



Spain No. 1 (2023)

# Agreement

in the form of an Exchange of Notes between the United Kingdom of Great Britain and Northern Ireland and the Kingdom of Spain on the Reciprocal Recognition and Exchange of National Driving Licences and on the Exchange of Information on Road Safety Related Traffic Offences

Madrid, 15 March 2023

[The Agreement is not in force]

*Presented to Parliament  
by the Secretary of State for Foreign, Commonwealth and Development Affairs  
by Command of His Majesty  
April 2023*





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**AGREEMENT IN THE FORM OF AN EXCHANGE OF NOTES  
BETWEEN THE UNITED KINGDOM OF GREAT BRITAIN AND  
NORTHERN IRELAND AND THE KINGDOM OF SPAIN ON THE  
RECIPROCAL RECOGNITION AND EXCHANGE OF NATIONAL  
DRIVING LICENCES AND ON THE EXCHANGE OF INFORMATION  
ON ROAD SAFETY RELATED TRAFFIC OFFENCES**

**Note No. 1**

*Ministry of Foreign Affairs, European Union and Cooperation of the Kingdom of  
Spain to British Embassy, Madrid*

*Madrid  
15 March 2023*

NV 2613.52  
N<sup>o</sup> Reg. 5327

The Ministry of Foreign Affairs, European Union and Cooperation of the Kingdom of Spain presents its compliments to the British Embassy, and in relation to the negotiations that have taken place between both Parties in relation to an agreement on the reciprocal recognition and exchange of national driving licences and on the exchange of information on road safety related traffic offences, has the honour to propose the following text:

"Whereas in both the Kingdom of Spain and the United Kingdom of Great Britain and Northern Ireland ("the United Kingdom") the rules and signs governing road traffic conform to the provisions of the Geneva Convention on Road Traffic of 19 September 1949;

Whereas the said Convention provides for the recognition of driving licences, and it would be mutually beneficial to agree on a higher level of mutual recognition than that provided for therein;

Whereas both States deem it necessary to communicate to each other information enabling the identification of persons responsible for road safety related traffic offences;

The Kingdom of Spain and the United Kingdom' have decided to conclude an Agreement on the reciprocal recognition and exchange of national driving licences and on the exchange of information on road safety related traffic offences under the following terms:

1.
  - a) The competent authorities for the exchange of driving licences shall be:

For the United Kingdom: in Great Britain: Driver and Vehicle Licensing Agency; in Northern Ireland: Driver & Vehicle Agency.

For the Kingdom of Spain: the Directorate-General for Traffic, under the Ministry of the Interior.

b) The competent authorities for the exchange of information on traffic offences shall be:

For the United Kingdom: in Great Britain and in Northern Ireland: Driver and Vehicle Licensing Agency.

For the Kingdom of Spain: the Directorate-General for Traffic, under the Ministry of the Interior.

2. The Kingdom of Spain and the United Kingdom, hereinafter referred to as "the Parties", mutually recognise national driving licences issued by the competent authorities of the Parties to those who are lawfully resident in Spain or who are lawfully and normally resident in the United Kingdom, provided that they are valid and conform to the terms of this Agreement.

3. Annexes I, II and III to this Agreement form an integral part thereof.

4. This Agreement shall not apply to provisional licences or learner permits issued for a person to learn to drive.

#### Recognition of licences

5. The holder of a valid and current driving licence issued by one of the Parties, provided that he or she is of the minimum age required by the other Party, shall be authorised, without the need to produce an International Driving Permit (IDP) or official translation, to temporarily drive motor vehicles of the categories for which that licence is valid in the territory of that Party, for a period of time to be determined by the national law of that Party where the vehicle is temporarily driven.

