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ECONOMIC COMMISSION FOR EUROPE

Administrative Committee for the TIR Convention, 1975
(2 February 2006)

**PROVISIONAL AGENDA AND ANNOTATIONS FOR THE
FORTIETH SESSION OF THE ADMINISTRATIVE COMMITTEE ^{1 2}**

**to be held at the Palais des Nations, Geneva,
starting at 10.00 hours on Thursday, 2 February**

Note by the secretariat

¹ The UNECE Transport Division has submitted the present document after the official documentation deadline.

² For reasons of economy, delegates are requested to bring copies of the documents mentioned in this provisional agenda to the meeting. **There will be no documentation available in the meeting room.** Before the meeting, missing documents may be obtained directly from the UNECE Transport Division (Fax: +41-22-917-0039; e-mail: Poul.Hansen@unece.org). Agenda, documents and reports may also be downloaded from the Internet web site of the UNECE Transport Division (<http://tir.unece.org>). During the meeting, documents may be obtained from the UNOG Documents Distribution Section (Room C.337, 3rd floor, Palais des Nations). Documents mentioned in bold in the documentation overview under each agenda item of this the agenda are newly issued documents.

New accreditation procedures have been introduced for all delegates attending meetings held at the Palais des Nations. Delegates are therefore requested to complete the attached registration form also available from the Internet Web site of the UNECE Transport Division (<http://www.unece.org/trans/welcome.html>) and to transmit it to the UNECE secretariat, at the latest two weeks prior to the session, either by fax (+41-22-917-0039) or by e-mail (Poul.Hansen@unece.org). Prior to the session, delegates are requested to present themselves at the Pass and Identification Unit of the UNOG Security and Safety Section, located at the Villa Les Feuillantines, 13, Avenue de la Paix (a map is attached) for the issuance of an identification badge. In case of difficulty, please contact by telephone the UNECE secretariat (internal extension 74030).

I. PROVISIONAL AGENDA

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2. Election of officers
3. Status of the TIR Convention, 1975
4. Activities and administration of the TIR Executive Board (TIRExB)
 - (a) Activities of the TIRExB
 - (i) Report by the Chairman of the TIRExB
 - (ii) Identification (ID) number of the TIR Carnet holder and access to the International TIR Data Bank (ITDB)
 - (iii) National and regional TIR workshops and seminars
 - (b) Financial administration of the TIRExB and the TIR secretariat
 - (i) Information on the final accounts for the year 2005
 - (ii) Budget and cost plan for the year 2006
 - (iii) Audit by the UN Board of Auditors
 - (iv) Alternative sources of funding for the TIRExB and the TIR secretariat
5. Authorization for printing and distribution of TIR Carnets and the organization and functioning of the guarantee system
6. Authorization for the conclusion of an Agreement between the UNECE and the IRU
7. Revision of the Convention
 - (a) Implementation of Phase I of the TIR revision process
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 - (a) Comments adopted by the UNECE Working Party on Customs Questions affecting Transport (WP.30)
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11. Other business
 - (a) Date of next session
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12. Adoption of the report

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Annex 1: Contracting Parties to the TIR Convention, 1975, countries with which a TIR transit operation can be established and national associations

Annex 2: Introduction of the HS Code of Goods in the TIR Carnet – Draft Recommendation

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II. EXPLANATORY NOTES

The UNECE Working Party on Customs Questions affecting Transport (WP.30) will hold its one-hundred-and-twelfth session in conjunction with the present session of the Administrative Committee from 30 January to 3 February 2006. The agenda for the meeting is contained in document TRANS/WP.30/221 and may be obtained directly from the UNECE secretariat or from the UNECE TIR web site (<http://tir.unece.org>). Representatives of Contracting Parties to the TIR Convention, 1975, are strongly recommended to participate also in the sessions of the Working Party.

It is recalled that, according to Annex 8, Article 6 of the TIR Convention, 1975, "a quorum consisting of not less than one third of the States which are Contracting Parties is required for the purposes of taking decisions." As of 1 December 2005 the number of Contracting Parties to the Convention is sixty-five.

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III. ANNOTATIONS TO THE PROVISIONAL AGENDA

1. ADOPTION OF THE AGENDA

Documentation: TRANS/WP.30/AC.2/78; TRANS/WP.30/AC.2/69/Corrs.2 and 3.

