

No. 17961

**GREECE
and
HUNGARY**

**Agreement concerning international transport by road.
Signed at Athens on 18 March 1977**

Authentic text: English.

Registered by Greece on 17 September 1979.

**GRÈCE
et
HONGRIE**

**Accord relatif aux transports internationaux routiers. Signé
à Athènes le 18 mars 1977**

Texte authentique : anglais.

Enregistré par la Grèce le 17 septembre 1979.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE HELLENIC REPUBLIC AND THE GOVERNMENT OF THE HUNGARIAN PEOPLE'S REPUBLIC CONCERNING INTERNATIONAL TRANSPORT BY ROAD

The Government of the Hellenic Republic and the Government of the Hungarian People's Republic, desirous of promoting the carriage of passengers and goods by motor vehicle between, to and from as well as through the two countries, have agreed as follows:

I. PASSENGER TRANSPORT

Article 1. LICENCING REGIME

All passenger transport operations for hire and reward by motor vehicle having more than eight seats in addition to the driver's seat, between, to and from as well as through the two countries, except those specified in article 3, are subject to the licencing régime.

Article 2. REGULAR SERVICES

1. Regular services between the two countries or through the territory of either shall be approved jointly by the competent authorities of the Contracting Parties.

2. Each competent authority shall issue the licence for that portion of the operation which is performed in its territory.

3. The competent authorities shall jointly determine the conditions of issue of the licences, namely the duration of the licence, the frequency of the transport operations, the time-table and the scale of charges to be applied.

4. The application for a licence shall be addressed to the competent authority of the country of registration of the vehicle which, in case the application does not raise objections, shall communicate it to the competent authority of the other Contracting Party.

5. The application shall be furnished with documents containing the necessary particulars (proposed time-table, tariffs and route, the period during which the service is to operate during the year and the date on which it is intended to begin the service). The competent authorities may require such further particulars to be furnished as they deem appropriate.

Article 3. OCCASIONAL SERVICES

The occasional carriage of tourists is not subject to licencing. Such occasional carriage takes place when the same persons are carried by the same vehicle either:

a) On a round trip beginning and intended to end in the country of registration of the vehicle; or

¹ Came into force on 16 February 1979, i.e., the thirtieth day after the date of the last of the notifications (effected on 17 January 1979) by which the Parties had notified each other of the fulfilment of the required constitutional formalities, in accordance with paragraph 1 of the final article.

- b) On a journey starting at a place in the country of registration of the vehicle and ending at a destination in the territory of the other Contracting Party, provided that, save where otherwise authorized, the vehicle returns empty to the country of registration.

Article 4. NON-REGULAR SERVICES SUBJECT TO LICENCING

Any other service not covered by the previous article 3 is subject to licencing which takes place upon request of the carrier of one Contracting Party submitted directly to the competent authority of the other Contracting Party.

II. GOODS TRANSPORT

Article 5. LICENCING RÉGIME

All goods transport operations for hire or reward and own account between, to and from the two countries as well as through their territories, except those specified in article 6, are subject to the licencing régime.

Article 6. LICENCE-EXEMPT OPERATIONS

No licence shall be required for the carriage of:

- a) Goods and equipment intended for fairs and exhibitions;
- b) Theatrical scenery and accessories;
- c) Musical instruments and equipment for sound or television broadcasts or for making films;
- d) Racehorses, vehicles and other sports equipment intended for sporting events;
- e) Damaged vehicles;
- f) Household removal goods;
- g) Corpses.

Article 7. VALIDITY, USAGE AND FORM OF LICENCES

1. A separate licence shall be issued for each journey and for each vehicle (combination of vehicles). The same licence will also be valid for the return journey.

2. The licence may only be used by the carrier to whom it is issued, and is not transferable.

3. The competent authorities will jointly agree on the layout of the licence.

Article 8. QUOTA-SYSTEM

1. The licences shall be delivered by the competent authority of the country of registration of the vehicle on behalf of the competent authority of the other Contracting Party within the quotas determined jointly each year not later than the end of October for the next year by the competent authorities.

2. If for any reason quotas are not determined neither by correspondence nor by negotiations, the quotas of the previous year will provisionally be in force for the next year.

3. The competent authorities shall provide each other with [a] sufficient amount of licences for transports according to this Agreement.

III. OTHER PROVISIONS

Article 9. CABOTAGE AND THIRD COUNTRY TRAFFIC

1. A carrier domiciled in the territory of a Contracting Party may not undertake the carriage of passengers or goods between two points in the territory of the other Contracting Party.

2. The execution of transport from the territory of the other Contracting Party to any other third country and vice versa is prohibited, unless a special licence is granted by the other Contracting Party.