#### Exchange of licences

6.

a) The holder of a driving licence issued by Spain, who has their normal and lawful residence in the United Kingdom or the holder of a driving licence issued in the United Kingdom who has their lawful residence in Spain, in accordance with the internal procedures of the Party where they have taken up residence, may obtain, if requested, through exchange, an equivalent driving licence where they have taken up residence. The exchange of the licence shall be carried out in accordance with the equivalence tables between the United Kingdom and Spanish licence categories set out in Annex I. The exchange under this Article shall not be subject to any additional practical or theoretical test requirements. All valid licences of current residents issued prior to the entry into force of this Agreement may be

exchanged; for those issued after the entry into force of this Agreement, it shall be a condition for the exchange that the licences were issued in the Party where the applicant was legally resident. Any exchange of driving licences shall be subject to the limitation codes indicated on the licence presented for exchange or otherwise applicable to the licence, if applicable in the Party where it is exchanged.

b) The licence must be valid for the exchange to take place. Expired licences shall be accepted provided that they were valid at the time the holder entered the Party where the exchange takes place.

7.

a) As a prerequisite for the exchange, in order to verify the authenticity of the driving licence, each competent authority may request relevant information from the other competent authority. Such information shall be provided within 30 working days.

b) The validity of a driving licence may be verified:

i. In the case of United Kingdom licences by an online verification service with the United Kingdom competent authority for exchange via a "verification code" provided by the licence holder;

ii. In the case of Spanish licences through the automated information exchange service established between the competent authorities for the exchange at the proposal of Spain.

c) Both Parties by mutual agreement may also establish specific channels of communication in cases where the systems set out in Article 7 a) and b) leave any doubt as to the validity of a driving licence presented for exchange.

8. This Agreement shall be without prejudice to the obligation to complete the administrative formalities laid down in the law of each Party for the exchange of driving licences.

9. The competent authority for the exchange shall return the exchanged driving licence directly to the competent authority that issued the licence within thirty (30) working days of the exchange and indicate the date of the exchange.

10. The Parties shall exchange models of their respective driving licences. If one Party changes its driving licence models, it shall send the new models to the other Party at least thirty (30) working days before their implementation. In any case, the name, acronym or abbreviation of each of the Parties (Kingdom of Spain; Great Britain; Northern Ireland; United Kingdom) shall appear on the model driving licence.

11. If either Party changes its categories of driving licences, the requirements for obtaining driving licences, or the driving skills tests required for each category, it shall send the conditions of issue and characteristics of vehicles authorised to drive under those categories to the other Party at least thirty (30) working days prior to their implementation.

12.

a) This Agreement shall not apply to driving licences issued by one of the Parties in exchange for a licence obtained in a third country which is not a member of the EEA, unless both Parties are party to an agreement or an understanding with that same third country on the exchange of driving licences.

b) The Parties shall communicate through diplomatic channels which third countries they have an agreement or understanding with on the exchange of driving licences, from the date of initial provisional application of this Agreement. The Parties shall communicate if any of these agreements or understandings are terminated or if further agreements or understandings are entered into.

#### Exchange of information on traffic offences

13. The Parties shall provide information on vehicle and vehicle keeper data, as specified in Annex II, for the purpose of investigating road safety related traffic offences, specifically speeding, failing to use a seat belt, failing to stop at a red traffic light, drink driving, driving while under the influence of drugs, failing to wear a safety helmet, use of a forbidden lane, and illegally using a mobile telephone or any other communication device while driving. Further road safety related traffic offences may be agreed between the Parties by an exchange of notes.

14. The Parties shall adopt all necessary measures to ensure that the exchange of information under this Agreement is carried out in a reasonable, efficient and secure manner, while ensuring the security and protection of personal data. File exchange shall be carried out using a secure end-to-end file transfer protocol, such as Secure File Transfer Protocol (SFTP) or an equivalent protocol, which ensures that the exchange is carried out over a secure, encrypted connection. The Parties may also agree on an alternative information exchange system that is both automated and online.

15. Outgoing requests shall include the date and time of the offence, the full registration number and the offence detected. Such requests shall be sent fortnightly and a response shall be sent no later than fifteen days after receipt of the request. The outgoing request shall be made in one batch, of up to 10,000 enquiries.

16. The Parties may use the data obtained on the vehicle and the keeper of that vehicle to i) facilitate the identification of a person suspected of committing a road safety related traffic offence and to ii) initiate proceedings against the alleged



offender in accordance with their national law. Notification of proceedings shall be made by the requesting Party in a letter to the keeper of the vehicle or the identified person suspected of committing the road safety related traffic offence in the language of the Party in which the vehicle was registered and shall include all relevant information in accordance with national law.

