

Appendix 8

SAMPLE INFORMATION LETTER in accordance with § 30b para. 1 BStMG

1. TIME-RELATED TOLL (TOLLING REGULATIONS PART A I)

Salzburg, [date]

Invoice	Type of offence	
Invoice number: ...	Non-payment of toll in Austria according to § 20 par. 1 Federal Roads Toll Act 2002 – BStMG	
Enforcement case number: ...		
License plate number: ...		
Date / time: ...	Fixed substitute toll amount:	
Road / toll section: ...	Net	EUR 100,00
...	+ 20 % VAT	EUR 20,00
Determination of the infringement by ...	Gross	EUR 120,00

Information letter pursuant to Articles 24 and 25 of Directive (EU) 2019/520 - Substitute toll

Dear holder of the registration certificate,


the motor vehicle registered to you with the license plate number [] was detected on the Austrian toll road network by an automatic vignette monitoring system. It was discovered that the time-related toll for this motor vehicle had not been paid properly.

In this case, § 19 paras 1 and 4 BStMG 2002 in conjunction with the tolling regulations provide for a substitute toll of EUR [] including VAT.

Please transfer the amount of EUR [] to the following bank account within four weeks:


Bank: BAWAG PSK (1010 Wien)
 Recipient: ASFINAG
 IBAN: AT43 6000 0005 1002 8384
 BIC: BAWAATWW (falls ein 8-stelliger BIC einzugeben ist)
 BAWAATWWXXX (falls ein 11-stelliger BIC einzugeben ist)

Payment reference: ...



Please enter the above IBAN and, if applicable, BIC as well as the payment reference on a payment order or in your online banking or mobile banking app in the fields provided.

By paying on time, you will avoid the initiation of administrative penalty proceedings with the competent authorities []. These authorities may send you an information letter prescribing a fine in the amount of EUR 300. If this prescribed amount is not paid in due time, formal administrative penalty proceedings may subsequently be initiated, in which the penalty range is EUR 300 – 3,000.



Autobahnen- und Schnellstraßen-Finanzierungs-Aktiengesellschaft

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info@asfinag.at
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UID: ATU 43143200, IBAN AT86000000090013306, BIC BAWAATWW
Firmenbuchgericht: Handelsgericht Wien, FN 92191 a
Rechtsform Aktiengesellschaft, Sitz Wien, DVR 0527602
TÜV-Süd Zertifikat Nr. Q1531134, Zertifiziert nach ISO 9001:2015

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The payment deadline will neither be waived nor extended even if ASFINAG Maut Service GmbH is contacted. Please remember that the transfer may take several days.

Important:

1. The amount of the substitute toll is set out in the applicable tolling regulations. A reduction of the justified substitute toll demand is not possible.
2. Payment in instalments is not possible. Please pay the total amount.
3. Partial payments will be refunded immediately, subject to a processing fee of EUR 15. Such payments cannot avoid the initiation of administrative penalty proceedings.
4. If you have any questions regarding this information letter or if you believe that the accusation of non-payment of the toll is unjustified, please contact ASFINAG by e-mail at info@asfinag.at. Please note that reply letters can only be processed in German or English.

Please note that the substitute toll is only deemed to have been paid when the total amount is received in ASFINAG's bank account within 4 weeks of the date of issue of this payment request and the transfer contains the payment reference []. The payment can only be allocated to the payment request if the stated payment reference is complete and correct.

Kind regards
ASFINAG

Please note: In the case of a bank transfer, the total amount must be transferred gross (i.e. including VAT), as this is a transaction carried out in Austria that does not constitute an intra-Community supply or service. The VAT paid can only be reclaimed by a company pursuant to § 2 UStG with its registered office within the EU from a reclaim amount of EUR 50 by application to the competent local tax office and with a registered office in a third country from a reclaim amount of EUR 400 by application to the competent Austrian tax office.

Pursuant to Regulation (EU) 2016/679, you are entitled to request access to your personal data, the correction or deletion of such data or the restriction of the processing of your personal data or to object to the processing. Furthermore, you are entitled to lodge a complaint with the Austrian Data Protection Authority, Barichgasse 40-42, 1030 Vienna.



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2. SECTION TOLL (TOLLING REGULATIONS PART A II)

Salzburg, [date]

Invoice	Type of offence
Invoice number: ...	Non-payment of toll in Austria pursuant to § 32 para. 1 second sentence Federal Road Toll Act 2002 - BStMG
Enforcement case number: ...	
License plate number: ...	
Date / time: ...	Fixed substitute toll amount:
Road / toll section: ...	Net EUR 100,00
...	+ 20 % VAT EUR 20,00
Determination of the infringement by ...	Gross EUR 120,00

Information letter pursuant to Articles 24 and 25 of Directive (EU) 2019/520 - Substitute toll

Dear holder of the registration certificate,


The motor vehicle registered to you with the license plate number [] was detected on the Austrian toll road network by an automatic control device. It was discovered that the section toll owed had not been paid properly.