The Administrative Committee may wish to consider and adopt the agenda of its present session as prepared by the UNECE secretariat (TRANS/WP.30/AC.2/78).

The Committee may wish to recall that, at its thirty-eighth session, it decided to postpone the consideration of the question of the appointment of the TIR Secretary based on the report of its thirty-fourth session. The Committee may wish to consider documents TRANS/WP.30/AC.2/69/Corrs.2 and 3, containing corrigenda to the report.

2. ELECTION OF OFFICERS

In accordance with Annex 8, Article 3 of the Convention and in line with established practice, the Administrative Committee may wish to elect a Chairman and a Vice-Chairman.

3. STATUS OF THE TIR CONVENTION, 1975

Documentation: TRANS/WP.30/AC.2/69.

The Committee will be informed of the situation concerning the geographical scope and the number of Contracting Parties to the TIR Convention, 1975. An up-to-date list of Contracting Parties to the Convention as well as of countries in which a TIR transit operation can be established is contained in the annex 1 to this agenda and is also available on the UNECE TIR web site (<http://tir.unece.org>). Contracting Parties may wish to verify these listings. Annex 1 also contains a list of national associations issuing and guaranteeing TIR Carnets.

Detailed information on the status of the Convention as well as on the various Depositary Notifications is available on the UNECE TIR web site (<http://tir.unece.org>).

4. ACTIVITIES AND ADMINISTRATION OF THE TIR EXECUTIVE BOARD (TIRExB)

(a) Activities of the TIRExB

(i) Report by the Chairman of the TIRExB

Documentation: **ECE/TRANS/WP.30/AC.2/2006/1.**

In accordance with Annex 8, Article 11, paragraph 4 of the Convention and in line with the decision of the Administrative Committee (TRANS/WP.30/AC.2/55, paras. 14-15), the UNECE secretariat has reproduced the report of the twenty-sixth session of the TIRExB held in May 2005 information and endorsement by the Administrative Committee (ECE/TRANS/WP.30/AC.2/2006/1).

Further information on recent activities of the TIRExB and the TIR secretariat as well as on the considerations and decisions taken at the twenty-seventh session (November 2005) of the TIRExB will be provided by the Chairman of the TIRExB during the session.

The Administrative Committee may wish to consider these reports and the supplementary information and provide guidance on future activities and priorities of work of the TIRExB.

(ii) Identification (ID) number of the TIR Carnet holder and access to the International TIR Data Bank (ITDB)

Documentation: **ECE/TRANS/WP.30/AC.2/2006/2; TRANS/WP.30/AC.2/2005/9; TRANS/WP.30/AC.2/2005/8; TRANS/WP.30/AC.2/2005/7; TRANS/WP.30/AC.2/2004/17; TRANS/WP.30/AC.2/2003/2; TRANS/WP.30/AC.2/2001/13.**

The Administrative Committee will be informed by the TIR Secretary on the current operation of the ITDB and on progress made in providing on-line access to authorized Customs TIR Focal Points for inquiry procedures.

The ITDB contains at present almost 40,000 persons/companies authorized by national Customs authorities to utilize the TIR procedure. It also contains information on persons excluded from the TIR procedure in accordance with Article 38 of the Convention. The requested data are provided, for the time being, only to Customs TIR Focal Points either through traditional inquiry methods such as letter of fax or through ITDB Online. In this context the Committee may wish to be informed about the use of ITDB Online.

The Administrative Committee may wish to recall that, at its previous sessions, it had urged all Contracting Parties to respect the provisions of Annex 9, Part II, paras. 4 and 5 of the Convention concerning transmission of ITDB data with a view that the ITDB becomes a value added tool for Customs authorities (TRANS/WP.30/AC.2/77, para. 15). In this context, the Committee may wish to be informed of the status of the transmission of data to the ITDB as well as the status of transmission of statutory information concerning insurance contracts which is required at the beginning of each calendar year.

The Administrative Committee may also wish to recall that, at its thirty-eighth session, it had considered document TRANS/WP.30/AC.2/2005/3, prepared by the secretariat, containing proposals for (a) opening up the access to the ITDB to Customs officials other than the TIR Customs Focal Points and (b) providing additional information contained in the ITDB, such as information on exclusions and withdrawals. The Committee, after in-depth discussions, decided, for the time being, to continue to restrict the access to TIR Customs Focal Points. The Committee may wish to revert to considering this issue.