17. The written communication referred to in the previous Article shall take the form of a letter to the keeper of the vehicle or the identified person suspected of committing the road safety related traffic offence and include, in accordance with the Party's national law, all relevant information, in particular the nature of the road safety related traffic offence, the place, date and time when it was committed, the national law which was infringed, as well as the penalty and, where appropriate, details of the device used to detect the offence.

#### General

18. The Parties shall ensure that the exchange of data, including vehicle and vehicle keeper data under this Agreement, complies with their respective data protection law: including the General Data Protection Regulation (EU) 2016/679 (GDPR), Directive (EU) 2016/680, the Data Protection Act 2018 and the GDPR as it forms part of the law of the United Kingdom (UK GDPR).

#### 19. Provisional application

a) This Agreement, with the exception of Articles 13 to 17, shall be applied provisionally by both Parties from the day following the receipt of the affirmative reply of the British Embassy ("the date of initial provisional application").

b) This Agreement shall be provisionally applied, in full, including Articles 13 to 17, from a date to be agreed ("the date of full provisional application") by exchange of notes through diplomatic channels once the information exchange system provided for in Article 14 is operational. In the event the Agreement is not applied provisionally in full, within four months from the date of initial provisional application, initial provisional application under paragraph (a) of this Article shall terminate immediately.

c) The Parties may retain information on road safety related traffic offences from the date of initial provisional application. From the date of full provisional application, the Parties shall exchange data in accordance with Articles 13 to 17.

d) While the agreement is being provisionally applied holders of a United Kingdom driving licence, resident in Spain, at the date of initial provisional application of this Agreement, may drive in Spain with their United Kingdom driving licence for six (6) months from the date of the initial provisional application. Likewise, holders of a Spanish driving licence, resident in the United Kingdom on the date of initial provisional application

of this Agreement, may drive in the United Kingdom with their Spanish licence for the same period of time.

## 20. Dispute Resolution

a) Where a dispute arises between the Parties on the interpretation or application of this Agreement, it shall be resolved by means of direct negotiations through diplomatic channels.

b) By means of written notification through diplomatic channels, the Party requesting to initiate a negotiation to resolve the dispute on clarification or interpretation of this Agreement, may suspend its application. Said suspension shall take effect thirty (30) days after receipt of the notification by the other Party or on some later date as specified in the notification.

c) The Party that has sent a notification under the previous paragraph may revoke the suspension of this Agreement by sending a new written notification through diplomatic channels.

d) Once the dispute has been resolved, the Parties may agree to end the suspension of this Agreement by an exchange of notes through diplomatic channels.

### Final provisions

21. This Agreement shall enter into force thirty (30) days from the date of receipt of the last notification sent between the Parties, through diplomatic channels, of the fulfilment of the internal requirements for entry into force.

22. This Agreement may be modified by mutual agreement by the Parties.

23. This Agreement will have an indefinite duration. Either Party may terminate it by written notification through diplomatic channels. The termination shall take effect ninety (90) days after said notification has been sent.

## Annex I

### EQUIVALENCE TABLES

**TABLE 1**

Equivalence Table for United Kingdom licences (issued from 19-1-2013 in Great Britain, Northern Ireland, and in Gibraltar) and Spain licences

Notes:

1. A United Kingdom licence category referred to in Columns 2 and 3 may be exchanged for a Spain licence category referred to in Column 4.
2. A Spain licence category referred to in Column 4 may be exchanged for a United Kingdom licence category referred to in columns 2 and 3.
3. See Tables 4-5 for exceptions to the equivalence of United Kingdom licence categories.

| Description of licence categories in the United Kingdom   | United Kingdom Categories in Great Britain and in Northern Ireland (issued from 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 19-1-2013) | Categories in Spain |
|---|--|--|---------------------|
| Motorcycles -- a motorcycle with a power output exceeding 35 kW or with a power/weight ratio exceeding 0.2 kW per kg, or<br>- a motorcycle with a power output not exceeding 35 kW or with a power/weight ratio not exceeding 0.2 kW per kg and deriving from a vehicle of more than double its power | <b>A</b>   | <b>A</b>   | <b>A</b>            |
| Motorcycles with a power output not exceeding 35 kW and with a power/weight ratio not exceeding 0.2 kW per kg and not deriving from a vehicle of more than double its power   | <b>A2</b>  | <b>A2</b>  | <b>A2</b>           |

