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**ECONOMIC COMMISSION FOR EUROPE**

Administrative Committee for the TIR Convention, 1975

Forty-second session  
Geneva, 28 September 2006  
Item 4 of the provisional agenda

**ACTIVITIES AND ADMINISTRATION OF THE TIR EXECUTIVE BOARD (TIRExB)**

Note by the secretariat

**I. BACKGROUND**

1. At its fortieth session, the Administrative Committee took note that the TIRExB had developed the so-called Fraud Report Form (FRF), with the aim of facilitating, as an early warning tool, the dissemination of fraud-related information among authorized TIR Customs Focal Points as well as with other dedicated recipients. The secretariat was requested to submit the FRF for endorsement by the AC.2 at its present session (ECE/TRANS/WP.30/AC.2/81, para. 14). The FRF is contained in annex to this document.

**II. SCOPE OF THE FRF**

2. The aim of the FRF is to gather and disseminate fraud information, related to TIR, among TIR Customs Focal Points, with WP. 30 and, possibly, with OLAF, WCO and the international organization mentioned in Article 6.2bis of the Convention.

### III. PROCUDERE TO FILL-IN AND DISTRIBUTE THE FRF

3. In case a TIR Customs Focal Point disposes of information with regard to a specific fraud case and/or various related fraud incidents, which he considers to be of importance to be shared by others:

- (a) He/she is invited to download the electronic FRF form from the password protected TIR Customs Focal Point website at:  
<http://www.unece.org/trans/bcf/tir/welcome.html>  
The FRF, as it will appear on the website, is designed in an interactive, user-friendly format, facilitating the filling-in;
- (b) He/she fills-in the FRF, providing as much information as possible (up to his/her discretion) and indicating its list of recipients;
- (c) The TIR Customs Focal Point sends the completed FRF to the TIRExB at the following address: [TIRExB@unece.org](mailto:TIRExB@unece.org)
- (d) The TIR secretariat, on behalf of the TIRExB, will delete the particulars of the original sender from the FRF and put the information on the password-protected TIR Customs Focal Points website.
- (e) The TIR secretariat will send an email to all other TIR Customs Focal points, informing them that new information has been put on the web.

4. For practical and security reasons, the FRF will only be available in an electronic format. No paper FRF will be accepted or retransmitted by the TIR secretariat.

5. The TIR secretariat will not bear any responsibility for the content of the FRF. To underline the fact that the information in the FRF is of an indicative nature, provided on a voluntary basis and that any responsibility with regard to the accuracy of the data provided and the right of retransmission, remains with the original sender, the FRF contains a disclaimer.

5. The TIRExB intends to review the usefulness of the FRF and its distribution procedure after two years, by the end of 2008. Depending of the outcome of this review, the TIRExB may propose to the Administrative Committee to consider the introduction of a more elaborate system of information exchange (possibly, by means of establishing a so-called “clearing-house”), bearing in mind the resources required to run such activity.

Annex**FRAUD REPORT FORM (FRF)<sup>1</sup>**

This FRF has been developed by the TIRExB with the aim to facilitate the dissemination of fraud related information among authorized TIR Customs Focal Points as well as with dedicated other recipients. Its aim is to provide an early warning tool, facilitating the combating of fraud within the TIR system.

**Information submitted by:\***

Name.....

TIR Customs Focal Point of country.....

\* This information is requested for identification purposes only. The name of the sender will not be displayed when retransmitting the FRF to its list of recipients.

**List of recipients of FRF:**

I request that the enclosed information be distributed to:<sup>2</sup>

- TIR Customs Focal Points
- The Working Party on Customs Questions Affecting Transport (WP.30) and the TIR Administrative Committee (AC.2)
- OLAF
- WCO
- The international organization, mentioned in Article 6.2bis of the TIR Convention
- Other, please specify.....

**I. PRELIMINARY INFORMATION OF A GENERAL NATURE FOR EARLY WARNING PURPOSES ONLY****Reason for distribution of information**

Distribution of information is requested with the aim to inform parties concerned of possible trends in the field of:

1.  Counterfeit TIR Carnet
  - Nationality of the TIR operator.....
  - Country where the TIR Carnet was first presented to Customs.....
  - Number of the TIR Carnet(s) involved.....
  - Description of counterfeiting aspects.....

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<sup>1</sup> Established by the TIRExB in accordance with Annex 8, Article 10, paragraph (c) or (d) of the TIR Convention.

<sup>2</sup> Please tick the appropriate box(es). The FRF will ONLY be retransmitted to the indicated list of recipients.

- 2.  Falsified opening or termination of a TIR operation
  - Name of Customs office used for falsified opening or termination of a TIR operation.....
  
- 3.  Vehicle specially equipped for fraudulent purposes
  - Place(s) of concealment.....
  - Curtain-sided vehicle.....
  - Country of registration of the vehicle.....
  
- 4.  Falsified certificate of approval of TIR vehicle
  - Country of registration of the vehicle.....
  - Falsification in order to avoid approval procedure.....
  - Falsification with aim to smuggle goods.....
  - Serial number of vehicle.....
  - Type of vehicle.....
  - Approval by design type.....
  - Individual approval.....
  
- 5.  Type of smuggled goods.....
  - Cover load.....
  - Details of route used.....
  
- 6.  Other reason for distribution, please specify.....  
.....  
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***Further details with regard to the fraud case (if appropriate):***

.....  
.....  
.....  
..... (please use extra sheet of paper if required).

**II. FURTHER QUESTIONS<sup>3</sup>**

- 7. Is this the first time you have experienced a fraud case as described above?
  - Yes;
  - No, please specify earlier experiences.....

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<sup>3</sup> This information can be given at any moment when sending in the FRF, at the discretion of the sender

8. Is this the first time that the name of this TIR Carnet holder appears in relation to any relevant infringement of Custom law?

- Yes;
- No, please specify earlier involvements.....

9. Has the reported fraud case led to the withdrawal/exclusion of the involved TIR Carnet holder?

- No
- Yes (please specify type of withdrawal/exclusion):
  - A - Article 6, paragraph 4 and Annex 9 Part II, paragraph 1(d) (recommended for domestic transport operators):
    - Temporary withdrawal (please provide details with regard to the period of withdrawal).....
    - Permanent withdrawal (please provide any relevant detail).....
  - B - Article 38, paragraph 1 (recommended for foreign transport operator):<sup>4</sup>
    - Temporary exclusion (please provide details with regard to the period of exclusion).....
    - Permanent exclusion (please provide any relevant detail).....

**III. THE TIRExB WELCOMES ANY ADDITIONAL INFORMATION YOU MAY WISH TO TRANSMIT**

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(please use extra sheet of paper if required).

**Disclaimer**

The information contained in the FRF is of an indicative nature and is provided on a voluntary basis by its sender, without any obligation to fill-in all boxes. Any responsibility with regard to the accuracy and the right of retransmission in line with applicable data protection law remains with the original sender of the FRF. The TIRExB declines any responsibility for consequences emanating from the distribution of the FRF.

Please send the FRF to the TIRExB  
by email: [tirexb@unece.org](mailto:tirexb@unece.org)

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<sup>4</sup> Pending approval by AC.2 of retransmission of information on exclusions ex Article 38 via the ITDB.