



**UNECE**

**TIR**

# **REGIONAL TIR SEMINAR**

**Tehran, 29 April 2009**

**Latest amendments and future  
developments in the TIR system**

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# Overview

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# Introduction

**TIR Convention, 1959**

**TIR Convention, 1975**

- **taking into account practical experience in operating the system**
- **giving effect to technical advances and changing Customs and transportation requirements**

**Since 1975, 28 amendments (latest amendment: 1 January 2009**

**Introducing legal changes (often of a technical nature) and/or introducing Explanatory Notes**

# TIR REVISION PROCESS

- **Background**
- **Phase I (entry into force 17 February 1999)**
- **Phase II (entry into force 12 May 2002)**
- **Phase III under discussion**

## Phase I

- **Controlled access to the TIR system for the international organization for national associations for transport operators**
- **Establishment of an inter-governmental supervisory body, the TIR Executive Board (TIRExB)**
- **Transparency in the functioning of the international guarantee system**

## Phase I (continued)

### Controlled access for transport operators

- **proven existence/capability to engage in regular international transport**
- **sound financial standing**
- **proven knowledge in the application of the TIR Convention**
- **absence of serious/repeated offences against Customs or tax legislation**
- **written undertaking to**
  - **comply with all Customs formalities**
  - **pay sums due**
  - **allow verification of minimum conditions and requirements**

## Phase I (continued)

### Controlled access for transport operators

#### International TIR Data Bank (ITDB)

- **Competent authorities: send particulars of each person authorized or whose authorizations has been withdrawn (deadline: within one week) to the TIRExB**
- **Competent authorities send particulars of each person excluded ex Article 38 (deadline: within one week)**
- **Associations: transmit annually an updated last per 31 December of all persons authorized and those whose authorization has been withdrawn (deadline: within one week). Competent authorities forward this list to the TIRExB**

## Phase I (continued)

### Establishment of the TIRExB

- **To enhance international cooperation among Customs authorities and to supervise and provide support in the application of the international guarantee system**
  - **Supervise the centralized printing and distribution of TIR Carnets**
  - **oversee the operation of the international guarantee and insurance system**
  - **coordinate and foster exchange of information/intelligence between Customs, other governmental authorities and the industry**



## Phase I (continued)

### Transparency in the functioning of the international guarantee system

Transmission to the TIRExB of relevant information from Contracting Parties and the national associations:

- Certified copy of the written agreement between Customs and the national association
- Certified copy of the insurance or financial guarantee contract
- Copy of the annual insurance certificate

## Phase II

- **Distinction between “TIR transport” and “TIR operation” (Article 1 (a) and 1 (b)) and between “termination of a TIR operation” and “discharge of a TIR operation”(Article 1 (d) and (e))**
- **Definition of the holder of a TIR Carnet (Article 1 (o))**
- **Definition of rights and obligations of the international organization (Article 6.2bis)**

## Phase III

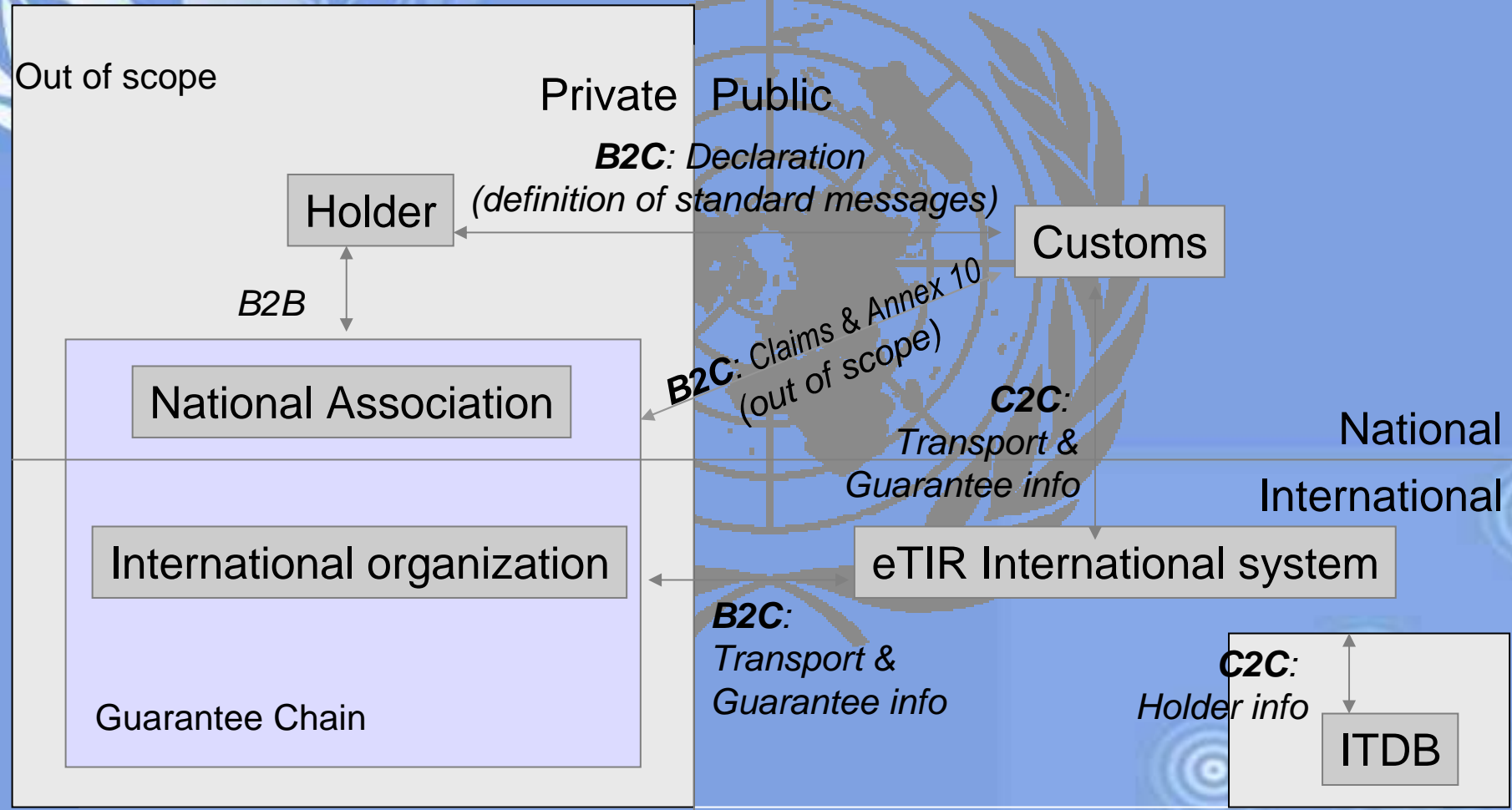
**To allow for the introduction of modern information management and control technologies**