| Description of licence categories in the United Kingdom  | United Kingdom Categories in Great Britain and in Northern Ireland (issued from 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 19-1-2013) | Categories in Spain |
|--|--|--|---------------------|
| <p>Motorcycles with a cylinder capacity not exceeding 125 cubic centimetres, with a rated power not above 11kW and a power/weight ratio not exceeding 0.1 kW/kg</p> <p>Motor tricycles with a rated power not exceeding 15 kW.</p>   | <b>A1</b>  | <b>A1</b>  | <b>A1</b>           |
| <p>Mopeds. Two or three-wheeled vehicles with a maximum design speed of more than 25 km/h but not more than 45 km/h.</p> <p>Light quadricycles: with an unladen mass of not more than 350 kg (not including the mass of the batteries in the case of electric vehicles) with a maximum design speed of more than 25 km/h and not more than 45 km/h.</p>  | <b>AM</b>  | <b>AM</b>  | <b>AM</b>           |
| <p>Vehicle (except motorcycles, mopeds, work vehicles or land tractors) with a maximum authorised mass not exceeding 3500 kg and seating capacity for up to 8 persons in addition to the driver, including a combination of such a vehicle with a trailer whose maximum authorised mass does not exceed 750 kg. In addition, such a vehicle with a trailer of more than 750 kg if the total weight of the vehicle and trailer does not exceed 3,500 kg.</p> <p>Quadricycles (other than those covered by AM) also fall into this category.</p> | <b>B</b>   | <b>B</b>   | <b>B</b>            |

| Description of licence categories in the United Kingdom   | United Kingdom Categories in Great Britain and in Northern Ireland (issued from 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 19-1-2013) | Categories in Spain   |
|---|--|--|-----------------------|
| <p>Quadricycles as defined in Article 1(3)(b) of Directive 2002/24/EC</p> <p>Motor vehicles with four wheels up to 400kg unladen weight or 550kg for vehicles intended for carrying goods.</p>  | <b>B1</b>  | <b>B1</b>  | <b>No equivalence</b> |
| <p>Vehicle (except work vehicles or land tractors) with a maximum authorised mass exceeding 3500 kg and seating capacity of up to 8 persons in addition to the driver, where the maximum authorised mass of the trailer does not exceed 750 kg.</p> | <b>C</b>   | <b>C</b>   | <b>C</b>              |
| <p>Motor vehicles for the carriage of goods with authorised mass of over 3500 kg and up to 7500 kg, space for up to 8 passengers and a trailer with a maximum authorised mass of 750 kg.</p>  | <b>C1</b>  | <b>C1</b>  | <b>C1</b>             |
| <p>Vehicle with a passenger capacity of more than 8 persons and a maximum authorised mass of the trailer of 750 kg.</p>   | <b>D</b>   | <b>D</b>   | <b>D</b>              |
| <p>Vehicles with space for up to 16 passengers, length of up to 8 metres, and a trailer with a maximum authorised mass of 750 kg.</p>   | <b>D1</b>  | <b>D1</b>  | <b>D1</b>             |
| <p>Combination of traction vehicles in category B and trailer where the maximum authorised mass of the trailer does not exceed 3500 kg*.</p>  | <b>BE</b><br><b>BE issued in Great Britain from 16-12-21</b>                               | <b>BE</b><br><b>Not required</b>                               | <b>BE</b><br><b>B</b> |

| Description of licence categories in the United Kingdom   | United Kingdom Categories in Great Britain and in Northern Ireland (issued from 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 19-1-2013) | Categories in Spain |
|---|--|--|---------------------|
| Combination of traction vehicles in category C and trailer where the maximum authorised mass of the trailer exceeds 750 kg.   | <b>CE</b>  | <b>CE</b>  | <b>CE</b>           |
| Combination of towing vehicles in category C1 and trailer where the maximum authorised mass of the trailer exceeds 750 kg but of the towing vehicle and trailer combined does not exceed 12,000 kg. | <b>C1E</b>   | <b>C1E</b>   | <b>C1E</b>          |
| Combination of traction vehicles in category D1 and trailer where the maximum authorised mass of the trailer exceeds 750 kg.  | <b>D1E</b>   | <b>D1E</b>   | <b>D1E</b>          |
| Combination of traction vehicles in category D and trailer where the maximum authorised mass of the trailer exceeds 750 kg.   | <b>DE</b>  | <b>DE</b>  | <b>DE</b>           |

