

Adopting UTP

UTP in force

Workshop UTP Rolling Stock – Freight Wagons

Skopje, 26 and 27 May 2010

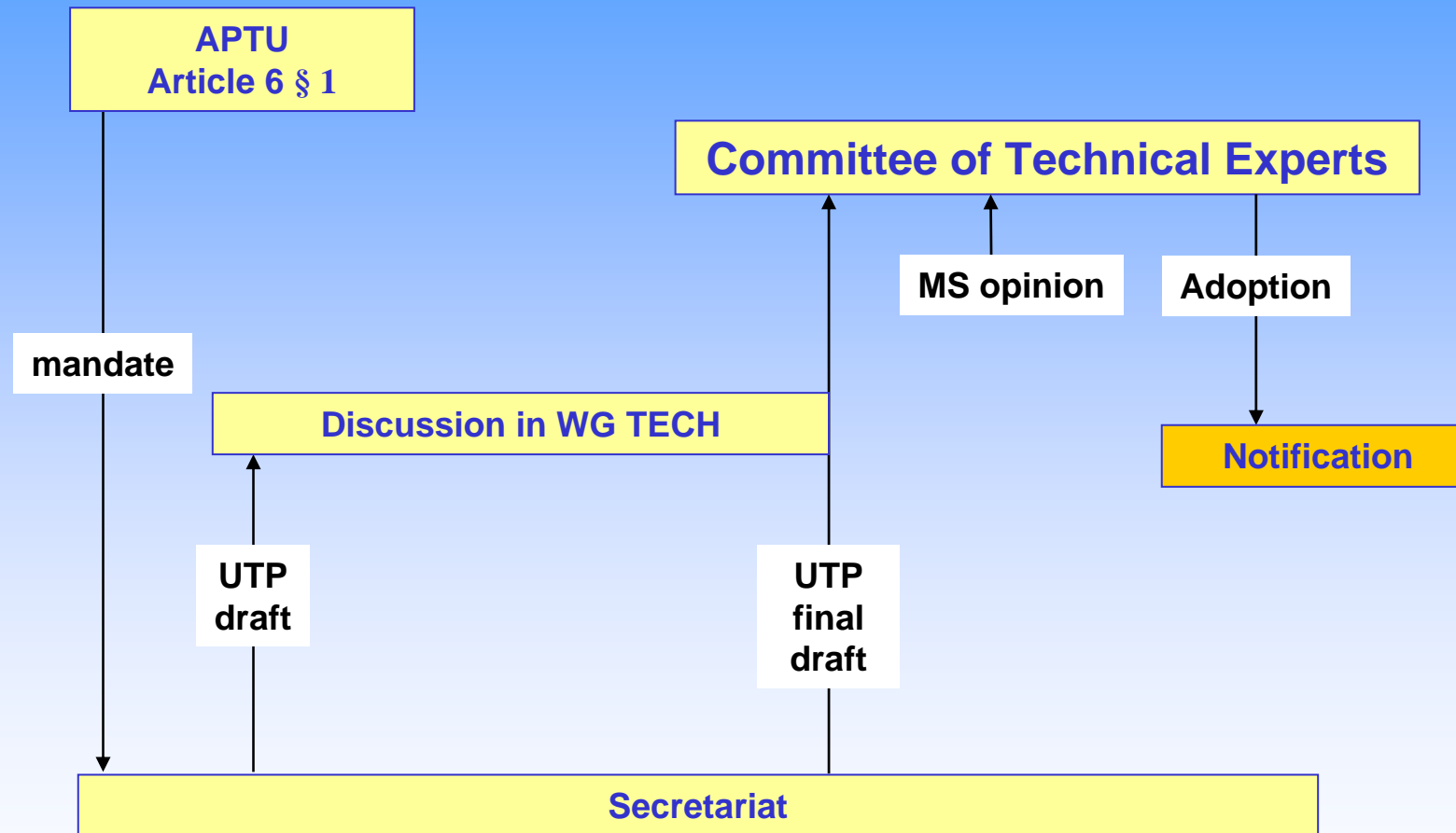
Peter Sorger

OTIF Secretariat

OTIF



From Preparation to Adoption



Voting at CTE, September 2010

46 Member States

- 4 Member States have not ratified COTIF 1999
- 2 Member States with suspended Membership
- 23 Member States with declaration according to Article 42
- 1 Associated Member State
- 1 Member State without voting right (Article 26)



Voting at CTE, September 2010

“Contracting State”

ATMF Article 2, Definitions:

means a Member State of the Organisation which has not made a declaration in respect of these Uniform Rules in accordance with Article 42 § 1, first sentence of the Convention