The Committee, at its thirty-eighth session, furthermore, decided to provide additional information on the status of authorizations, except exclusions, of TIR Carnet Holders in addition to the contact information already provided. Bearing in mind the issue of data protection, which is applicable in many countries, in particular in relation to establishing “black lists”, the Committee requested the secretariat to study in further detail the issue of providing information to TIR Customs Focal Points concerning exclusion of TIR Carnet Holders from the TIR procedure. Contracting Parties were requested to inform the secretariat of specific concerns that they may have in this context. The Committee, at its thirty-ninth session, considered document TRANS/WP.30/AC.2/2005/8, prepared by the secretariat, containing considerations concerning the issue of utilizing information concerning exclusions according Article 38 of the Convention. The Committee may now wish to consider document ECE/TRANS/WP.30/AC.2/2006/2, prepared by the secretariat, containing the views of the United Nations Office of Legal Affairs on the issue as well as proposals for including exclusions in the information contained in the ITDB.

Finally, the Administrative Committee may wish to recall that, at its thirty-ninth session, it had postponed the discussion of document TRANS/WP.30/AC.2/2005/9, prepared by the secretariat containing a feasibility study of the possibilities to enable Customs authorities to update their “own” data online in ITDB since the document had only been made available recently. The Committee may wish to consider the document.

(iii) National and regional TIR workshops and seminars

The Administrative Committee will be informed about a national TIR seminar organized in Almaty (Kazakhstan) by the TIR secretariat, in November 2005 as well as other activities. The Committee will also be informed about planned seminars.

(b) Financial administration of the TIRExB and the TIR secretariat

(i) Information on the final accounts for the year 2005

In accordance with Annex 8, Article 11, paragraph 4 of the Convention, the TIRExB shall submit audited accounts to the Administrative Committee at least once a year or at the request of the Administrative Committee.

In order to provide full transparency about the functioning and financing of the TIRExB and the TIR secretariat, the UNECE secretariat has provided the Administrative Committee, at its thirty-seventh session (TRANS/WP.30/AC.2/79, paras. 23-25), with an overview of the financial situation of the TIRExB and the TIR secretariat as of 30 July 2004 together with an estimate on the expenses foreseen for the remainder of 2005 (TRANS/WP.30/AC.2/2005/11).

The UNECE secretariat will endeavour to transmit an advance report (Informal Document) on the final accounts of the TIRExB for 2005 to the present session of the Administrative Committee for approval in principle. If the competent Finance Services of the United Nations will not be able to formally finalize the accounts for 2005 by the time the Administrative Committee meets in February 2006, the report on the complete and final accounts will be transmitted, as in the past, to the session of the Administrative Committee in September 2006 for formal approval.

(ii) Budget and cost plan for the year 2006

Documentation: TRANS/WP.30/AC.2/2005/14.

The Administrative Committee may wish to recall that the budget and cost plan for the operation of the TIRExB and the TIR secretariat for the year 2006 has been approved by the Administrative Committee at its thirty-ninth session on the basis of a proposal made by the TIR Secretary (TRANS/WP.30/AC.2/79, paras. 26-27; TRANS/WP.30/AC.2/2005/14). The Committee may wish to be informed about the transfer of the required funds for the operation of the TIRExB and the TIR secretariat for the year 2006 by the IRU to the TIR Trust Fund.

(iii) Audit of the UN Board of Auditors

The Administrative Committee may wish to recall that, at its thirty-ninth, it had been informed that the UNECE, including the UNECE Transport Division and all its sub-programmes in the spring of 2005 have been the object of an audit by the external auditors of the United Nations. The results of the audit and the recommendations are contained in a Management Letter, issued on 5 May 2005 to the UNECE Executive Secretary.