TABLE 2

Equivalence Table for United Kingdom licences (issued from 1-6-1990 to 19-1-2013 in Great Britain and in Northern Ireland; issued from 2-12-1990 to 19-1-2013 in Gibraltar)

Notes:

1. A United Kingdom licence category referred to in Columns 2 and 3 may be exchanged for a Spain licence category referred to in Column 4.
2. See Tables 4-5 for exceptions to the equivalence of United Kingdom licence categories.

| Description of licence categories in the United Kingdom  | United Kingdom Categories in Great Britain and Northern Ireland (issued from 1-6-1990 to 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 2-12-1990 to 19-1-2013) | Categories in Spain |
|--|---|---|---------------------|
| Motorcycles between 50 cc - 125 cc (11 kW) (after January 1997)  | <b>A1</b>   | <b>A1</b>   | <b>A1</b>           |
| Motorbike of any size with or without sidecar  | <b>A</b>  | <b>A</b>  | <b>A</b>            |
| Cars/Light Vehicles with not more than 8 passenger seats in addition to the driver's seat, and with a maximum authorised mass (MAM) not exceeding 3,500 kg. In addition, such vehicles with a trailer of more than 750 kg provided that the MAM of the vehicle and trailer does not exceed 3,500 kg. | <b>B</b>  | <b>B</b>  | <b>B</b>            |
| Motor vehicles for the carriage of goods with a maximum authorised mass exceeding 3,500 kg and up to 7,500 kg, with a trailer up to 750 kg.  | <b>C1</b>   | <b>C1</b>   | <b>C1</b>           |

| Description of licence categories in the United Kingdom   | United Kingdom Categories in Great Britain and Northern Ireland (issued from 1-6-1990 to 19-1-2013) | United Kingdom Categories in Gibraltar (issued from 2-12-1990 to 19-1-2013) | Categories in Spain |
|---|---|---|---------------------|
| Motor vehicles for the carriage of goods with a maximum authorised mass exceeding 3,500 kg, with a trailer up to 750 kg.  | <b>C</b>  | <b>C</b>  | <b>C</b>            |
| Motor vehicles for the carriage of passengers with more than 8 seats but not more than 16 seats in addition to the driver, with a trailer not exceeding 750 kg.                                     | <b>D1</b>   | <b>D1</b>   | <b>D1</b>           |
| Motor vehicles with a capacity for more than 8 passengers, with a trailer not exceeding 750 kg.   | <b>D</b>  | <b>D</b>  | <b>D</b>            |
| Combination of traction vehicles in category B and trailer where the maximum authorised mass of the trailer does not exceed 3500 kg.  | <b>BE</b>   | <b>BE</b>   | <b>BE</b>           |
| Combination of traction vehicles in category C and trailer where the maximum authorised mass of the trailer exceeds 750 kg.   | <b>CE</b>   | <b>CE</b>   | <b>CE</b>           |
| Combination of towing vehicles in category C1 and trailer where the maximum authorised mass of the trailer exceeds 750 kg but of the towing vehicle and trailer combined does not exceed 12,000 kg. | <b>C1E</b>  | <b>C1E</b>  | <b>C1E</b>          |



