



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

Notification of Regulatory Barriers

Message 201

Communication from the Commission - TRIS/(2025) 1251

Directive (EU) 2015/1535

Notification: 2025/0171/DK

Forwarding of the response of the Member State notifying a draft (Denmark) to request for supplementary information (INFOSUP) of European Commission.

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4. 2025/0171/DK - T40T - Urban and road transport

5.

6. Re question 1)

Please note that the Danish order text refers to 'licence holder', which has been translated as an 'authorised person'. The direct translation of 'licence holder' is 'permit holder', so the Danish term does not contain the word 'person', which probably is the reason for the doubt as to whether a licence holder can also be a legal person. But yes, the licence holder can be both a natural and legal person.

Re question 2)

The requirement for a detailed plan ensures that the authorities can keep track of the kind of testing the applicant expects to carry out and how. The guidelines for the applicable rules, which form the basis for the order that is being notified, state that:

'The application must include a detailed plan for how the test will be conducted, specifying the purpose of the test and purposes for which authorisation is sought.

The plan should specify the levels of automation (SAE levels) under which the test is to be conducted, so that it is clear



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where and when the different levels are activated. This should, among other things, help determine the criminal liability that applies to different situations during the test.

The plan must also contain a description of the traffic conditions under which the test is to be carried out and whether special circumstances or circumstances will be taken into account. It must also describe whether the test results in changes to the road network, etc., which will be subject to prior approval by the relevant road authority.

If relevant, the plan must state whether there are special weather conditions under which the test cannot be carried out and the permit will not be valid. This may, for example, be the case with snowfall or reduced visibility. Any limitations may be linked to the technical solutions used to operate the vehicles.'

The guidelines for the order will be updated where relevant once the final draft of the order is in place.

European Commission

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