

Overview of Liability Regulations in Europe

Country	Period of Liability	Liability / Limits	Time Bar of Complaints	Period of Limitation	Legal Basis
Austria	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg Delay: amount of 1x time freight Other financial losses: in accordance with HGB (commercial code) 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery Delay: 21 days after delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	UGB (commercial code) / CMR*
Belgium	<ul style="list-style-type: none"> Basically: during custody (collection - delivery) Exception: with handover of transport documents 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg Delay: amount of 1x time freight 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery 	<ul style="list-style-type: none"> 1 year 	National Contract Law dd. May 3rd, 1999 / CMR*
Bulgaria	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg Delay: amount of 1x time freight Other financial losses: national civil code 	<ul style="list-style-type: none"> 1 month after delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	National Transport Law / CMR*
Czech Republic	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: full amount (as per invoice value) 	<ul style="list-style-type: none"> Immediately on delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	HGB (Commercial Code)
Denmark	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: no limitations 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery 	<ul style="list-style-type: none"> 5 years 	Road Traffic Act (Faerdelsloven LBK No. 712 vom 02.08.2001)
Finland	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 20 EUR per kg Delay: amount of 1x time freight 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery 	<ul style="list-style-type: none"> 1 year 	Act of Parliament governing the domestic and international transport of goods by road dd. 1979
France	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: Consignment up to 3 tons: 23 EUR per kg but max. 750 EUR per package Consignment over 3 tons: 14 EUR per kg but max. 2300 EUR per ton of consignment Refrigerated cargoes: 14 EUR per kg but max. 4000 EUR per ton of consignment 	<ul style="list-style-type: none"> 3 days after delivery (by officially registered letter) 	<ul style="list-style-type: none"> 1 year 	National Transport Law / Code de Commerce L 133-1 et seq. and decree (depending on contract type)
Germany	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg Delay: amount of 3x times freight Other financial losses: amount of 3x times indemnification as for loss 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery Delay: 21 days after delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	HGB (Commercial Code)
Hungary	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: full amount (as per invoice value) Delay: amount of 1x time freight Other financial losses: national civil code 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 3 days after delivery 	<ul style="list-style-type: none"> 1 year 	BGB (Civil Code)
Italy	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 1 EUR per kg 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 8 days after delivery 	<ul style="list-style-type: none"> 1 year 18 months for transports from/to non-European countries 	Codice Civile 1683-1702; laws No. 450/1985, No. 162/1993; decree No. 286/2005 et seq.
Netherlands	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 3.40 EUR per kg Delay: amount of 1x time freight (if AVC 2002 is agreed) 	<ul style="list-style-type: none"> Immediately on delivery 	<ul style="list-style-type: none"> 1 year 	Civil Code, Book 8 or AVC 2002

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Norway	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 17 SDR per kg Delay: amount of 1x time freight 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 8 days after delivery 	<ul style="list-style-type: none"> 1 year 	CMR
Poland	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: full amount (as per invoice value) Delay: amount of 2x times freight Other financial losses: national civil code 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery Delay: 21 days after delivery 	<ul style="list-style-type: none"> 1 year 6 months against freight forwarders, in case of delay: 2 months after delivery 	USTAWA z dnia 15 listopada 1984 r. Prawo przewozowe, Kodeks Cywilny
Portugal	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg Delay: amount of 1x time freight 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 8 days after delivery Delay: 7 days after delivery 	<ul style="list-style-type: none"> 1 year 	Transport Law: Decreto-Ley No. 239/2003
Romania	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: converted amount of USD 2.50 (in RON) per kg Delay: amount of 1x time freight Other financial losses: national civil code 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery Delay: 21 days after delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	CMR* (in accordance with VO 27/2011)
Slovakia	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: full amount (as per invoice value) 	<ul style="list-style-type: none"> Immediately on delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	HGB (Commercial Code) / CMR*
Slovenia	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 8.33 SDR per kg plus freight Delay: amount of 2x times freight 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery 	<ul style="list-style-type: none"> 1 year 3 years in case of gross negligence 	ZPPCP
Spain	<ul style="list-style-type: none"> Full truck load: during custody (collection & delivery) Combined load: during custody (collection & delivery) Carrier is also liable for loading and unloading 	<ul style="list-style-type: none"> Damage to goods: 1/3 IPREM per kg (approx. 6 EUR per kg where IPREM means annual amount of the public revenue index) Delay: amount of 1x time freight Move: 20 IPREM per m3 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery Delay: 21 days after delivery 	<ul style="list-style-type: none"> 1 year 2 years in case of gross negligence 	LCCTM / Spanish Commercial Law
Sweden	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: 150 SEK per kg 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 7 days after delivery 	<ul style="list-style-type: none"> 1 year 	Swedish Road Transport Act
Switzerland	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: full amount (as per invoice value) Delay: full amount up to invoice value (i.e. similar to damage to goods) 	<ul style="list-style-type: none"> Visible damages: immediately on delivery Concealed damages: 8 days after delivery 	<ul style="list-style-type: none"> 1 year 	Swiss Code of Obligations (CO), Art. 440 et seq.
United Kingdom	<ul style="list-style-type: none"> During custody (collection & delivery) 	<ul style="list-style-type: none"> Damage to goods: max. 1.300 GBP per ton of consignment Delay: amount of 1x time freight 	<ul style="list-style-type: none"> Written notification within 7 days after termination of transit 	<ul style="list-style-type: none"> 1 year 	RHA Conditions of Carriage 2009

* - CMR adopted into national law with deviations