

# Helpline/website

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## 1 What is the so-called objective responsibility of the vehicle operator?

An offense according to the provisions of § 125f, paragraph 1 of Act No. 361/2000 Coll., on road traffic, as amended, is committed by a legal entity, a natural person doing business, or a natural person by, as a vehicle operator, in violation of the provisions of § 10 paragraph 3 of the Road Traffic Act does not ensure that the driver's obligations and road traffic rules established by this Act are observed when using a vehicle on land.

First, however, it is necessary to ask the operator of the vehicle with which the offense was committed to pay the specified amount, under the following conditions:

- the violation of the rules was detected by means of an automated technical means used without an operator (hereinafter referred to as "ATP") or it is an unauthorized stop or stand
- this behavior shows the signs of an offense under the Road Traffic Act and there was no traffic accident
- the identity of the driver is not known or is not obvious from the documents for the initiation of the offense proceedings
- violation of the rules can be dealt with by imposing a fine in an on-the-spot order procedure (i.e. a so-called "block fine").

If the above conditions are met, the administrative body (in this case the ..... - hereinafter referred to as "....") will ask the operator of the vehicle with which the offense was committed to pay the specified amount.

**paid** in full within the legal period of 30 days from the delivery of the Call for payment of the specified amount (hereinafter referred to as the "Call") , the matter is postponed by the ..... This completely ends the matter for the operator of the vehicle, as well as for the driver of the vehicle at the time of the offence, if he was not the operator himself. No points are added to the driver's points rating.

If the operator **does not pay the summons** , he can notify the driver of the vehicle at the time of the offense within the same period. The .... summons this person: if sufficient evidence is obtained to punish the driver and he is indeed legally punished, the matter ends there for the vehicle operator as well. Drivers can have points added to the driver's point rating for the reasons defined by law, in the event of a high exceedance of the maximum permitted speed, they can also be punished with a ban on driving motor vehicles, for up to 18 months.

If the .... did not start proceedings on a misdemeanor and postponed the matter because it did not find facts justifying the initiation of proceedings against a certain person, or stopped the proceedings on a misdemeanor because the commission of the offense was not proven against the person accused of the misdemeanor, the responsibility of the operator begins.

A fine is imposed for an offense according to § 125f, paragraph 1 of the Road Traffic Act. To determine the amount of the fine, the range of the fine is used for the offence, the signs of which show a violation of the driver's duties or the rules of road traffic; however, the fine will not exceed CZK 10,000.

If a fine is imposed for several offenses pursuant to paragraph 1 discussed in a joint proceeding, the upper limit of the fine rate is increased to five times the upper limit of the fine rate imposed for the most severely punishable offense; the amount of the fine imposed by the on-the-spot order shall not exceed CZK 10,000.

### ATTENTION

**When exceeding the maximum permitted speed in the village by  $40 \text{ km} \cdot \text{h}^{-1}$  and more or outside the village by  $50 \text{ km} \cdot \text{h}^{-1}$  and more (i.e. for an offense within the meaning of § 125c paragraph 1 letter f) point 2 of the Road Traffic Act) a summons is not sent, but the vehicle operator is immediately summoned to provide an explanation.**

This is because for this offense it is not possible to deal with the violation by imposing a block fine; it should be added that **the driver of the vehicle** is punished for this offence, among other things, **by a ban on driving motor vehicles, for a period of 6 to 18 months** .

However, if it is not possible to prove the fault of a specific driver, for example because the vehicle operator does not inform him,

the operator is punished for committing an offense of the vehicle operator - **however, there is no prohibition of activity consisting of a ban on driving motor vehicles, and no points are assigned** .

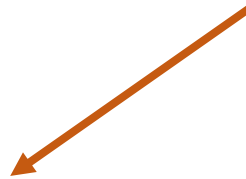
## 2 Do you have a question about the payment of the specified amount?

### 2.1 Do you disagree with the specified amount? Does this amount seem unreasonable to you?

This amount is determined uniformly in individual cases based on the seriousness of the offense and cannot be subsequently changed in any case.

### 2.2 Did you forget to pay the specified amount from the Challenge within the legal deadline from the delivery of the Challenge?

Do not pay the specified amount - but you can quickly contact the relevant authorized official



the department for offenses under the objective responsibility of the ..... (hereinafter referred to as "....."), or the department for traffic offenses of the ..... (hereinafter referred to as ".....") - depending on which department the Invitation was sent to you.

**You can find the designation of a specific department in the Call header.**



You will be informed about the next procedure.