

ECONOMIC COMMISSION FOR EUROPE

TRANS-EUROPEAN NORTH-SOUTH MOTORWAY (TEM)

CO-OPERATION TRUST FUND AGREEMENT

ATTACHMENT A

PART 3

COOPERATION FRAMEWORK FOR 2009 - 2012

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The Governments of Armenia, Bosnia and Herzegovina, Bulgaria, Croatia, Czech Republic, Georgia, Hungary, Italy, Lithuania, Poland, Romania, Slovakia, Slovenia and Turkey,

Wishing to improve the efficiency of transport operations,

Have agreed to continue their cooperation for the realization of the Trans-European North-South Motorway (TEM) network, pursuant to the following provisions:

I. OBJECTIVES

The main objectives of the TEM Project for the period 2009 - 2012 shall be:

A. Development Objectives

1. The Project shall be based on the firm intent of the signatory states to implement, improve and manage a Trans-European North-South Motorway (TEM) network. This network shall form a system of high-capacity roadways ensuring an adequate quality of services for traffic by providing for safety, speed and comfort based on commonly accepted and adopted standards and practices recommended for use by all TEM countries in order to provide its users with similar and harmonised conditions.
2. This network shall link the northern and the southern and south-eastern parts of Europe among them, with western Europe and Euro-Asian links via the participating countries, thus contributing to the achievement of a balanced pan-European transport system for goods and people.
3. The Trans-European North-South Motorway shall (a) satisfy the transport demand of long-distance and international traffic by offering an efficient and convenient mode of transport and at the same time constitute an important transit artery between the participating states linking them with adjacent states of Europe, Northern Africa and Western Asia and (b) constitute a vital element in removing gaps and imbalances existing in the transport infrastructure in this area and assist in the integration process of transport infrastructure systems of Europe thus promoting the overall development of the whole region.
4. Other objectives may be added should the participating states so decide and in the case of the availability of resources.

B. Immediate Objectives

1. To assist in accelerating of the construction of the TEM network through the identification of investment needs and priorities, investigation of financial resources needed for TEM construction, maintenance and operation and determination of appropriate and innovative pay-back systems for use at the TEM motorway.
2. To assist in designing, building, maintaining, operating and administering of the TEM motorway network on the territories of participating states as part of an integrated European international road infrastructure, thus filling the gaps in the existing motorway network between Western, Eastern, Central and South-Eastern Europe.
3. To assist in extending the TEM network to the neighbouring countries i.e. to all countries having a common land or sea border with any member or associate member country, in order to ensure a balanced transport system for goods and people between the eastern and western parts of Europe.
4. To assist in consolidating the role of the TEM in the process of transport integration in Europe and in creating the preconditions for the extension of the European Union's TERN network to Eastern Europe.
5. To organize and promote cooperation in all matters concerning road transport between TEM states having different levels of development.
6. To disseminate the motorway/road related knowledge, expertise, technology and know-how between the TEM region and other regions of the world.

II. NETWORK

1. The TEM is an international motorway and expressway network linking the countries of Central and Eastern Europe and connecting Western Europe, the Baltic, Adriatic, Aegean and Black Seas by means of a fast, safe, environmental friendly, economic and efficient system of motorways and expressways. To the west, its terminals shall link up with existing motorways. To the east and south, the TEM shall open up links with the road systems of Asia and Africa.
2. TEM network should be integrated into full-fledged intermodal transport system, connecting sea, waterway and inland terminals.
3. TEM network itineraries are presented in Annex A.
4. For the period of validity of this Agreement, the geographic scope of the project is limited to the European countries and Armenia, Azerbaijan and Georgia. The territory of a new member country must be adjacent to the territory of a member or an associate member, or an observer country.

III. INSTITUTIONAL SET-UP

1. The TEM Project shall be managed by the intergovernmental Steering Committee assisted by subordinate bodies in accordance with Annexes B and D. National coordinators whose terms of reference are described in Annex C shall be responsible for the coordinating of project activities within their countries and maintaining contacts with the Project.
2. The UNECE will remain the executing agency of the TEM Project.

IV. PARTICIPATION

Members

1. Members of the project have to fulfil all the obligations stipulated by the TEM Cooperation Trust Fund Agreement (hereinafter referred to as "the Agreement"). Their representatives in number set for every particular meeting and uniformly for all member countries have the right to attend all expert meetings with the costs of their board and lodging met by the TEM Budget.
2. In case they do not fulfil their obligations by the deadline stipulated in Article IV/2 of the Agreement, the UNECE will contact the respective Government in order to clarify the reasons and to establish a new deadline. Should this new deadline expire without the member contribution being received, the respective Government may be requested to meet all the expenses related to the participation of its experts in the expert meetings.
3. If the conditions of membership are not fulfilled for more than two years, the TEM Steering Committee may recommend to the UNECE to terminate the membership of the signatory Government in TEM.
4. Non-member states, other international organizations, IGOs and NGOs, and/or private bodies are also invited to contribute to the project as associate members, observers and donors.

Associate members

5. Associate members contribute to the project in cash at the level stipulated by the Agreement not having signed the Agreement. They have to express their wish to be granted the associate membership in written form or as a statement during a TEM Steering Committee session.
6. If the conditions of associate membership are not fulfilled for more than two years, the TEM Steering Committee may recommend to the UNECE to terminate the associate membership of the concerned member.
7. Associate members have the right to participate in the TEM Steering Committee sessions and all other TEM meetings with the expenses of their representatives covered in the same way as of those of project members.

8. The member states consider it desirable that associate members envisage application for full membership.

Observers

9. Observers contribute to the project in cash less than stipulated by the Agreement or contribute in kind only. They have to express their desire to be granted the observer status in written form or as a statement during a TEM Steering Committee session.
10. Observers have the consultative status with the project. Their participants cover all expenses associated with their participation in the meetings themselves.
11. The member states consider it desirable that observers envisage application for full membership.

V. TEM BUDGET

1. To cover expenditures required for the execution of the activities presented in the programmes of work, annual budgets shall be established by the Steering Committee on the basis of:

(i) Resources

- (a) Contributions in-kind and in cash from member, associate member and observer states;
 - (b) Contributions in-cash and/or in-kind from UNDP and other international organizations, national and/or private bodies and non-member states.
2. The contributions of the member states and associate members in convertible currencies shall be at an equal level. Those in kind shall be at an equal level to the extent possible.
 3. The budget, including the countries' inputs in kind shall be utilized under the control of UNECE and advising of the Project Manager in line with the programme of work and the directives of the Steering Committee.
 4. The main forms of contributions in kind of the TEM states are: the operation of PCO, hosting of meetings, supplying of national experts, preparation of technical reports and training programmes, and undertaking of specific coordination activities and subcontracts through Government implementation procedures.

(ii) Expenditures

5. The main lines of expenditure are for project personnel, training, equipment and miscellaneous costs.
6. The participating states shall pay local salaries, social security contributions, and other emoluments of national staff, both working within each country for the Project and when such staff is delegated to participate in meetings, courses, etc.

7. The Project budget covering a period of four years is presented in Attachment A, Part 2.

VI. LOCATION OF PROJECT CENTRAL OFFICE

1. The TEM Project Central Office shall be in Warsaw, Poland.

VII. NOTIFICATION OF ACCEPTANCE

1. The afore-going were approved by the fiftieth Session of the Steering Committee.

VIII. ANNEXES

Annexes constitute an integral part of this Agreement. They are as follows:

Annex	A	Network
Annex	B	Steering Committee (SC)
Annex	C	National Coordinators (NC)
Annex	D	Project Central Office (PCO)