



# **The UNECE World Forum for Harmonization of Vehicle Regulations (WP.29)**

## **Administrative procedure for the accession to the 1958 UN Agreement**

**Meeting UNECE – Indonesia  
Accession to the 1958 Agreement**

**Edoardo Gianotti, Secretariat staff member of WP.29  
TRANSPORT DIVISION**

**Jakarta, 4 November 2010**



# Becoming a Contracting Party (CP) to a UN Agreement

- Accession to the 1958 Agreement by depositing an instrument of accession with the UN Secretary-General

Who?

Any country member of the United Nations  
Regional economic integration organization of  
countries belonging to the UN

Why?

Participation in WP.29 and its subsidiary bodies  
Country has a vote in the decision making process  
Mutual recognition of the approvals granted



# How to become CP to an Agreement

## Requirements for a valid instrument of accession (1):

- **Identify the Agreement**

In this case identify the 1958 Agreement by its complete official name (see the example)

- **Declaration of undertaking.** Expression of intent of the Government to be bound by the Agreement and to undertake faithfully to observe and implement its provisions (see the example)



# How to become CP to an Agreement

## Requirements for a valid instrument of accession (2):

### ➤ Issued and signed by:

- Head of State or Government, or
- Minister of Foreign Affairs (MFA), or
- by a person exercising the power of one of these authorities *ad interim*, or
- by a person with full powers to sign the Agreement

### ➤ Dated

### ➤ Addressed to the UN Secretary General in New York, normally the Office of Legal Affairs in NY



## Model of an instrument of accession (1)

WHEREAS the [title of agreement] was concluded [adopted, etc.] at [place] on [date],

NOW THEREFORE I, [name and title of the head of State or Government or MFA], declare that the Government of [name of State], having considered the above mentioned [agreement], accedes to the same and undertakes faithfully to perform and carry out the stipulations therein contained.

IN WITNESS WHEREOF I have signed this instrument of accession at [place] on [date].

[Signature]



## Model of an instrument of accession (2)

WHEREAS the

Agreement concerning the adoption of uniform technical prescriptions for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions, (Including the amendments entered into force on 16 October 1995)  
(E/ECE/324/Rev.2 -E/ECE/TRANS/505/Rev.2)

Former title of the Agreement::

Agreement Concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts, done at Geneva on 20 March 1958



## Model of an instrument of accession (3)

- NOW THEREFORE I, [name and title of the head of State or Government or MFA], declare that the Government of [Indonesia], having considered the above mentioned Agreement, accedes to the same and undertakes faithfully to perform and carry out the stipulations therein contained.
- IN WITNESS WHEREOF I have signed this instrument of accession at [Jakarta] on [date] and signature.



## Model of an instrument of accession (4)

- Don't forget to include the declaration below
- Indonesia declares that is not bound by Regulations Nos. ....  
[Include the list of Regulations that Indonesia don't want to apply when acceding to the Agreement, see Article 1, 5 of the 1958 Agreement]





# Practical suggestions

- Check what is the Indonesian procedure to accede to an UN Agreement
- Contact the Ministry of Foreign Affairs MFA
- MFA to contact the Indonesian Mission in NY
- UN Office of Legal Affairs (OLA)
- **PLEASE DON'T FORGET THAT**
- The instrument of accession **MUST** be addressed to the UN Secretary-General



# Practical suggestions

- Remember **CPs are free to be bound by all, some or no Regulation**
- **Recommendation: When acceding declare to which Regulations your country is not bounded**
- World Forum secretariat at the UNECE Transport Division:
- ( [juan.ramos.garcia@unece.org](mailto:juan.ramos.garcia@unece.org) )