The Recommendations of the Board of Auditors to the UNECE are the following:

- Budget: improve budget forecasting for the TIRExB and the TIR secretariat in order to reflect more precisely the resource requirement of the UNECE.
- TIR carnet distribution: review all available data on TIR carnet distribution, and establish a proper statistical and monitoring mechanism.
- Oversight: launch a thorough internal audit of the implementation of the UNECE-IRU Agreement, after securing full access to all available data.
- Long-term perspectives: review, in light of an appropriate internal audit, the long-term perspectives for the UNECE-IRU Agreement.
- Premises: consider invoicing the Trust fund for premises and staff training, as budgeted.
- Agreement with IRU: formalize an agreement with IRU in order to obtain audited data on the amounts of fund levied from the distribution of TIR carnets.
- Oversight: further revise its agreement with IRU in order to provide United Nations auditors and investigators with full access to all Convention-related IRU offices, financial and statistical data, and to ascertain that IRU receive and provide appropriate audited data from all implementing partners involved in financial transactions related to the TIR carnets distribution.

Comprehensive review: review the relevance of continuing their involvement in the financial management of the carnets related to the Transports Internationaux Routiers Agreement.

The UNECE immediately after the issue of the report has started implementing the recommendations. As a result, the budget proposal and cost plan for the year 2006 have been brought into line with the auditors' recommendations with a view to more precisely reflecting the

resource requirements and the reporting requirements and also to include budget lines for training etc.

In relation to implementing the recommendations concerning providing more transparency concerning the funds levied from the distribution of TIR Carnets and the related financial data, the UNECE, as a step towards the full implementation has agreed with the IRU that the elected external auditor of the IRU, on an annual basis, carry out an audit of the IRU accounts related to the transfer of funds and collection of amounts for the operation of the TIRExB and the TIR secretariat and provide the UNECE with an audit certificate concerning the IRU funds. As a result, wording has been included in Annex 3 of the UNECE-IRU Agreement and Guidelines and Terms of Reference for the audit have been concluded. It is the intention that the IRU external auditor, after the end of the calendar year 2006, will issue an audit certificate providing the required information.

However, the UN Board of Auditors has clearly informed the UNECE that they only consider the above measures as a step towards the full implementation of the auditor's recommendations. Therefore, the UNECE is intent on continuing its negotiations with the IRU and seeking a resolution that will satisfy the UN Board of Auditors.

The Committee may wish to be informed in further detail about the status of the negotiations and to recommend the measures that the UNECE secretariat should take in this context. In this connection, the Committee may also wish to take into consideration the decision taken as part of the UNECE review to strengthen the transparency in the TIR system.

(iv) Alternative sources of funding for the TIRExB and the TIR secretariat

The Administrative Committee may wish to recall that, at its thirty-ninth session, it had been informed about the outcome of the UNECE review and the proposals that relate to the UNECE Transport Division, including the recommendations to strengthen the activities of the UNECE work on border crossing facilitation and the TIR Convention. The Committee had decided to recommend that all delegations, through their relevant channels, including their representations in Geneva, express strong support for the proposals presented by the negotiation group. In addition, delegates are urged to emphasize the importance of providing the necessary resources for the strengthening of the border crossing and TIR activities with a view to bringing as many of the posts of the TIR secretariat as possible into the regular budget of the UNECE (TRANS/WP.30/AC.2/79, para. 33).

The Administrative Committee may wish to be informed about the developments in this field.

5. AUTHORIZATION FOR PRINTING AND DISTRIBUTION OF TIR CARNETS AND THE ORGANIZATION AND FUNCTIONING OF THE GUARANTEE SYSTEM

In accordance with Annex 8, Article 10 (b) of the Convention, the TIRExB shall supervise the centralized printing and distribution to the associations of TIR Carnets which may be performed by an agreed international organization as referred to in Article 6 of the Convention. At its twenty-sixth session, the Administrative Committee had decided on the following procedure and conditions in this respect:

The Administrative Committee may recall that, at its thirty-ninth session, it had been informed by the secretariat that the requested changes to the UNECE-IRU Agreement had been introduced, which the Committee adopted at its thirty-eighth session. Furthermore, provisions had been added to Annex 3 of the Agreement concerning the external audit of the IRU. As a result the UNECE-IRU Agreement had been provisionally signed awaiting the decision by the TIR Administrative Committee concerning the budget of the TIRExB and the TIR secretariat for 2006.

The Administrative Committee may wish to recall that, in accordance with Article 6, paragraph 2bis of the Convention entering into force on 12 May 2002, an international organization, as referred to in Article 6, paragraph 2 of the Convention, shall be authorized by the Administrative Committee to take on responsibility for the effective organization and functioning of an international guarantee system provided it accepts this responsibility.

