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**ECONOMIC COMMISSION FOR EUROPE**

**INLAND TRANSPORT COMMITTEE**

Working Party on the Transport of  
Perishable Foodstuffs  
(Sixty-first session,  
Geneva, 31 October–3 November 2005,  
item 11 of the provisional agenda)

**KIT BODIES**

**Transmitted by Spain**

At the last session of the Working Party, the representative of Spain had proposed that the last sentence of article 2 of the ATP should be deleted.

The Working Party had invited the representative of Spain to submit a proposal for the amendment of article 2 as an official document for the present session (TRANS/WP.11/210, para. 74).

**Proposal:**

1. Amendment of the definitions of manufacturer and assembler contained in document TRANS/WP.11/2004/2, as follows:
  - (c) Manufacturer means the enterprise that has design responsibility for the kit and to which the Type Test Certificate has been issued. This enterprise must have its factory and plant in a country which is a Contracting Party to the ATP and which issues the certificate of compliance.

- (d) Assembler means the enterprise that has assembled the kit body in accordance with the manufacturer's instructions. It must have its factory and plant in a country which is a Contracting Party to the ATP.

2. Delete the second sentence of article 2 of the ATP.

**Reason:**

If the second sentence of article 2 is deleted, all countries which are or wish to be Contracting Parties to the ATP will have the same rights and be bound by the same rules, without exception.

The above proposals will facilitate the adoption of the CLCCR proposal.

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