- **Revision of the TIR Carnet (ID number, HS code, value of goods)**
- **Possible increase in the places for loading and unloading under Customs seal**
- **Package of amendment proposals aimed, in particular, at clarifying the liability of the guaranteeing association (amendments to Article 8, 10 and 11 of the Convention)**
- **eTIR Project**

# eTIR Project

- **Elementary discussion: 2000-2001**
- **Since 2002: “Informal ad hoc Expert Group on Conceptual and Technical Aspects of Computerization of the TIR Procedure (ExG)”**
- **Work based on UMM**
  - **eTIR Reference Model**
    - **Chapter 1: Description of current system**
    - **Chapter 2: E-Business Requirements**
      - **Management by Customs of data on guarantees**
      - **Exchange of information between Customs authorities**
    - **Chapter 3: Technical analysis and specifications**

# Public Private Partnership



## Amendments since 2002

**Amendment 23: deletion of Explanatory Note 0.38.1 and introduction of new Explanatory Note 2.2.1 (b) (f) on the number and place of seals in case more than one Customs seal is required (7 November 2003)**

**Amendment 24: amendment of Article 26, paragraph 1 on the resumption of a TIR transport after suspension in a non-Contracting State where the Customs seals have not remained intact (19 September 2004)**

## **Amendments since 2002 (continued)**

**Amendment 25: Introduction into Annexes 2 and 7 of the fibre-optic Customs rope and the introduction of a New Explanatory Note 0.1 (b) referring to the fact that there may be more TIR operations in one single country (1 October 2005)**

**Amendment 26: Introduction of the ID-number of the authorized TIR Carnet holder into Annex 1 (TIR Carnet) and Annex 9 (1 April 2006)**

## **Amendments since 2002 (continued)**

**Amendment 27: Introduction of new Annex 10, establishing an international control system for TIR Carnets (12 August 2006)**

**Amendment 28: Procedure for the financing of the TIRExB and TIR Secretariat**



# Comments, resolutions, recommendations and best practices

**Comments: non-binding opinion by WP.30 and TIR Administrative Committee reflecting interpretation, harmonization and application of the TIR Convention;**

**Resolutions: only binding for accepting Contracting Parties;**

**Recommendation: non-binding commitment by Contracting Parties**

**Best practices: facilitation tool to improve the harmonized application at national level, in particular for newly acceded countries**

## Recent comments

- **Article 3: TIR procedure and postal items**
- **Article 4: Relief from the payment of additional security of import or export duties and taxes**
- **Article 15: Customs treatment of tractor units carrying out TIR transports**
- **Article 23: Escort of road vehicles**

## Recent best practices

- **Application of Article 38 (exclusion from the TIR procedure)**
- **Use of Articles 39 and 40 (discrepancy between the goods description on the TIR Carnet and the actual cargo)**
- **Application of Annex 9, Part II (authorized access for transport operators)**
- **Use of the TIR Carnet (how to fill it in, how to use vouchers)**

## Recent Recommendation

**Introduction of the HS Code of goods in the TIR Carnet**

**Box 10 of yellow voucher (not for Customs use)**

**In addition to plain language description of the goods**

**Not obligatory**

**Absence should not lead to delays, constitute an infringement or lead to any liabilities of the TIR Carnet holder**

**Effective as of 1 May 2008**

**Review after 12 months**

# Forthcoming amendments

**1 October 2009:**

**Transport of passenger cars on their own wheels under the TIR procedure – Explanatory Note to Article 3**

**1 January 2010:**

**Changing the guarantee amount per TIR Carnet from USD 50'000 to Euro 60'000 – Explanatory Note to Article 8.3**

**Under discussion:**

**New part III, Annex 9 (authorization of international organization)**



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