In view of the above and taking into account the discussions under point 3 (iii) of this agenda concerning the implementation of the Recommendations of the UN Board of Auditors, the Administrative Committee may wish to consider the authorization of the IRU to centrally print and distribute TIR Carnets and to organize the functioning of the guarantee system for the period 2007-2011 inclusive.

6. AUTHORIZATION FOR THE CONCLUSION OF AN AGREEMENT BETWEEN THE UNECE AND THE IRU

The Committee, based on its considerations under point 4 of the agenda, may wish to consider providing the secretariat with the mandate to negotiate the revision of the UNECE-IRU Agreement with a view to implementing the Recommendations of the UN Board of Auditors and the decisions of the TIR Administrative Committee.

7. REVISION OF THE CONVENTION

(a) Implementation of Phase I of the TIR revision process

The Administrative Committee may wish to continue its exchange of views about possible difficulties that may arise in the application of the provisions that have come into force under Phase I of the TIR revision process, particularly with regard to controlled access to the TIR procedure in accordance with Annex 9, Part II of the Convention (ECE/TRANS/17/Amend.19/Rev.1).

(b) Implementation of Phase II of the TIR revision process

The Administrative Committee may wish to be informed by Contracting Parties to the Convention about their implementation of the provisions under Phase II of the TIR Revision process.

(c) Preparation of Phase III of the TIR revision process

The Working Party may wish to consider the Recommendation, contained in Annex 2 to the present agenda, on the use of the HS Code in the TIR Carnet, which the Working Party, at its one-hundred-and-eleventh session, had agreed to transmit for consideration by the Committee at its present session. In relation to the application of the Recommendation, the Committee may wish to note that the Working Party was of the view that, notwithstanding the apparent practice by operators to sign the Yellow Page not-for Customs-use, which is contained in the TIR Carnet, this page is not intended for Customs use. The Committee may also wish to note that the Turkish delegation had reserved its position, which is to be confirmed in writing, with regard to the draft Recommendation.

The Committee may wish to adopt the Recommendation.

The Administrative Committee may wish to be informed about progress made in the preparation of Phase III of the TIR revision process within the UNECE Working Party (WP.30) (TRANS/WP.30/208, paras. 26-30), in particular its ad hoc Group of Experts on the Computerization of the TIR procedure, as well as its ad hoc Expert Group on Revision of the Convention.

The Administrative Committee may wish to provide guidance on the approach and working methods to be taken in order to arrive at tangible solutions in due course. In this context the Committee may, in particular, wish to consider and endorse the reference model for part I of

the eTIR project as contained in document TRANS/WP.30/AC.2/2005/18, which it had not been able to consider at its last session as the document was not available in all official languages.

8. APPLICATION OF THE CONVENTION

(a) Comments adopted by the UNECE Working Party on Customs Questions affecting Transport (WP.30)

At the present time, there are no comments for adoption by the Administrative Committee.

(b) Comments adopted by the TIR Executive Board (TIRExB)

No comments have been transmitted by the TIRExB for endorsement by the Administrative Committee.

9. CONSOLIDATED TEXT OF THE TIR CONVENTION

Documentation: TRANS/WP.30/AC.2/2005/16.

The Administrative Committee may wish to recall that, at its thirty-ninth session, it had considered document TRANS/WP.30/AC.2/2005/16, prepared by the secretariat, containing a consolidated version of the Convention, elaborated at the proposal of the European Community. The representative of the European Community had informed the Committee that the European Community would now begin its internal procedures in order to reach a common position on the adoption of the document. The Committee decided to revert to the document at its next session. (TRANS/WP.30/AC.2/79, para. 45).

The Committee may wish to consider the issue again.

10. TIR HANDBOOK

Documentation: TIR Handbook 2005.

The TIR Handbook contains the text of the Convention and its Annexes, including the amendments to the Convention and Explanatory Notes, as well as all relevant comments adopted by the Working Party, the Administrative Committee and the TIRExB.

The Handbook in the Arabic, Chinese, English, French, Russian and Spanish language versions have been updated in 2005 and are available both in hard copy and in electronic version.

