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ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on Customs Questions affecting Transport
(One-hundred-and-eighth session, 11-15 October 2004,
agenda item 6 (b) (iv))

**CUSTOMS CONVENTION ON THE INTERNATIONAL TRANSPORT
OF GOODS UNDER COVER OF TIR CARNETS (TIR CONVENTION 1975)**

Revision of the Convention

Amendment proposals

Amendment of Article 6.2 bis

Note by the secretariat

A. BACKGROUND

1. At its one-hundred-and-seventh session, the Working Party considered in detail the question of amending Article 6.2 bis of the Convention, as proposed by the European Community (TRANS/WP.30/2004/14; TRANS/WP.30/2003/22) and the Russian Federation (TRANS/WP.30/2003/11; TRANS/WP.30/2004/11; Informal document No 2 (2004), by adding a new Explanatory Note. The Working Party decided to consider the question again at its present session.

B. PROPOSAL

2. The Working Party, at its one-hundred –and-seventh session, decided to consider the amendment of Article 6.2 bis based on the following three proposals that were considered during the one-hundred-and-seventh session:

(a) “The acceptance by an international organization of the responsibility for the effective organization and functioning of an international guarantee system shall be fixed in an agreement signed between the UNECE and the international organization. The agreement shall stipulate that the international organization shall strictly observe the provisions of the TIR Convention, shall respect the competences of the Contracting Parties to the Convention and shall comply with the decisions of the TIR Administrative Committee and requests by the TIR Executive Board.”

(b) “By accepting its responsibility for the effective organization and functioning of an international guarantee system, the international organization agrees to respect the competences of the Contracting Parties to the Convention and to comply with the decisions of the Administrative Committee.”

(c) “The authorization shall stipulate that the International Organization shall respect the competences of the Contracting Parties to the Convention and that it shall comply with the decisions of the TIR Administrative Committee. By accepting the authorization, the International Organization assumes its responsibilities as set out in the Convention.”

3. The Working Party may wish to take note of document TRANS/WP.30/2004/25, prepared by the secretariat in preparation of the Ad hoc Expert Group, 30 and 31 August 2004 in Geneva as well as the discussions relating to this question that will have taken place at the Ad hoc group meeting.

C. FURTHER CONSIDERATIONS BY THE WORKING PARTY

4. The Working Party may wish to agree upon the final text proposal for the amendment.