Voting at CTE, September 2010

Right to Vote **15** Contracting States

Quorum reached

one half Members of CTE with right to vote
represented in the meeting

$15:2 = 7.5$; that means **8** Member States



Voting at CTE, September 2010

Right to Vote **15** Contracting States

Albania, Algeria, Bosnia and Herzegovina,
Croatia, Iran, Liechtenstein, Macedonia,
Monaco, Montenegro, Poland, Switzerland,
Syria, Tunisia, Turkey and Ukraine



Voting at CTE, September 2010

Right to Vote **15** Contracting States

Proposal adopted:

If the number of votes in favour

- Equal to at least one third of Members of the CTE represented at the time of the vote
- Greater than votes against



Proxy

A Member State may be represented by another Member State, provided the Secretary General is notified in writing by the Member State which has appointed the proxy. However, in accordance with Article 16 § 3 of the Convention, a State may not represent more than two other States.

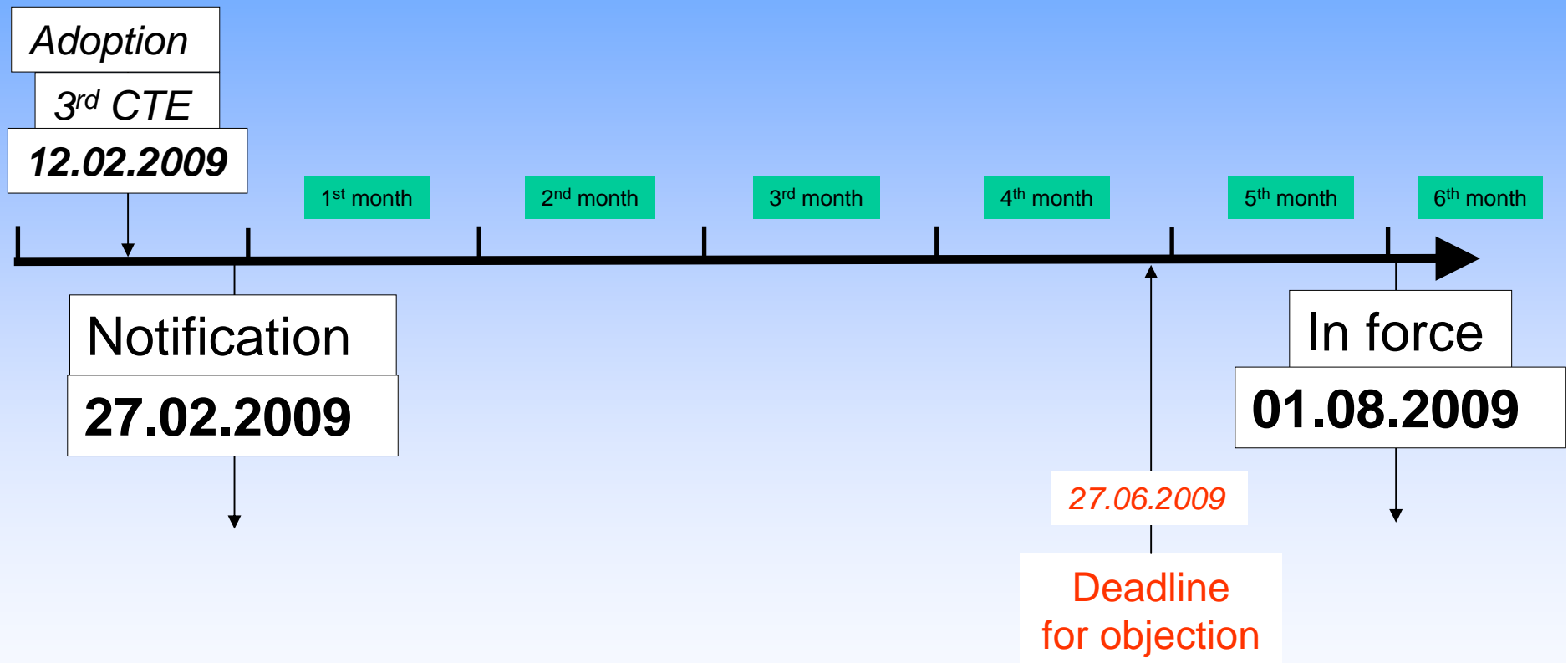
Rules of Procedure of the CTE, Article 3 § 2

From notification to coming into force

- Notification to all Member States (Art 35 § 1)
 - in force on the first day of the sixth month
- Possibility to object (Art 35 § 4)
 - Deadline 4 months from the day of the notification
- One quarter makes objection (3 Contracting States)
 - Modification shall not enter into force



From Notification to coming into force



Consequences of an objection

In the Member States which have formulated objections against a decision within the period allowed, the **application of the Appendix** in question shall be **suspended**, in its entirety, from the moment the decisions take effect, in so far as concerns traffic with and between those Member States

Article 35 § 4