



Economic Commission for Europe**Administrative Committee for the TIR Convention, 1975****Seventy-third session**

Geneva, 14 and 15 October 2020

Item 7 of the provisional agenda

**Agreement between the United Nations Economic Commission for Europe
and the International Road Transport Union****Agreement between the United Nations Economic
Commission for Europe and the International Road
Transport Union****I. Background and mandate**

1. At the seventy-second session of the TIR Administrative Committee (AC.2), when discussing the 2020–2022 agreement between the United Nations Economic Commission for Europe (ECE) and the International Road Transport Union (IRU), the delegation of the Russian Federation requested the secretariat to prepare, for consideration at the next session, a document elaborating how the conditions and requirements of Annex 9, Part III could be addressed and included in the ECE/IRU agreement.
2. In line with this request, the secretariat prepared this document for consideration of the Committee.

II. Previous agreements

3. At its thirty-fifth session (September 2003), AC.2 endorsed the ECE/IRU agreement for the years 2003–2005. The agreement contained, for the first time, a list of roles and responsibilities to be performed by IRU in pursuit of its authorization, as elaborated by the group “Friends of the Chair” (of the Working Party on Customs Questions affecting Transport (WP.30)) at its meeting on 21 and 22 August 2003 (see ECE/TRANS/WP.30/AC.2/71, paras. 51–53 and ECE/TRANS/WP.30/AC.2/2003/15). This practice was continued for the agreements for the years 2006–2010 (ECE/TRANS/WP.30/AC.2/2005/4) as revised for the years 2008–2010 (document ECE/TRANS/WP.30/AC.2/2007/14) and 2011–2013 (document ECE/TRANS/WP.30/AC.2/2007/14/Rev.1). The agreement for the years 2014–2016 (document ECE/TRANS/WP.30/AC.2/2013/3) contained a footnote, reading that the detailed list of roles and responsibilities was put in square brackets, as it would only apply until the entry into force of amendments to Article 6.2 bis and introducing Annex 9, Part III. Annex 9, Part III entered into force on 10 October 2013 (Amendment 31). As a result, in the draft agreement for the year 2017–2019 (ECE/TRANS/WP.30/AC.2/2016/3), the list was presented in strikethrough and replaced by the text: “Taking into account and in light of the



above preambles, IRU shall comply with the provisions of the TIR Convention, in particular its Article 6.2 bis, Explanatory Note 0.6.2 bis thereto and Annex 9, Part III”. This wording was maintained in the 2020–2022 agreement (ECE/TRANS/WP.30/2019/24), with the addition of paragraph VIII in the preamble, i.e. “Whereas, on 1 July 2018, new paragraphs (o), (p) and (q) to Annex 9, Part III, Article 2 of the TIR Convention have entered into force;”.

III. Preliminary comments by the secretariat

4. After the list of roles and responsibilities of the authorized international organization had been drafted in 2003, the only place where they could be put to give them a formal status was in the ECE/IRU agreement. When the conditions and requirements became part of the legal text of the TIR Convention, parties were of the view that such detailed listing had become redundant and that a reference to the applicable legal provisions was sufficient.

IV. Considerations by the Committee

5. The Committee is invited to consider whether to continue the current practice of only referring to the provisions of Annex 9, Part III, or whether it prefers re-introducing exhaustively the list of conditions and requirements to be performed by the authorized international organization.