The last version of the TIR Handbook in Arabic, Chinese, English, French, Russian and Spanish can be viewed and downloaded from the UNECE TIR web site in these languages (<http://tir.unece.org>).

11. OTHER BUSINESS

(a) Date of next session

In accordance with the decisions of the Administrative Committee (TRANS/WP.30/AC.2/57, para. 44; TRANS/WP.30/AC.2/53, para. 44), the UNECE secretariat has made the necessary arrangements to hold the forty-first session of the Administrative Committee on 28 and 29 September 2006.

The Administrative Committee may wish to confirm the date of this forty-first session.

(b) Restriction on the distribution of documents

The Administrative Committee may wish to decide on whether there should be any restriction with respect to the distribution of documents issued in connection with its current session.

12. ADOPTION OF THE REPORT *

In accordance with Annex 8, Article 7 of the Convention, the Administrative Committee will adopt the report on its fortieth session on the basis of a draft prepared by the UNECE secretariat. Given the present resource restrictions with regard to translation facilities, parts of the final report may not be available at the end of the session for adoption in all working languages.

* The reading of the report will take place on the 3 February 2006.

Annex 1

<u>Contracting Parties</u>	<u>Countries with which a TIR transit operation can be established</u> *	<u>National associations</u> **
Afghanistan	-	-
Albania	Albania	ANALTIR
Algeria	-	-
Armenia	Armenia	AIRCA
Austria	Austria	AISÖ
Azerbaijan	Azerbaijan	ABADA
Belarus	Belarus	BAIRC
Belgium	Belgium	FEBETRA
Bosnia and Herzegovina	-	-
Bulgaria	Bulgaria	AEBTRI
Canada	-	-
Chile	-	-
Croatia	Croatia	TRANSPORTKOMERC
Cyprus	Cyprus	TDA
Czech Republic	Czech Republic	CESMAD BOHEMIA
Denmark	Denmark	DTL
Estonia	Estonia	ERAA
Finland	Finland	SKAL
France	France	AFTRI
Georgia	Georgia	GIRCA
Germany	Germany	BGL - AIST
Greece	Greece	OFAE
Hungary	Hungary	ATRH
Indonesia	-	-
Iran (Islamic Republic of)	Iran (Islamic Republic of)	ICCIM
Ireland	Ireland	IRHA
Israel	Israel	IRTB
Italy	Italy	UICCIAA
Jordan	Jordan	RACJ
Kazakhstan	Kazakhstan	KAZATO
Kuwait	Kuwait	KATC
Kyrgyzstan	Kyrgyzstan	KYRGYZ AIA
Latvia	Latvia	LA
Lebanon	Lebanon	CCIAB

* Based on information provided by the IRU.

** For details, refer to the International Directory of TIR Focal Points administered by the UNECE secretariat (<http://www.unece.org/trans/bcf/tir/focal/tirfocalpoints.htm>). The access to the web site is restricted and only open for TIR Focal Points.

Lithuania

Lithuania

LINAVA

<u>Contracting Parties</u>	<u>Countries with which a TIR transit operation can be established</u> *	<u>National associations</u> **
Luxembourg	Luxembourg	FEBETRA
Malta	Malta	ATTO
Mongolia	Mongolia	NARTAM
Morocco	Morocco	AMTRI
Netherlands	Netherlands	SCT/TLN - KNV - EVO/SIEV
Norway	Norway	NLF
Poland	Poland	ZMPD
Portugal	Portugal	ANTRAM
Republic of Korea	-	-
Republic of Moldova	Republic of Moldova	AITA
Romania	Romania	UNTRR - ARTRI
Russian Federation	Russian Federation	ASMAP
Serbia and Montenegro	Serbia and Montenegro	CCIS-ATT
Slovakia	Slovakia	CESMAD SLOVAKIA
Slovenia	Slovenia	GIZ INTERTRANSPORT
Spain	Spain	ASTIC
Sweden	Sweden	SA
Switzerland	Switzerland	ASTAG
Syrian Arab Republic	Syrian Arab Republic	SNC ICC
Tajikistan	Tajikistan	ABBAT
The former Yugoslav Republic of Macedonia	The former Yugoslav Republic of Macedonia	AMERIT
Tunisia	Tunisia	CCIT
Turkey	Turkey	UCCET
Turkmenistan	Turkmenistan	THADA
Ukraine	Ukraine	AIRCU
United Kingdom	United Kingdom	RHA - FTA
United States of America	-	-
Uruguay	-	-

* Based on information provided by the IRU.