In this case, § 19 paras 1 and 4 BStMG 2002 in conjunction with the tolling regulations provide for a substitute toll of EUR [] including VAT.

Please transfer the amount of EUR [] to the following bank account within four weeks:


Bank: BAWAG PSK (1010 Wien)
 Recipient: ASFINAG
 IBAN: AT43 6000 0005 1002 8384
 BIC: BAWAATWW (falls ein 8-stelliger BIC einzugeben ist)
 BAWAATWWXXX (falls ein 11-stelliger BIC einzugeben ist)

Payment reference: ...



Please enter the above IBAN and, if applicable, BIC as well as the payment reference on a payment order or in your online banking or mobile banking app in the fields provided.

By paying on time, you will avoid the initiation of administrative penalty proceedings with the competent authorities []. These authorities may send you an information letter prescribing a fine in the amount of EUR 300. If this prescribed amount is not paid in due time, formal administrative penalty proceedings may subsequently be initiated, in which the penalty range is EUR 300 – 3,000.



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2. Payment in instalments is not possible. Please pay the total amount.
3. Partial payments will be refunded immediately, subject to a processing fee of EUR 15. Such payments cannot avoid the initiation of administrative penalty proceedings.
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Please note that the substitute toll is only deemed to have been paid when the total amount is received in ASFINAG's bank account within 4 weeks of the date of issue of this payment request and the transfer contains the payment reference []. The payment can only be allocated to the payment request if the stated payment reference is complete and correct.

Kind regards
ASFINAG

Please note: In the case of a bank transfer, the total amount must be transferred gross (i.e. including VAT), as this is a transaction carried out in Austria that does not constitute an intra-Community supply or service. The VAT paid can only be reclaimed by a company pursuant to § 2 UStG with its registered office within the EU from a reclaim amount of EUR 50 by application to the competent local tax office and with a registered office in a third country from a reclaim amount of EUR 400 by application to the competent Austrian tax office.

Pursuant to Regulation (EU) 2016/679, you are entitled to request access to your personal data, the correction or deletion of such data or the restriction of the processing of your personal data or to object to the processing. Furthermore, you are entitled to lodge a complaint with the Austrian Data Protection Authority, Barichgasse 40-42, 1030 Vienna.



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3. DISTANCE-RELATED TOLLS (TOLLING REGULATIONS PART B)

Vienna, [date]

Information letter pursuant to Articles 24 and 25 of Directive (EU) 2019/520 – Substitute toll

Invoice

Invoice number:
Identification number:
Vehicle license plate number / country of registration:
On-board unit number:
Date / time:
Road / toll section:
Determination of the infringement by

Type of offence: Non-payment of toll in Austria according to § 20 par. 2 Federal Roads Toll Act 2002 – BStMG

Fixed substitute toll amount:	Net:	EUR	100,00 / 200,00
	+20 % VAT	EUR	20,00 / 40,00
	Gross:	EUR	120,00 / 240,00


Dear holder of the registration certificate,

The motor vehicle registered to you with the license plate number [] was detected on the Austrian toll road network by an automatic toll control device. It was discovered that the distance-related toll for this motor vehicle had not been paid properly. In this case, § 19 para§ 1 and 4 BStMG 2002 in conjunction with the tolling regulations provide for a substitute toll of EUR 120/240 including VAT.

What caused the administrative offence?
- Description of the offense

Please transfer the amount of EUR 120/140 to the following bank account within four weeks:


Bank:	BAWAG-PSK (1010 Wien)
Recipient:	ASFINAG
IBAN:	AT44600000091004565
BIC:	BAWAATWW
Payment reference:	



Zahlen mit Code

Please enter the above IBAN and, if applicable, BIC as well as the payment reference either on a payment order or in your internet banking or banking app in the fields provided or scan the above QR code, which contains all transfer data.

By paying on time, you will avoid the initiation of administrative penalty proceedings with the competent authorities []. These authorities may send you an information letter prescribing a fine in the amount of EUR 300. If this prescribed amount is not paid in due time, formal administrative penalty proceedings may subsequently be initiated, in which the penalty range is EUR 300 – 3,000.



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The payment can only be correctly allocated if the stated payment reference is complete and correct.

How can such situations be avoided in the future?

...

Kind regards
ASFINAG

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All enforcement cases of the offence in detail:

- List of control cases assigned to the offense



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