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ECONOMIC COMMISSION FOR EUROPE

Administrative Committee for the TIR Convention

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Geneva, 28 September 2006
Item 2 of the provisional agenda

STATUS OF THE TIR CONVENTION, 1975 *

Note by the secretariat

A. BACKGROUND

1. Since the entry into force of Phase II of the TIR Revision process on 12 May 2002, Contracting Parties have been invited to provide information on the implementation of the new provisions of the TIR Convention at the national level with a view to establishing a clear and transparent picture of the level of implementation of the Convention in all Contracting Parties.

2. The secretariat, at regular intervals, informs the Administrative Committee of the state of play of information received, most recently in document TRANS/WP.30/AC.2/2005/13. This document contains an updated list until 1 July 2006 for information and consideration by the Administrative Committee.

* The UNECE Transport Division has submitted the present document after the official documentation deadline.

B. STATE OF PLAY: IMPLEMENTATION OF PHASE II OF THE TIR REVISION PROCESS

3. The secretariat has received the following information with regard to the implementation of Phase II of the TIR revision process from the following countries:

Sweden: On 2 August 2002, the Swedish Customs authorities informed the secretariat that the amendments of Phase II had entered into force on 12 May 2002 and had been published on 3 June 2002 in the national Customs legislation.

Latvia: on 7 August 2002, the Latvian Customs Board informed the secretariat that an informative note (No. 16.11.2/12447) on the entry into force of Phase II had been sent to the Latvian Customs offices.

Czech Republic: On 30 August 2002, the Czech Customs authorities informed the secretariat that publication of Phases I and II was under preparation.

Poland: On 16 September 2002, the Polish Customs Department informed the secretariat that Phase II had entered into force at the national level and that the relevant texts had been introduced into national Customs legislation by means of the records of the session of the Council of Ministers in which the adoption had been formally approved. Thus, no publication in the national legal journal was required.

Estonia: On 13 August 2002, the Estonian Customs Board informed the secretariat that Phase II had entered into force at the national level.

Lithuania: On 11 December 2002, the Lithuanian Customs Department informed the secretariat of the official publication of the Lithuanian translation of the Phase II amendments.

Italy: On 6 November 2003, the Italian Customs authorities informed the secretariat that Phase II of the TIR revision process had entered into force and that the text had been published in the Official Journal (No. 222) on 24 September 2003.

Bulgaria: On 11 February 2004, the Bulgarian Customs authorities informed the secretariat that Phases I and II of the TIR revision had entered into force and had been published in the Official Journal No. 7 of 27 January 2004, as part of a complete publication of the text of the TIR Convention as well as all amendments to it.

Romania: On 5 May 2004, the Romanian Customs Authority informed the secretariat that amendments 20, 21 and 22 to the TIR Convention had entered into force on 26 January 2004 and had been published in the Official Journal (No. 332) on 16 April 2004.

France: On 2 July 2004, the French Customs authorities informed the secretariat that the amendments of Phase I had been published in the Official Customs Journal on 4 May 1999 (No. 6342) and those of Phase II on 4 June 2002 (No. 6552).

Germany: On 12 October 2004, the German Customs authorities informed the secretariat that the amendments of Phase I had entered into force on 17 February 1999 and had been published in the Official Journal of 19 March 1999. The amendments of Phase II had entered into force on 12 May 2002 and had been published in the Official Journal of 31 January 2003.

Norway: On 27 October 2004, the Norwegian Customs authorities informed the secretariat that Phase I of the TIR revision was implemented in the national Customs legislation on 17 February 1999. The amendments were published in a circular letter (Ref. 99/1235) to the Regional customs offices in Norway on 6 April 1999. Phase II of the TIR revision had been adopted and entered into force on 12 August 2004. The amendments had been announced in writing to all regional Customs offices in Norway on 16 April 2002 (Ref. 2002/1629).

Finland: On 1 November 2004, the Finnish Customs authorities informed the secretariat that Phase I of the TIR revision had entered into force on 17 February 1999 and that the text had been published in the Official Journal of 5 February 1999. Phase II had entered into force on 12 May 2002 and had been published in the Official Journal of 3 May 2002.

Hungary: On 27 January 2005, the Hungarian Customs and Finance Guard informed the secretariat that Phase II of the TIR Revision had entered into force on 1 July 2003 and that the text had been published in the Official Journal of 16 June 2003 as Act 2003.XXXIV.tv.

Netherlands: On 21 April 2005, the Dutch Customs informed the secretariat that Phase II of the TIR Revision had entered into force on 12 May 2002. Pending official publication by the European Commission, national publication had taken place for information purposes only.

Switzerland: On 5 January 2006, the Federal Swiss Customs authorities informed the secretariat that all adopted amendments to the TIR Convention have been accepted by Switzerland. They have been published in the Official Collection of Federal Law in the three official languages (German, French, Italian) as well as in the Systematic Collection of Federal Law (RS 0.631.252.512).

United Kingdom: On 29 March 2006, H M Customs and Revenue informed the secretariat that amendments to the TIR Convention, 1975, using the procedures prescribed by Articles 59 and 60 of the TIR Convention, take effect automatically in the domestic law of the UK. No further domestic ratification or approval is required due to the direct applicability of Council Regulation 2112/78.

C. FURTHER CONSIDERATIONS BY THE ADMINISTRATIVE COMMITTEE

4. On the basis of the above information, Contracting Parties may wish to provide the secretariat with information on the implementation of Phase II of the TIR revision process at the national level and/or supplement the information given at an earlier stage.