** For details, refer to the International Directory of TIR Focal Points administered by the UNECE secretariat (<http://www.unece.org/trans/bcf/tir/focal/tirfocalpoints.htm>). The access to the web site is restricted and only open for TIR Focal Points.

Uzbekistan
European Community

Uzbekistan

AIRCUZ

Annex 2

INTRODUCTION OF THE HS CODE OF GOODS IN THE TIR CARNET

**Draft Recommendation adopted by the
Administrative Committee for the TIR Convention, 1975,**

on ...

The Administrative Committee,

Stressing the need for the application of effective risk management and risk assessment measures with regard to goods in transit;

Bearing in mind that a TIR transport is often preceded by an exportation declaration containing the commodity code of the goods made in accordance with the International Convention on the Harmonized Commodity Description and Coding System (the so-called HS code);

Recognizing the importance of the twin objective of identifying those goods that may pose a security risk and of facilitating the movement of other goods;

Convinced that, where access to the HS code is possible, its use in the TIR Carnet in addition to a plain language description of the goods could contribute to this objective;

Considering also that the inclusion of the HS code in the TIR Carnet would also facilitate electronic data processing;

Recognizing that relevant amendments to the TIR Convention being prepared under Phase III of the TIR revision process may take some time to enter into force;

1. Decides to recommend that TIR Carnet holders or any other persons filling-in the TIR Carnet on their behalf are to indicate the HS code of the goods under box 10 of the goods manifest on the voucher not for Customs use (yellow page) of the TIR Carnet, in addition to a plain language description of the goods;

2. Urges the Customs authorities at the Customs office of departure to check, where applicable, whether the HS code shown on the goods manifest tallies with the HS code shown on the export Customs declaration and/or other commercial or transport documents.

If the TIR Carnet has been accepted by the Customs office of departure without indication

of the HS code, the HS code should not be required either by subsequent Customs offices en route or by Customs offices of destination.

The absence of the HS code of the goods in the TIR Carnet shall not lead to delays during a TIR transport and shall not be an obstacle to the acceptance of TIR Carnets. The absence of the HS code shall not be considered as an infringement of the Convention and shall not lead to any liabilities of the TIR Carnet holder.

The same shall apply in those cases where the Customs authorities suspect that the HS code may be incorrect or where there are inconsistencies between the plain language description of the goods and the HS code.

Without prejudice to Article 8 paragraph 6 of the TIR Convention, the plain language description of the goods will be deemed to be correct in cases where there is an inconsistency between the plain language description and the description indicated by the HS code.

The practical application of this Recommendation shall be reviewed 12 months following the date of entry into force with a view to ensuring that it meets its objectives.

The present Recommendation will come into effect on

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Title of the Conference

UNECE - Administrative Committee for the TIR Convention, 1975, 40th session

Delegation/Participant of Country, Organization or Agency

Participant

Family Name

First Name

Mr.

Mrs.

Ms

Date Of Birth

 / /

(DD/MM/YYYY)

Participation Category

Head of Delegation Members	<input type="checkbox"/>	Observer Organization	<input type="checkbox"/>	Participating <u>From / Until</u>
Delegation Member	<input type="checkbox"/>	NGO (ECOSOC Accred.)	<input type="checkbox"/>	From 2 February 2006
Observer Country	<input type="checkbox"/>	Other (Please specify below)	<input type="checkbox"/>	Until 3 February 2006

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<input type="text"/>		
Address in Geneva		
<input type="text"/>		
Email Address		
<input type="text"/>		

On Issue of ID Card

Participant Signature

Date

Participant photograph if form is sent in advance of the conference date.

Please PRINT your name on the reverse side of the photograph

PLEASE NOTE ONLY CERTAIN CONFERENCES REQUIRE A PHOTO, IF YOU ARE NOT ASKED TO PROVIDE ONE BY THE CONFERENCE STAFF YOUR CONFERENCE IS NON PHOTO

Security Use Only

Card N°. Issued

Initials, UN Official

Security Identification Section

Open 0800 – 1700 non stop