Article 10. CONTROL OF DOCUMENTS

The appropriate licences and authorizations referred to in this Agreement must be on board the vehicle on every journey in the territory of the other Contracting Party and be produced on demand to the authorized inspection officials.

Article 11. WEIGHT AND DIMENSIONS OF THE VEHICLES

1. Concerning the weight and dimensions of the vehicles each Contracting Party undertakes not to create more severe requirements in relation to vehicles registered in the territory of the other Contracting Party than those in relation to vehicles registered in its own territory.

2. In case the weight and/or the dimensions of the vehicle utilized for transport exceed the maximum weight and/or dimensions permitted in the territory of the Contracting Party, where the transport is carried out, it is necessary to obtain a special authorization from the competent authority of that Contracting Party.

Article 12. NATIONAL LEGISLATION

1. The questions, which are not envisaged by the provisions of this Agreement or those of international conventions to which the two countries are parties, will be subject to the national legislation of each of the Contracting Parties.

2. Carriers of the Contracting Parties shall be required to comply with the traffic regulations and other provisions of law of the State in whose territory the vehicle is operating.

Article 13. EXEMPTION FROM TAXES

1. All motor vehicles having more than eight seats in addition to the driver's seat, registered in the territory of either of the Contracting Parties and temporarily imported in the course of international passenger transport into the territory of the other Contracting Party, shall be mutually exempted from taxes, supplementary taxes, duties and charges payable on the transport operation concerned or chargeable for the right to possess a motor vehicle or to put it on the road as well as for the issue of transport licences in the territory of that Contracting Party.

2. Motor vehicles and their trailers of all kinds, registered in the territory of either Contracting Party and temporarily imported in the course of international goods transport into the territory of the other Contracting Party, shall be, within the quotas determined according to article 8 of this Agreement, exempted

from taxes, supplementary taxes, duties and charges payable on the transport operation concerned or chargeable for the right to possess a motor vehicle or to put it on the road as well as for the issue of transport licences in the territory of that Contracting Party.

3. The exemptions under this article shall not apply to road tolls or customs duties and turnover taxes on fuel consumption exceeding the quantity mentioned in paragraph 1, article 14, of the present Agreement, as well as charges payable for the special authorization mentioned in article 11.

Article 14. CUSTOMS PROVISIONS

1. Fuel in standard tanks of the vehicle supplied by the manufacturer is exempt from customs duties and all other taxes and charges.

2. Spare parts, temporarily imported into the territory of the other Contracting Party for the repair of vehicles performing transport operations within the scope of this Agreement, are exempt from customs duties and all other taxes and charges on import on the basis of issuing a document of temporary importation by entry customs authorities.

3. The replaced parts shall be reexported to the country of registration of the vehicle or shall be destroyed under customs control.

Article 15. INFRINGEMENTS OF THE AGREEMENT

1. If a carrier of one Contracting Party when in the territory of the other infringes any provision of this Agreement, then the competent authority of the Contracting Party in whose territory the infringement was committed may, without prejudice to any lawful sanction applicable in its own territory, inform the other of the circumstances.

2. In case of any infringement referred to in paragraph 1 of this article the competent authority of the Contracting Party in whose territory the infringement occurred may request the competent authority of the other Contracting Party:

- a) To issue a warning to that carrier, with a notification that any subsequent offence may lead to the refusal of permits in request of vehicles owned or operated by that carrier from the territory in which the infringement occurred for such period as may be specified; or
- b) To notify the carrier of such refusal.

3. The competent authority receiving any such request shall comply therewith and shall as soon as reasonably practicable inform the other competent authority of the action taken.

Article 16. COMPETENT AUTHORITIES; MIXED COMMISSION

1. Each Contracting Party shall notify the other Contracting Party of the competent authorities authorized to deal with matters relating to the application of the present Agreement.

2. The competent authorities of the Contracting Parties shall keep in constant contact with each other regarding any question arising out of the application of this Agreement.

3. The representatives of the competent authorities may meet, when it is necessary, in Mixed Commission for the purpose of regulating transport activities and settling problems which may arise from the implementation of the present Agreement.

ENTRY INTO FORCE; VALIDITY

1. This Agreement will enter into force on the 30th day after the Contracting Parties have notified each other that the required constitutional formalities have been fulfilled.

2. The Agreement shall remain in force for two years from the date of its entry into force and its validity shall thereafter be tacitly extended from year to year unless denounced by one of the Contracting Parties three months before the end of any calendar year.

DONE at Athens on the day of 18 March 1977 in duplicate in the English language, both copies being equally authentic.

For the Government
of the Hellenic Republic:

[Signed]

DIMITRI S. BITSIOS
Minister of Foreign
Affairs

For the Government
of the Hungarian People's
Republic:

[Signed]

FRIGYES PUJA
Minister of Foreign
Affairs