UN border crossing facilitation agreements

Developments, amendments, challenges

Claudia Gross, Legal Officer, TIR Secretariat / 4 July 2017



Overview



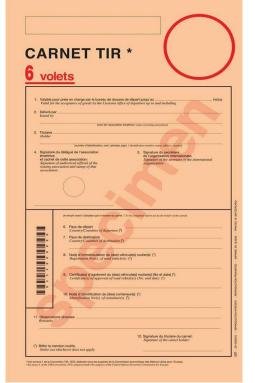
- TIR Convention, 1975
- Harmonization Convention, 1982
- Temporary Importation Convention for Private Vehicles, 1954
- Temporary Importation Convention for Commercial Vehicles, 1956

TIR Convention



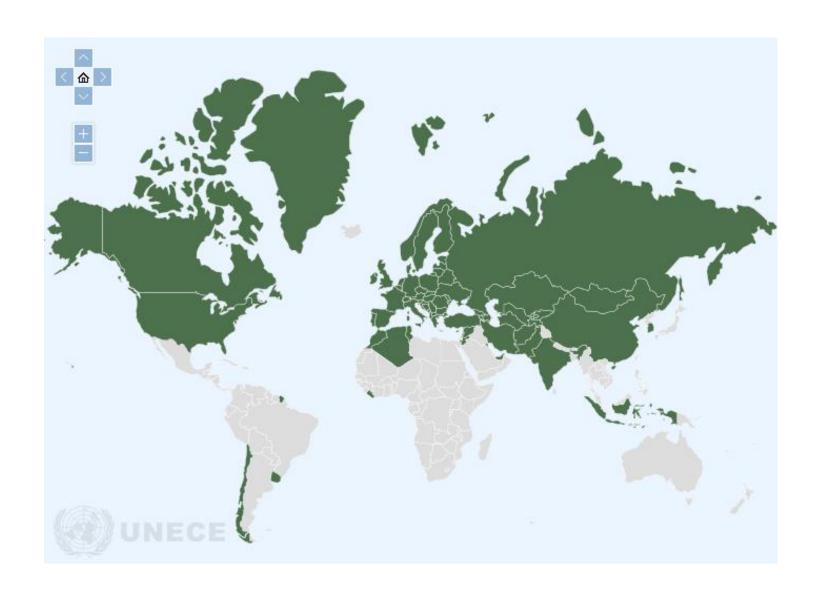
- Only existing & operational global customs transit system
- Administered under UNECE auspices
- 71 Contracting Parties (recent: India, Pakistan & China)
- Border crossing facilitation: internationally recognized & harmonized procedure with a single internationally valid customs document & guarantee
- Effective revenue protection & security
 - ⇒ No without excessive administrative burden (Customs)
 - ⇒ No time/cost losses for operators







