

## Duties of Those Responsible for Automobile Users or Driving Safety Supervisors

### (1) Duties of Those Responsible for Automobile Users

- ① Those responsible for automobile users must ensure that vehicle drivers obey traffic regulations and driving safety supervisors keep automobiles suitably maintained for safe driving. Driver services must also ensure that their drivers maintain the same responsibilities when providing their substitutional driving services.
- ② Unless there is a driving safety supervisor present, those responsible for the use of emergency vehicles such as fire engines as well as road maintenance trucks must provide drivers with the traffic safety education required for safe driving.
- ③ Those responsible for automobile users must ensure that required measures are taken for proper parking of the vehicle.
- ④ In the event that a vehicle driver has committed a speeding violation, or has driven a vehicle with excessive load, or has driven in a state of extreme exhaustion, the Public Safety Commission may give those responsible for the use of the vehicle instructions to take necessary steps to prevent the reoccurrence of the violation. If the driver repeats the violation despite the instructions, those responsible for automobile users may be penalized by temporary suspension of driving privileges and by being prevented to have other people drive the vehicle for a certain period time.

In addition, in the event that drivers of hired cars or accompanying automobiles of driving services commit speeding violation or illegal parking or stopping, or has driven a vehicle in a state of extreme exhaustion, the driving services may be instructed by the Public Safety Commission to take necessary steps to prevent the reoccurrence of the violation or may have business suspended.

- ⑤ In the event that those responsible for automobile users has been fined for unattended illegal parking before, and is fined again for the same violation by the Public Safety Commission, he/she may be penalized by temporary suspension of driving privileges and by being prevented to have other people drive the vehicle for a certain period time.
- ⑥ If the person responsible for the use of the vehicle has not paid the fine for leaving his/her vehicle illegally by due date, and is then reminded to pay the fine by the Public Safety Commission, he/she will have to present a document that proves that the fine for the violation, delinquent charge, and processing fee have been paid, in order to have a new Vehicle Inspection Certificate issued.

### (2) Duties of Driving Safety Supervisors

- ① Businesses that have 5 or more automobiles (large-size motorcycles and regular motorcycles count as half a vehicle) or one or more automobiles with a seating capacity of 11 persons or more must appoint a driving safety supervisor to provide drivers with traffic safety instructions and handle other duties necessary for the safe driving of the automobiles. In addition, driver services must also appoint a driving safety supervisor in each place of business.

Businesses that make use of 20 or more automobiles (driver services: business that make use 10 or more automobiles) must appoint a designated number of deputy safety supervisors according to the number of automobiles in use.

- ② Driving safety supervisors must reliably carry out the following duties and ensure that drivers drive safely. Deputy driving safety supervisors must assist driving safety supervisors in carrying out the following duties:
  - Provide traffic safety instruction.
  - Determine whether or not drivers are obeying traffic regulations and whether or not drivers have the aptitude, appropriate knowledge and skills required for safe driving.
  - Take sufficient care to create action plans to prevent acts such as speeding, driving with an excessive load, driving while exhausted, and illegal parking. Illegal parking includes leaving vehicles in a place far removed from the driver where they cannot be moved quickly. (This also applies to hired vehicles or accompanying vehicles which are illegally parked)
  - Assign co-drivers for long-distance driving.
  - Give orders as required to ensure safe driving in bad weather or in the event of natural disasters.
  - Confirm the health of drivers through daily pre-driving checks and by giving orders as required in order to ensure safe driving.
  - Check visually or otherwise whether the driver is under the influence of alcohol before and after driving. In addition, the person must also check using a breathalyzer and keep the records for one year. Keep the breathalyzer activated at all times.
  - Require drivers to keep driving logs.
  - Provide instructions in driving skills and knowledge and other subjects required for safe driving.
- ③ Automobile users must allow safe driving supervisors the necessary rights to undertake the work, as well as maintain the machinery necessary to undertake the work.
- ④ The person directly responsible for the operation of automobiles, such as the driving supervisor, must not allow drivers to engage in any of the following actions. In the event of a violation, the person responsible may have his or her license temporarily suspended and he or she may be barred temporarily from engaging supervisory activities.
  - A) Driving without a license (or on a suspended license) or without qualifications
  - B) Speeding
  - C) Drunk driving or driving under the influence
  - D) Driving under the influence of narcotics or stimulants or driving while fatigued
  - E) Driving with excessive loads
  - F) Leaving a vehicle unattended

In addition, driver services and their safety supervisors, etc, must not order or tacitly allow the drivers of hired cars or accompanying automobiles to commit acts A) – F) or illegal parking or stopping violations.