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REFERENCE: C.N.358.1981.TREATIES-1 (Depositary Notification)

CUSTOMS CONVENTION ON CONTAINERS, 1972  
CONCLUDED AT GENEVA ON 2 DECEMBER 1972

AMENDMENTS PROPOSED BY THE CUSTOMS CO-OPERATION COUNCIL  
TO ANNEXES 4 AND 6 TO THE CONVENTION

The Secretary-General of the United Nations, acting in his capacity as depositary of the Customs Convention on Containers, 1972, concluded at Geneva on 2 December 1972, communicates the following:

In a communication received by the Secretary-General on 12 November 1981, the Secretary-General of the Customs Co-operation Council, in accordance with paragraph 3 of article 22 of the above-mentioned Convention, has transmitted the text of certain amendments to annexes 4 and 6 of the Convention, to be communicated to the Contracting Parties for their acceptance, and to the other States referred to in article 18 for their information.

The said amendments were adopted by the Administrative Committee for the Customs Convention on Containers, 1972, at its first meeting held in Brussels from 11 to 13 May 1981.

The text of the proposed amendments - annex I to the Report of the first meeting of the Administrative Committee for the Convention (Customs Co-operation Council document 27.370), including appendices 1, 2 and 3, as well as annex II to the said Report (which contains no amendments but gives examples of Customs sealing devices which the Committee agreed were satisfactory for the purposes of the Convention) - in the English, French, Russian and Spanish languages is annexed  
..... herewith.

The Report itself has already been circulated by the Customs Co-operation Council.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned



In this connexion, reference is made to the procedure for the amendment of annexes 1, 4, 5 and 6 to the Convention set forth in paragraphs 1 to 7 of article 22, which read as follows:

"1. Independently of the amendment procedure set out in article 21, Annexes 1, 4, 5 and 6 may be amended as provided for in this article and in accordance with the rules of procedure set out in Annex 7.

2. Any Contracting Party shall communicate proposed amendments to the Customs Co-operation Council. The Customs Co-operation Council shall bring them to the attention of the Contracting Parties and of the States referred to in article 18 which are not Contracting Parties, and shall convene the Administrative Committee.

3. Any amendment proposed in accordance with the preceding paragraph or prepared during the meeting of the Committee, and adopted by a two-thirds majority of those present and voting in the Committee, shall be communicated to the Secretary-General of the United Nations.

4. The Secretary-General of the United Nations shall communicate the amendment to the Contracting Parties for their acceptance, and to the States referred to in article 18 which are not Contracting Parties for their information.

5. The amendment shall be deemed to have been accepted unless one-fifth or five of the Contracting Parties, whichever number is less, have notified the Secretary-General of the United Nations, within a period of 12 months from the date on which the proposed modification has been communicated by the Secretary-General of the United Nations to the Contracting Parties, that they object to the proposal. An amendment which is not accepted shall be of no effect whatever.

6. If an amendment is accepted, it shall enter into force, for all Contracting Parties which did not object to the amendment, three months after the expiry of the period of twelve months referred to in the preceding paragraph, or on such later date as may have been determined by the Committee at the time of its adoption. At the time of adoption of an amendment the Committee may also provide that, during a transitional period, the existing Annexes shall remain in force, wholly or in part, concurrently with such amendment.

7. The Secretary-General of the United Nations shall notify the date of the entry into force of the amendment to the Contracting Parties and inform the States, referred to in article 18, which are not Contracting Parties."

It will be noted that the Committee did not avail itself of the rights granted under article 22 (6) to determine a later date for the entry into force of the amendments.

8 December 1961

112 MEMBER STATES plus 6 NON-MEMBERS

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