TIR Convention: Geographical scope





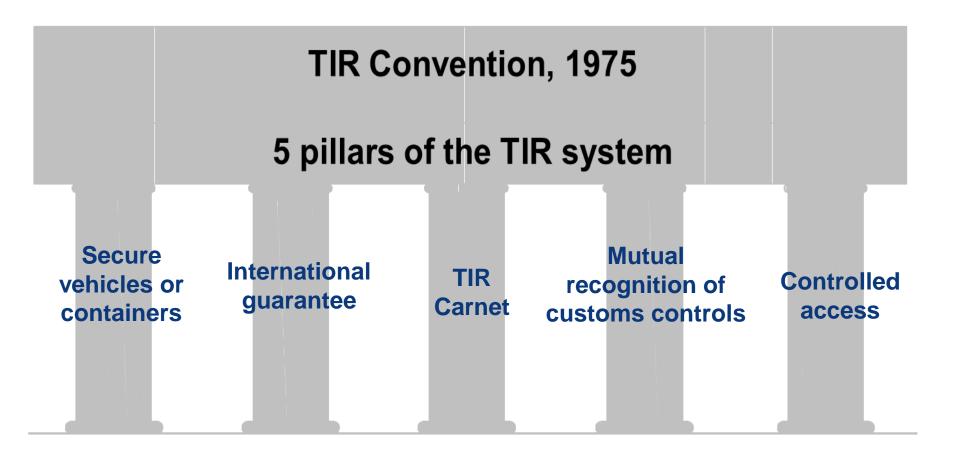
TIR Convention: Contracting Parties

71 Contracting Parties from 4 continents:

Afghanistan, Albania, Algeria, Armenia, Austria, Azerbaijan, Belarus, Belgium, Bosnia and Herzegovina, Bulgaria, Canada, Chile, China, Croatia, Cyprus, Czech Republic, Denmark, Estonia, European Union, Finland, France, Georgia, Germany, Greece, Hungary, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Jordan, Kazakhstan, Kuwait, Kyrgyzstan, Latvia, Lebanon, Liberia, Lithuania, Luxembourg, Malta, Mongolia, Montenegro, Morocco, Netherlands, Norway, Pakistan, Poland, Portugal, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, Syrian Arab Republic, Tajikistan, the former Yugoslav Republic of Macedonia, Tunisia, Turkey, Turkmenistan, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Uzbekistan.



TIR Convention: The 5 Pillars



TIR Convention: Developments The eTIR project - Computerization



2 Expert Groups: technical & legal

1. Expert Group on Conceptual and Technical Aspects of Computerization of the TIR Procedure (GE.1)





eTIR Reference Model – Version 4.1a (EN 🎤/ FR 🎤/ RU 🔑)

The reference Model contains the full description of the TIR Procedure Computerization Project. This document is intended to facilitate the work of the Informal ad hoc Expert Group on Conceptual and Technical Aspects of Computerization of the TIR Procedure and to provide modelling support.

- eTIR pilot projects
- Georgia-Turkey
- Iran-Turkey

TIR Convention: Amendments The eTIR project - Computerization



2 Expert Groups: technical & legal

2. Group of Experts on Legal Aspects of Computerization of the TIR Procedure (GE.2)



Amendments to the main body of the Convention

Definition of the eTIR procedure

Reservation

Special Amendment Procedure

Technical implementation body (TIB)

TIR Convention: Development The eTIR project - Computerization



2 Expert Groups: technical & legal

2. Group of Experts on Legal Aspects of Computerization of the TIR Procedure (GE.2)

Annex 11

Scope of application definitions

Provisions related to implementation of the eTIR procedure:

Submission of advance cargo information, authentication of holder, fall-back procedure, hosting of the eTIR international system, etc.

TIR Convention: Amendments



WP.30 & AC.2

Package of amendments for adoption



Strengthening
the role of custom
in the application of the TIR
Guarantee system

TIR Convention: Challenges



Financing - Computerization eTIR

Initial development Deployment Maintenance

Per transport



- International Convention on the Harmonization of Frontier Controls of Goods
- 58 Contracting Parties
- Latest accessions: Iran, Tajikistan, Turkmenistan
- Expressed interest to join: Pakistan





58 Contracting Parties:

Albania, Armenia, Austria, Azerbaijan, Belarus, Belgium, Bosnia and Herzegovina, Bulgaria, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Estonia, European Union, Finland, France, Georgia, Germany, Greece, Hungary, Iran (Islamic Republic of), Ireland, Italy, **Jordan**, Kazakhstan, Kyrgyzstan, Lao People's Democratic Republic, Latvia, Lesotho, Liberia, Lithuania, Luxembourg, Mongolia, Montenegro, **Morocco**, Netherlands, Norway, Poland, Portugal, Republic of Moldova, Romania, Russian Federation, Serbia, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Tajikistan, the former Yugoslav Republic of Macedonia, **Tunisia**, Turkey, Turkmenistan, Ukraine, United Kingdom of Great Britain and Northern Ireland, Uzbekistan.



Facilitate x-border transport of goods

through nationally coordinated, internationally harmonized, shorter, reduced formalities & controls of goods at borders

It covers:

- All goods moved across borders (exported, imported or in transit)
- All control services
- All modes of transport
- Specific provisions for certain transport modes and goods
- Also addresses certain issues with regard to vehicles and drivers
- Integrated operational annexes are included, such as Annex 8 for road, Annex 9 for rail





A framework that enables:

- Harmonization of formalities
- Reduction of the number and duration of controls
- Standardization of documentation
- Co-ordination of national and international control procedures

Leading to Reduction of:

- Border delays
- Transport cost
- Trade transaction cost
- Border operating costs for State budget

Resulting in:

More efficient investments in border facilities



 Framework providing for a high degree of flexibility in organizing national and international cooperation