| <b>Description of licence categories in the United Kingdom</b>   | <b>United Kingdom Categories in Great Britain and Northern Ireland (issued from 1-6-1990 to 19-1-2013)</b> | <b>United Kingdom Categories in Gibraltar (issued from 2-12-1990 to 19-1-2013)</b> | <b>Categories in Spain</b> |
|--|--|--|----------------------------|
| Combination of traction vehicles in category D1 and trailer where the maximum authorised mass of the trailer exceeds 750 kg. | <b>D1E</b>   | <b>D1E</b>   | <b>D1E</b>                 |
| Combination of traction vehicles in category D and trailer where the maximum authorised mass of the trailer exceeds 750 kg.  | <b>DE</b>  | <b>DE</b>  | <b>DE</b>                  |
| Agricultural tractors  | <b>F</b>   | <b>No equivalence</b>  | <b>No equivalence</b>      |
| Road rollers   | <b>G</b>   | <b>H</b>   | <b>No equivalence</b>      |
| Tracked vehicle  | <b>H</b>   | <b>No equivalence</b>  | <b>No equivalence</b>      |
| Mowing machines, Pedestriancontrolled vehicles   | <b>K</b>   | <b>AM</b>  | <b>No equivalence</b>      |
| Electric vehicles  | <b>L</b>   | <b>No equivalence</b>  | <b>No equivalence</b>      |
| Restricted-use vehicles (exempt from duty)   | <b>N</b>   | <b>No equivalence</b>  | <b>No equivalence</b>      |
| Mopeds (up to 50 cc)   | <b>P</b>   | <b>No equivalence</b>  | <b>No equivalence</b>      |

TABLE 3

Equivalence Table for United Kingdom licences (issued up to 31-5-1990 in Great Britain and in Northern Ireland)

Notes:

1. A United Kingdom licence category referred to in Column 1 may be exchanged for a Spain licence category referred to in Column 4.

2. See Table 4 for exceptions to the equivalence of United Kingdom licence categories.

| <b>United Kingdom Categories in Great Britain and in Northern Ireland (issued up to 31-5-1990)</b> | <b>Current equivalents in the United Kingdom</b>                                     | <b>United Kingdom Categories in Gibraltar</b> | <b>Categories in Spain</b>   |
|--|--|---|--|
| <b>A</b>   | <b>B, BE, C1, C1E, D1, D1E</b>   | <b>-</b>                                      | <b>B, BE, C1, C1E, D1, D1E</b>   |
| <b>B</b>   | <b>B, BE, C1, C1E, D1, D1E<br/>with<br/>mandatory<br/>automatic<br/>transmission</b> | <b>-</b>                                      | <b>B, BE, C1, C1E, D1, D1E<br/>with<br/>mandatory<br/>automatic transmission</b> |
| <b>C</b>   | <b>B1</b>  | <b>-</b>                                      | <b>NO EQUIVALENCE</b>  |
| <b>D</b>   | <b>A</b>   | <b>-</b>                                      | <b>A</b>   |
| <b>E</b>   | <b>AM</b>  | <b>-</b>                                      | <b>AM</b>  |

TABLE 4

Exceptions to the equivalence of United Kingdom licence categories issued in Great Britain and in Northern Ireland when exchanged for a Spanish licence

| <b>UK limitation codes for categories issued in Great Britain and in Northern Ireland</b> | <b>Information</b>  | <b>Spain equivalence</b>             |
|---|---|--------------------------------------|
| 101 (or NFHR Code) on GB licence issued until 01/01/1997.<br>079 (NFHR) in NI             | Generally follows categories D1 and D1E issued with category B (car) test before 1/1/1997.  | No equivalence.<br>Not exchangeable. |
| 102   | The CE category with this restriction refers only to drawbar trailers. These drivers have not passed a UK driving test in this category and therefore have not proven their competence to drive these vehicles.   | No equivalence.<br>Not exchangeable. |
| 105   | Not more than 5.5 m long  | No equivalence.<br>Not exchangeable. |
| 107   | Category C1E entitlement with this restriction was granted in the UK on passing a category B (car) test until 1 January 1997. It entitles the driver to drive a C1E vehicle provided that the combined weight of the trailer and the towing vehicle does not exceed 8.25 tonnes/kg. | No equivalence.<br>Not exchangeable. |
| 122   | If restriction code 122 applies in category P, then category AM is not granted in the exchange  | No equivalence.<br>Not exchangeable. |

**TABLE 5**

**Exceptions to the equivalence of United Kingdom licence categories issued in Gibraltar when exchanged for a Spanish licence**

| <b>UK limitation codes for categories issued in Gibraltar</b> | <b>Information</b>  | <b>Spain equivalence</b>  |
|---|---|---|
| 105   | For category C automatic vehicles only.<br><br>Category D entitlement is awarded for manual vehicles. No passengers. Only local to Gibraltar. | Category C with code 78<br><br>No equivalence.<br>Not exchangeable. |

