

APPLICATION FOR TRANSPORT MANAGER ACQUIRED RIGHTS

ENTITLEMENT

Transport Manager Grandfather Rights (GFR) - which are used as proof of professional competence by people who have not passed Certificate of Professional Competence exams - are changing from the 4th December 2011. The name is being changed to Transport Manager Acquired Rights (AR) so it is clear that the renewed rights are issued in compliance with Article 9 of the new EU regulation on operator licensing (EC Regulation 1071/2009 – called in this document ‘The Regulation’).

Only those with existing Transport Manager GFR are eligible to apply for Transport Manager AR.

The Regulation requires that a transport manager with AR has continuously managed at least 1 road haulage undertaking or a road passenger transport undertaking for the period of 10 years before 4 December 2009. Temporary breaks in the requirement for ‘continuous management’ are legitimate and unavoidable – for example to take account of long-term sick leave or maternity leave. In view of this, we are asking applicants to explain their role as a transport manager in a road haulage undertaking or a road passenger transport undertaking from the 4 December 1999 to the present.

Many GFR holders, where the Department has sufficient evidence, and who are currently listed on an operators licence as a transport manager with grandfather rights, will have their Acquired Rights certificate sent to them automatically. This process will begin in November 2011. Only those who are not currently listed as a transport manager on a current operator’s licence need apply using this form.

Note: Acquired Rights can only be granted up to 4 December 2013. You must have submitted your application and been granted Acquired Rights by this date.

The decision about whether sufficient evidence exists in individual cases rests with the Secretary of State for Transport. However, you will be able to appeal the decision of the Secretary of State to a Traffic Commissioner. Details of the appeal process will be included with your decision letter if AR are refused. If AR are granted, you will be issued with a Transport manager AR certificate, which can be used as evidence of professional competence.

This application form is in two parts :

APPLICANT DETAILS

Part 1 asks for details about you, including the serial number of your current GFR certificate. These certificates (given the form number GV203) were issued by Traffic Commissioners in the 1970s. If you were never issued with one of these certificates, you cannot now claim one and you cannot apply for AR. Some details in this part of the form, such as date and place of birth are required by the new UK National Register of Hire or Reward Operators – which all EC Member States must maintain under the new Regulation. Should you become a transport manager on an active Standard operator's licence (O-licence), these details (excluding your correspondence address) will be put on the UK National Register and become available to licensing authorities in other EU Member States. Further information on the UK National Register is available from the Department for Transport – Telephone: 020 7944 3339.

OPERATOR DETAILS

Part 2 asks for details of the work undertaken as a transport manager from 4 December 1999 to the present. This will help inform the decision about entitlement.

Use separate pages to provide details for each operator that you worked for in the capacity of a transport manager during this period (photocopy or print off additional blank pages if necessary), making sure that you put your full name and GFR exemption number on any additional pages.

We need the names and addresses (and O-licence number if possible) for all operators worked for during the period – including dates and contact details for verification purposes. Please include details even if companies are no longer trading, are restricted licence holders, are exempt from operator licensing or are located outside the UK. Where information is not available or known please write "NK" (not known).

GUIDANCE NOTES

Detailed guidance on completing Parts 1 and 2 of your application are at the end of the form. If you have any further questions when filling out the form please call the Department for Transport on 020 7944 3339 or e-mail steve.blackmore@dft.gsi.gov.uk.