No universal 'one size fits all' solution

Examples of best practice are essential

Harmonization Convention, 1982 Developments



Proposal for a new

Annex on seaports

Harmonization Convention: Challenges



mple

Biennial survey (pursuant to Annex 8)





- > Int'l Vehicle Weight Certificate
- > Int'l Weighing Stations

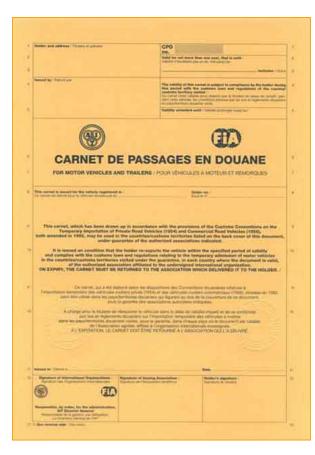
Customs Conventions on Temporary Importation of Private/Commercial Road Vehicles (1954 and 1956)

Objective

- To facilitate temporary admission of road vehicles by non-residents
- Through agreed procedures & in cooperation with road users associations, AIT/FIA
- Single int'l customs document Carnet de Passages en douane (CPD)

Benefits

- Internationally agreed procedure
- No payment of vehicle import taxes
- Shorter border delays, lower travel costs



Customs Convention on Temporary Importation of Private Vehicles, 1954





Customs Convention on Temporary Importation of Private Vehicles, 1954

80 Contracting Parties:

Albania, **Algeria**, Australia, Austria, Barbados, Belgium, Bosnia and Herzegovina, Bulgaria, Canada, Central African Republic, Chile, Costa Rica, Croatia, Cuba, Cyprus, Denmark, Ecuador, Egypt, El Salvador, European Union, Fiji, Finland, France, Germany, Ghana, Haiti, Hungary, India, Iran (Islamic Republic of), Ireland, Israel, Italy, Jamaica, Japan, Jordan, Liberia, Lithuania, Luxembourg, Malaysia, Mali, Malta, Mauritius, Mexico, Montenegro, **Morocco**, Nepal, Netherlands, New Zealand, Nigeria, Norway, Peru, Philippines, Poland, Portugal, Romania, Russian Federation, Rwanda, Saudi Arabia, Senegal, Serbia, Sierra Leone, Singapore, Slovenia, Solomon Islands, Spain, Sri Lanka, Sudan, Sweden, Switzerland, Syrian Arab Republic, the former Yugoslav Republic of Macedonia, Tonga, Trinidad and Tobago, Tunisia, Turkey, Uganda, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America.

Customs Convention on Temporary Importation of Commercial Vehicles





Customs Convention on Temporary Importation of Commercial Vehicles



42 Contracting Parties:

Afghanistan, Algeria, Austria, Azerbaijan, Belgium, Bosnia and Herzegovina, Bulgaria, Cambodia, Croatia, Cuba, Cyprus, Denmark, European Union, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Kyrgyzstan, Lithuania, Luxembourg, Montenegro, Netherlands, Norway, Poland, Portugal, Republic of Moldova, Romania, Saudi Arabia, Serbia, Sierra Leone, Singapore, Slovenia, Spain, Sweden, Switzerland, the former Yugoslav Republic of Macedonia, Turkey, United Kingdom of Great Britain and Northern Ireland, Uzbekistan.

Customs Conventions on Temporary Importation of Private/Commercial Road Vehicles: *Advantages*



For tourism and trade, temporary admission of motor vehicles should best be free of formalities and guarantees

If this is not possible, the CPD can gives advantage to customs/travellers

- Advantages customs: no need for cash deposits and reimbursements formalities, no need to create a national document
- For tourism: CPD eases border crossing procedures and eliminates the need for cash guarantees
- Can also be used even if countries are not Contracting Parties to the Convention

Customs Conventions on Temporary Importation of Private Vehicles (1954): **Challenges**

Example of problems encountered in Euromed countries

Customs authorities don't seem to respect deadlines & procedures

in 1954 Convention

Payment after deadline V Nat'l assoc. are forced to pay





Access to UNECE legal instruments

- Open to all United Nations Member States
- Many non-ECE States are already Parties
- The UN Secretary-General is the depositary
- To become a Party, deposit an instrument with the Secretary-General
- No accession fee



Thank you

Merci

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