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Inland Transport Committee

Working Party on Inland Water Transport

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Item 4 of the provisional agenda

Inland water transport and security

Amendment proposals to the AGN introducing provisions on security

Note by the secretariat

I. Mandate

1. The Working Party may wish to recall that the Inland Transport Committee (ITC), at its sixty-fourth session, instructed its subsidiary bodies to address issues of security by each mode of transport taking into account the work and studies undertaken by other organizations (ECE/TRANS/139, para. 19).
2. Following this request of the ITC, SC.3, at its fifty-second session, had considered a draft annex IV to the AGN, “Protection of the Network of Inland Waterways of International Importance from Intentional External Influence” (ECE/TRANS/SC.3/2006/7 and Add.1), but believed it had been premature to take any concerted action in this regard (ECE/TRANS/SC.3/181, para. 17). At the same time SC.3 noted recommendations by the UNECE Multidisciplinary Group of Experts on Inland Transport Security (ECE/TRANS/SC.3/2008/2) to integrate security provisions into existing legal instruments, including the AGN, and requested SC.3/WP.3 to keep the item on its agenda and to report to the Working Party on major developments in this area (ECE/TRANS/SC.3/181, paras. 12 and 17).
3. At its forty-second session, SC.3/WP.3 reverted to considering the draft annex IV to the AGN and requested the secretariat to formulate a generic text for provisions covering issues of security in inland navigation for inclusion into the body of the AGN, rather than in a new annex thereto (ECE/TRANS/SC.3/WP.3/84, para. 13).
4. At its forty-third session, SC.3/WP.3 considered the proposal by the secretariat to introduce security provisions into the existing text of the AGN and requested the secretariat to submit the proposal to SC.3 for further consideration. At the same time, several

delegations reserved their position regarding the draft amendments until the outcome of the discussion within the Maritime Security Committee of the European Union (EU) becomes known. (ECE/TRANS/SC.3/WP.3/86, para. 9)

5. The Working Party may wish to finally decide on including the security provisions into the AGN as reflected below.

II. Amendment proposals to the AGN

6. *Insert* a new paragraph before the last preamble entry *reading*

Acknowledging the need to protect the infrastructure of inland waterways from intentional external influence,

7. *Insert* a new subparagraph (vi) under the heading “Operational criteria for E waterways” of Annex III *reading*

(vi) Measures to deter intentional external influence on E waterways should be developed in consultation with relevant stakeholders involved in the oversight, maintenance, operation and use of the E waterway in the form of an E waterway security plan. Such measures should be implemented and reviewed on a regular basis with due assessment of the security requirements to ensure the transport security in a given prevailing security threat situation.

8. *Insert* a new subparagraph (ix) under the heading “Technical and operational characteristics of E ports” of Annex III *reading*

(ix) Measures to deter intentional external influence on E port facilities should be developed in consultation with relevant stakeholders involved in the oversight, operation and use of the E port facility in the form of a E port facility security plan. Such measures should be implemented and reviewed on a regular basis with due assessment of the security requirements to ensure the transport security in a given prevailing security threat situation.