**TABLE 6**

**National licence codes of Spain**

Note: The following national codes are provided for information. Spanish licences displaying these codes remain exchangeable in accordance with this Annex.

| <b>National codes issued in Spain</b> | <b>Information</b>  | <b>UK equivalence in Great Britain, in Northern Ireland and in Gibraltar</b> |
|---------------------------------------|---|--|
| 101                                   | Applicable to the driving permit or licence of categories D and D + E. Limited to the driving of buses on routes whose radius of action is no greater than 50 km around the point where the vehicle is normally based (Articles 5.2.c) and 6.2.d) of Royal Decree 1032/2007). | Not applicable. Does not affect the exchange                                 |
| 105                                   | Maximum speed limited, for administrative reasons, to:  | Not applicable. Does not affect the exchange                                 |
| 105.1                                 | 70 km/h.  |  |
| 105.2                                 | 80 km/h.  | Not applicable. Does not affect the exchange                                 |
| 105.3                                 | 90 km/h.  |  |
| 105.4                                 | 100 km/h.   |  |

| National codes issued in Spain               | Information  | UK equivalence in Great Britain, in Northern Ireland and in Gibraltar |
|--|--|---|
| 106  | Date of first issue of licence. Example: 106.2. (16.7.72):   | Not applicable. Does not affect the exchange                          |
| 106.2<br><br>106.3<br><br>106.4<br><br>106.5 | Exchange of military or police licence.<br><br>Exchange of foreign licence.<br><br>Holder of another foreign licence not subject to exchange in Spain.<br><br>New licence obtained after previous one was declared not valid for having used up the total credit of assigned points. | Not applicable. Does not affect the exchange                          |
| 200  | Annex to the driving permit or licence. The holder must carry a document issued by the Traffic Headquarters of the Province stating the terms of usage of the vehicle.   | Not applicable. Does not affect the exchange                          |
| 201  | Annex to the driving permit or licence. The permit or licence will not be valid without a document, which includes the text of the resolution that determines the timeframes within which the sanction suspending the authorisation must be fulfilled.                               | Not applicable. Does not affect the exchange                          |
| 202  | Limited to the driving of police vehicles and groups referred to in Article 74.1, valid until (1.1.2012) (for example: 202.01.01.2012) (Article 74.2 General Regulations for Drivers).   | Not applicable. Does not affect the exchange                          |

## **Annex II**

### **DATA REQUIRED FOR THE EXCHANGE OF INFORMATION ON ROAD SAFETY**

#### **RELATED TRAFFIC OFFENCES**

#### **DATA TO BE PROVIDED BY REQUESTING PARTY**

Date of offence

Time of offence

Type of offence

Vehicle Registration Number

#### **DATA TO BE PROVIDED BY THE RESPONDING PARTY**

##### **Vehicle data:**

Vehicle Registration Number

Chassis number/Vehicle Identification Number (VIN)

Make of vehicle

Model of vehicle

##### **Vehicle keeper data of the registered keeper of the vehicle:**

Surname

Forename(s)

Company name (where applicable)

Address of the registered keeper of the vehicle

### **Annex III**

CONSIDERING that, for the purposes of this Agreement between the Kingdom of Spain and the United Kingdom of Great Britain and Northern Ireland on the reciprocal recognition and exchange of national driving licences and the cross-border exchange of information on road safety related traffic offences, the United Kingdom acts as the State responsible for Gibraltar's external relations

NOTING that neither this Agreement, nor any action or measure taken pursuant to or as a result of this Agreement, implies a modification of the respective legal positions of the Kingdom of Spain and the United Kingdom with regard to sovereignty and jurisdiction in relation to Gibraltar

The Parties agree as follows:

#### Definitions

1. For the purposes of this Annex:

- a) "Parties" and "States" shall in any event refer to the Kingdom of Spain and the United Kingdom.

#### Application of the Agreement to the territory of Gibraltar

2. The Agreement shall apply to the territory of Gibraltar, subject to the provisions of this Annex, in respect of vehicles registered in that territory and driving licences issued in that territory by the relevant competent authority under the responsibility of the United Kingdom as the State responsible for Gibraltar's external relations, and in respect of the exchange of information on road-safety related offences.

