

Declaration of professional capacity based on professional experience acquired in a company
other than your own

Manager of the company named with the company number and

Person

holding a certificate of professional competence related to the above-mentioned company, certify that Mrs/Mr/Ms has acquired, within this inland waterway goods carrier company, during a period of three consecutive years, knowledge of the subjects listed in the attached Annex 2 of the Royal Decree on access to the occupation of goods carrier by waterway in the field of national and international transport.

Date:

Signature of company manager:

Signature of the holder of the certificate of professional capacity:

Appendix 2: Subjects for attesting professional capacity

1. *Elements of civil, commercial, social and tax law, knowledge of which is necessary for the practice of the occupation and which includes:*

a) contracts in general:

- deed of purchase - deed of sale;
- lease agreement;
- private contracts, public contracts and registration;
- loan, mortgage and mortgage registration;
- Provisions of the law of 5 May 1936 on river chartering relating to contracts.

b) contracts of carriage, in particular the carrier's liability (nature and limits):

- contracts of carriage in general;
- civil liability;
- provisions of the law of 5 May 1936 on the liability of the carrier.

c) commercial companies;

d) trade books;

e) labour regulations and social security;

f) the tax system.

2. *Commercial and financial management of the company*

a) payment and financing arrangements;

b) cost price calculation;

c) the pricing system and conditions of transport:

- provisions of the law of 5 May 1936 on river chartering and the modalities of application concerning the free market and the regulated market, in the area of both dry and liquid cargoes, own behalf, etc.

d) commercial accounting;

e) insurance in general and insurance specific to inland navigation;

f) invoices;

g) auxiliary carriers of goods.

3. *Market access*

- a) the provisions on access to the profession and its exercise;
- b) chartering schemes;
- c) transport documents:
 - chartering contracts; ▪ bills of lading.

4. *Technical standards and operation*

- a) the technical characteristics of the boats;
- b) the choice of boat;
- c) registration;
- d) lay and demurrage times:
 - the provisions of the law of 5 May 1936 on river chartering relating to lay and demurrage times and the modalities of application in force.

5. *Security*

- a) the legislative, regulatory and administrative provisions applicable to traffic on waterways;
- b) accident prevention and the measures to be taken in the event of an accident;
- c) requirements for the transportation of hazardous materials.

6. *Provisions applicable to the transport of goods by waterway between the Member States of the European Union and between the European Union and third countries, deriving from national legislation, Community regulations, and international conventions and agreements:*

- a) the regulation of the international transport of goods by waterway:
 - knowledge of European waterways;
 - notions of international agreements;
 - chartering, prices and conditions of carriage in the Member States of the European Union.
- b) customs practices and formalities;
- c) the main traffic police regulations in the Member States of the European Union.

