 348 paragraphs (5) and (6); 349 paragraph (4); 355 paragraphs (5) and (6); 358 paragraphs (5) and (6); 360 paragraph (5); 361 paragraph (4); 362 paragraph (8); 366 paragraphs (5) and (6)"; in Article 373 the following words shall be deleted: "320 paragraph (2); 321 paragraph (7); 326 paragraph (4); 343 paragraph (3); 349 paragraph (3); 355 paragraph (4); 361 paragraph (3); 362 paragraph (7); 365 paragraph (3); 366 paragraph (4); 367 paragraph (3)"; in Article 374 the following words shall be deleted: "319 paragraph (6); 322 paragraph (4); 330 paragraph (5); 343 paragraph (5); 345 paragraph (4); 348 paragraph (4); 358 paragraph (4); 360 paragraph (4)"; in Article 417 paragraph 1 indents 6, 11, 15, 16 and 17 shall be deleted and Articles 418 and 423 of the Law on Road Traffic Safety (Official Gazette of the Republic of Macedonia No 54/2007, 86/2008 and 98/2008) shall cease to be valid.

#### Article 100

##### **Postponed application**

(1) The provisions of Articles 23 paragraph (2), (3) and (4), 26 paragraph (4) and 60 paragraph (4) of this Law shall apply as from the date of the accession of the Republic of Macedonia in the European Union.

(2) The words: "EC type-approval" in Article 7 paragraph (1) indent 1 shall apply as from the date of the accession of the Republic of Macedonia in the European Union.

(3) The word "EC" in Article 15 paragraph (1) of this Law shall apply as from the date of the accession of the Republic of Macedonia in the European Union.

(4) Until the accession of the Republic of Macedonia in the European Union, or until the entry into force of the Agreement on Conformity Assessment with the European Community, the term "natural or legal person with a seat in the Republic of Macedonia or a seat in the European Community" shall mean "natural or legal person with a seat in the Republic of Macedonia".

(5) Following the accession of the Republic of Macedonia in the European Union, or the entry into force of the Agreement on Conformity Assessment with the European Community, the term "state" in Article 3 item 50 and Article 15 paragraph (2) shall mean "EU Member State".

(6) The provisions of Article 41 paragraph (1) of this Law shall apply as from 31 December 2010.

#### Article 101

#### **Entry into force of the Law**

This Law shall enter into force on the eighth day from the date of its publication in the Official Gazette of the Republic of Macedonia.