#### Formal communications

3. Without prejudice to communications through diplomatic channels between the Parties, all communications, exchanges of information or cooperation mechanisms necessary to comply with the provisions of this Annex shall be made between the Driver and Vehicle Licensing Agency (DVLA) of the United Kingdom and the Directorate General of Traffic, under the Ministry of Interior of Spain.

#### Driving licences issued in the territory of Gibraltar

4. Driving licences issued in the territory of Gibraltar shall be subject to the table of equivalences set out in Annex I.

#### Entry into force of the Agreement in respect of the territory of Gibraltar

5. This Annex will apply so long as the Agreement is applied. Nevertheless, either Party may send notification of termination of this Annex in writing through diplomatic channels, without termination of the Annex affecting the continuation in force of the remainder of the Agreement. The notification of termination shall take effect ninety (90) days after the notification is given.

6. Articles 5 (recognition of licences), 6 to 12 (exchange of licences) and 13 to 17 (exchange of information on traffic offences) of the Agreement will enter into force or be provisionally applied, in respect of the territory of Gibraltar, subject to the same timescales and terms as those set out in the Agreement.

#### Dispute resolution

7. Where a dispute arises between the Parties on the interpretation or application of this Annex, it shall be resolved by means of direct negotiations through diplomatic channels.

8. By means of written notification through diplomatic channels, the Party requesting to initiate a negotiation to resolve the dispute on clarification or interpretation of this Annex, may suspend its application. Said suspension shall take effect thirty (30) days after receipt of the notification by the other Party or on some later date as specified in the notification.

9. The Party that has sent a notification under the previous paragraph may revoke the suspension of this Annex by sending a new written notification through diplomatic channels.

10. Once the dispute has been resolved, the Parties may agree the end of the suspension of this Annex by means of an exchange of notes through diplomatic channels.

#### Data protection

11. The Parties may carry out subsequent transfers of data under this Annex in accordance with respective data protection law, including the General Data Protection Regulation (Regulation (EU) 2016/679) (GDPR), the Commission Decision of 28 June 2021 on the adequate protection of personal data by the United Kingdom, the UK GDPR and the Data Protection Act 2018, as appropriate."

The Ministry of Foreign Affairs, European Union and Cooperation has the honour to inform the British Embassy about the consent of the Kingdom of Spain with regard to the aforementioned Agreement proposals and, consequently, this and the affirmative Note from the British Embassy, both versions in Spanish and English being equally authoritative, shall constitute an Agreement between both States, which shall enter into force and be provisionally applied as set out above.

The Ministry for Foreign Affairs, European Union and Cooperation takes this opportunity to reiterate to the British Embassy the testimony of its highest consideration.



**Note No. 2**

*British Embassy, Madrid to Ministry of Foreign Affairs, European Union and Cooperation of the Kingdom of Spain*

*Madrid*

*15 March 2023*

NV: 22 / 2023

The British Embassy presents its compliments to the Ministry of Foreign Affairs, European Union and Cooperation of the Kingdom of Spain and has the honour to refer to your Note No 26/3.52 (No. Reg: 5327) dated 15<sup>th</sup> March 2023 by which an agreement is proposed between the United Kingdom of Great Britain and Northern Ireland and the Kingdom of Spain on the reciprocal recognition and exchange of national driving licenses and on the exchange of information on road safety related traffic offences. The text of your Note is transcribed as follows:

*“As Above”*

With regard to the above, the British Embassy wishes to inform the Ministry of Foreign Affairs, European Union and Cooperation of the consent of the United Kingdom of Great Britain and Northern Ireland to the arrangements set out, and therefore this Note and your Note 26/3.52 (No.Reg 5327) dated 15<sup>th</sup> March 2023, in both the English and Spanish languages, both versions being equally authoritative, shall constitute an Agreement between both States, which shall be applied provisionally and enter into force according to the terms set out in the Agreement.

The British Embassy takes this opportunity to reiterate to the Ministry of Foreign Affairs, European Union and Cooperation of the Kingdom of Spain assurances of its highest consideration.





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