

No. 5503

**AUSTRIA, BELGIUM, DENMARK, FRANCE,
FEDERAL REPUBLIC OF GERMANY, etc.**

**Customs Convention concerning spare parts used for repairing
EUROP wagons. Done at Geneva, on 15 January
1958**

Official text: French.

Registered ex officio on 1 January 1961.

**AUTRICHE, BELGIQUE, DANEMARK, FRANCE,
RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE, etc.**

Convention douanière relative aux pièces de rechange utilisées pour la réparation des wagons EUROP. Faite à Genève, le 15 janvier 1958

Texte officiel français.

Enregistrée d'office le 1^{er} janvier 1961.

[TRANSLATION — TRADUCTION]

No. 5503. CUSTOMS CONVENTION¹ CONCERNING SPARE PARTS USED FOR REPAIRING EUROP WAGONS. DONE AT GENEVA, ON 15 JANUARY 1958

The Contracting Parties,

Desiring to facilitate the use of EUROP wagons in traffic between the railway administrations pooling these wagons.

Have agreed as follows:

CHAPTER I

GENERAL PROVISIONS

Article 1

For the purpose of this Convention,

(a) "Import duties and taxes" shall mean Customs duties and all duties and taxes chargeable by reason of importation ;

(b) "EUROP wagons" shall mean wagons pooled under the provisions agreed for that purpose between the railway administrations concerned ;

(c) "Owning administration" shall mean the railway administration which owns the wagons concerned or, in the case of wagons belonging to the European Company

¹ Came into force on 1 January 1961, in accordance with article 6. The following States signed the Convention without reservation of ratification (*) or deposited their instruments of ratification on the dates indicated :

Austria	3 March	1959
Belgium	10 September	1959
Denmark*	5 February	1958
France	19 August	1959
Federal Republic of Germany (with a declaration indicating that the Convention will also apply to <i>Land Berlin</i> as from the day on which it enters into force for the Federal Republic of Germany)	21 October	1960

Italy	8 March	1960
Liechtenstein	7 July	1960
Luxembourg	19 February	1960
Netherlands	7 May	1959
Switzerland (with a declaration indicating that the provisions of the Convention will apply to the Principality of Liechtenstein, so long as it is linked to Switzerland by a customs union treaty)	7 July	1960

to Finance Purchases of Railway Rolling Stock (EUROFIMA)¹, to which the wagons have been made available by hire-purchase or similar means ;

(d) "Using administration" shall mean any other railway administration participating in the EUROP wagon pool on whose network the wagons concerned happen to be.

Article 2

A using administration may fit spare parts from its own stocks on EUROP wagons on condition that :

(a) the internal duties and taxes, and the import duties and taxes if any, have been paid on the parts in the country of the using administration ;

(b) no duties or taxes are refunded nor any other export privileges granted wholly or in part on account of the fitting of the said parts.

Article 3

EUROP wagons repaired by a using administration with spare parts from its own stocks shall not on that account be subject when crossing frontiers to any formality, or duty or tax whatsoever, provided that the cost of fitting the spare parts and of the spare parts themselves is borne by the said using administration.

Article 4

1. If a using administration utilizes spare parts drawn from the stocks of the owning administrations for the repair of EUROP wagons, the said parts shall be admitted temporarily into the country of the using administration without payment of import duties and taxes, always provided that :

(a) The internal duties and taxes, and the import duties and taxes if any, have been paid on the parts in the country of the owning administration ;

(b) No duties or taxes have been refunded nor any other export privileges granted on account of the despatch of the said parts to the using administration.

2. The procedure for this purpose shall be determined by the Customs authorities of the country of the using administration in consultation with that administration.

¹ United Nations, *Treaty Series*, Vol. 378, p. 159.