

UNITED NATIONS  NATIONS UNIES 89/253 CR

POSTAL ADDRESS—ADRESSE POSTALE UNITED NATIONS, N.Y. 10017
CABLE ADDRESS—ADRESSE TELEGRAPHIQUE UNATIONS NEWYORK

REFERENCE: C.N.44.1978.TREATIES-2

28 March 1978

AGREEMENT ON THE INTERNATIONAL CARRIAGE OF PERISHABLE FOODSTUFFS
AND ON THE SPECIAL EQUIPMENT TO BE USED FOR SUCH CARRIAGE (ATP)
DONE AT GENEVA ON 1 SEPTEMBER 1970

OBJECTION BY THE FEDERAL REPUBLIC OF GERMANY TO THE AMENDMENT PROPOSED
BY DENMARK TO ANNEX 3 OF THE AGREEMENT

Sir,

I have the honour, upon instructions from the Secretary-General, to refer to letter C.N.154.1977.TREATIES-3 of 1 June 1977 communicating the text of an amendment proposed by the Government of Denmark to annex 3 of the Agreement on the International Carriage of Perishable Foodstuffs and on the Special Equipment to be used for such Carriage (ATP), done at Geneva on 1 September 1970.

In this connexion, I wish to inform you that, in a communication received on 28 November 1977, the Government of the Federal Republic of Germany, in accordance with paragraph 2 (a) of article 18 of the Agreement, informed the Secretary-General that it objected to the said amendment and that the reasons for the objection would be given separately.

With reference to the above-mentioned communication, the Government of the Federal Republic of Germany, informed the Secretary-General, by communication received on 24 January 1978, of the reasons of its objection, the text of which reads as follows:

"At the 31st session of the Group of Experts on the Transport of Perishable Foodstuffs held from 24 - 27 October 1977 in Geneva, the delegation of the Federal Republic of Germany submitted a compromise proposal on the question of the transport temperature of fresh fish (doc. TRANS/GE.11/9, paras. 48 - 54). At the time, the Danish delegation gave assurances that it would support the German proposal

Sent to the Ministry of Foreign Affairs
of Member States



- 2 -

and indicated that it might withdraw its own proposal, without, however, committing itself as to the latter. This makes the objection against the Danish proposal necessary. Without it, the proposal would enter into force in its present form in accordance with article 18 para 6 ATP.

The transport temperatures in Annex 2 and 3 ATP will be renegotiated at an ad hoc meeting of experts in Geneva from 3 - 5 July 1978 which will also deal with the question of transport temperatures for fish."

Consequently, in accordance with the provisions of article 18, paragraph 4 of the Agreement, the amendment in question is deemed not to have been accepted and shall be of no effect.

Accept, Sir, the assurances of my highest consideration.

A handwritten signature in black ink, appearing to be 'Yuri Rybakov'.

Yuri Rybakov
Director of the Codification Division
in charge of the Office of Legal Affairs

JANUARY 1978

CORRESPONDENCE UNIT

104 MEMBER STATES plus 4 NON-MEMBERS

ENGLISH AND SPANISH

AFGHANISTAN	HONDURAS	PORTUGAL
AUSTRALIA	HUNGARY	QATAR
AUSTRIA	ICELAND	SAMOA
BAHAMAS	INDIA	SAUDI ARABIA
BAHRAIN	INDONESIA	SEYCHELLES
BANGLADESH	IRAQ	SIERRA LEONE
BARBADOS	IRELAND	SINGAPORE
BHUTAN	ISRAEL	SOMALIA
BOLIVIA	JAMAICA	SOUTH AFRICA
BOTSWANA	JAPAN	SPAIN
BRAZIL	JORDAN	SRI LANKA
BURMA	KENYA	SUDAN
BYELORUSSIAN SSR	KUWAIT	SURINAM
CANADA	LESOTHO	SWAZILAND
CHILE	LIBERIA	SWEDEN
CHINA	LIBYAN ARAB JAMAHIRIYA	SYRIAN ARAB REPUBLIC
COLOMBIA	MALAWI	THAILAND
COSTA RICA	MALAYSIA	TRINIDAD AND TOBAGO
CUBA	MALDIVES	TURKEY
CYPRUS	MALTA	UGANDA
CZECHOSLOVAKIA	MAURITIUS	UKRAINIAN SSR
DEMOCRATIC YEMEN	MEXICO	UNION OF SOVIET SOCIALIST REPUBLICS
DENMARK	MONGOLIA	UNITED ARAB EMIRATES
DOMINICAN REPUBLIC	MOZAMBIQUE	UNITED KINGDOM
ECUADOR	NEPAL	UNITED REPUBLIC OF TANZANIA
EL SALVADOR	NETHERLANDS	UNITED STATES OF AMERICA
ETHIOPIA	NEW ZEALAND	VENEZUELA
FIJI	NICARAGUA	YEMEN
FINLAND	NIGERIA	YUGOSLAVIA
GAMBIA	NORWAY	ZAMBIA
GERMAN DEMOCRATIC REPUBLIC	OMAN	
GERMANY (FEDERAL REPUBLIC OF)	PAKISTAN	<u>NON-MEMBER STATES</u>
GHANA	PANAMA	DEMOCRATIC PEOPLE'S REPUBLIC OF KORE
GREECE	PAPUA NEW GUINEA	KOREA (REPUBLIC OF)
GRENADA	PERU	NAURU
GUATEMALA	PHILIPPINES	TONGA
GUYANA	POLAND	

ALSO SENT TO:

INFORMATION COPY SENT TO:

GERMANY, FED. REP. of - ECE

COPY SENT TO:

- 4 Information Centres

- Director, Transport Division, ECE, Geneva, Switzerland

~~Administrative Services~~ - Juriste Principal, Palais des Nations, Geneva, Switzerland