

No. 22354

**ISRAEL
and
ITALY**

**Agreement concerning the carriage of goods by road. Signed
at Rome on 2 August 1972**

Authentic texts: Hebrew, Italian and French.

Registered by Israel on 20 September 1983.

**ISRAËL
et
ITALIE**

**Accord relatif au transport de marchandises par route.
Signé à Rome le 2 août 1972**

Textes authentiques : hébreu, italien et français.

Enregistré par Israël le 20 septembre 1983.

[TRANSLATION — TRADUCTION]

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE STATE OF ISRAEL AND THE GOVERNMENT OF THE ITALIAN REPUBLIC CONCERNING THE CARRIAGE OF GOODS BY ROAD

The Government of the State of Israel and the Government of the Italian Republic, desiring to regulate and facilitate the international carriage of goods by road between the two countries, have agreed as follows:

Article 1. Each Contracting Party shall allow authorized carriers of the other Contracting Party to transport goods between the two States and in transit through their territories in vehicles registered in the territory of the other Contracting Party, in accordance with the provisions of this Agreement.

Article 2. For the purposes of this Agreement, the term "vehicle" shall mean:

- (1) A motor vehicle built or adapted:
 - (a) For the carriage of goods;
 - (b) To draw vehicles built or adapted for the carriage of goods;
- (2) A trailer or semi-trailer intended for the carriage of goods;
- (3) A combination of the above vehicles.

Article 3. All carriage of goods effected between the two countries, or in transit through their territories on their own account, or for a third party, shall require authorization, except in the cases specified in article 5.

Article 4. 1. Authorizations shall be valid either for a single vehicle or for a combination of vehicles (articulated vehicle or truck-trailer combination) and shall authorize it to enter the territory of the other Contracting Party, or pass through it in transit, either loaded or unloaded.

2. On the return journey, carriers may load goods in the territory of the other Contracting Party for delivery in the country in which the vehicle is registered.

3. Vehicles registered in the territory of one Contracting Party which are passing in transit through the territory of the other Contracting Party shall not be authorized to load goods there.

4. Vehicles registered in the territory of one Contracting Party shall not be authorized to load goods in the territory of the other Contracting Party for delivery in a third country and vice versa.

Article 5. 1. No authorization shall be required for:

- (a) The transport of damaged vehicles and the entry of breakdown and towing vehicles;

¹ Came into force on 18 February 1973, i.e., 15 days after the Contracting Parties had notified each other (on 26 November 1972 and 3 February 1973) of the completion of the required constitutional procedures, in accordance with article 17.

- (b) The transport of human remains by motor vehicles equipped for the purpose;
- (c) The transport of equipment and articles intended for fairs, exhibitions or demonstrations;
- (d) The transport of racehorses, motor cars, motor cycles, bicycles, or other sports equipment for sports events;
- (e) The transport of musical instruments, stage scenery and properties intended for musical or theatrical performances;
- (f) The transport of equipment for making radio recordings or cinematographic or television films.

2. The transport operations referred to in subparagraphs (a) and (c) to (f) shall, however, be exempt from authorization requirements only if the articles or animals in question are subsequently returned to the country in which the vehicle is registered.

Article 6. 1. Authorizations shall be valid exclusively for the vehicles whose registration number is indicated on each authorization and shall not be transferable.

2. Authorizations shall be of two types:

- (a) Time authorizations valid for an unspecified number of journeys to be made during the calendar year in which they are issued;
- (b) Authorizations valid for one round-trip journey which must be made within three months following the date of issue.

Article 7. 1. The authorizations required for vehicles registered in Italy and operating in Israeli territory shall be issued by the competent Italian authority on forms transmitted by the competent Israeli authority within the limits of the quota fixed by the Mixed Commission referred to in article 16.

2. The authorizations required for vehicles registered in Israel and operating in Italian territory shall be issued by the competent Israeli authority on forms transmitted by the competent Italian authority within the limits of the quota fixed by the above-mentioned Commission.

Article 8. The authorizations must, on request, be stamped by customs on entry into and departure from the country for which they have been issued.

Article 9. Each Contracting Party reserves the right to require in its territory, in addition to the normal authorization referred to in article 6, a special permit for the circulation of vehicles whose dimensions or weight, loaded or unloaded, exceed the maximum dimensions or weight authorized in that territory, and for the carriage of dangerous goods.

Article 10. Carriers, their personnel, vehicles and goods shall be subject to the laws and regulations of the Contracting Party in whose territory they are situated.

Article 11. Carriers shall not be authorized to engage in the carriage of goods between two points in the territory of the other Contracting Party.

Article 12. The fuel contained in the ordinary tanks of vehicles shall be exempt from customs duties, all other taxes and import charges, it being under-

stood that the ordinary tank is the one provided by the manufacturer for the type of vehicle in question.

Article 13. 1. Companies whose headquarters are situated in the territory of one of the Contracting Parties and which carry goods on the basis of the provisions of this Agreement shall be liable to the payment of the taxes and charges on vehicles and on transport operations envisaged in the laws in force in the territory of the other Party.

2. Without prejudice to the preceding paragraph, the Mixed Commission referred to in article 16 shall be authorized to propose to the competent authorities that fiscal concessions should be offered to carriers based on the principle of reciprocity and in accordance with the legislation in force.

Article 14. The competent authorities of the Contracting Parties shall fix by mutual agreement the procedures for the necessary documents and statistical data.

Article 15. 1. In the event of violations of the provisions of this Agreement, the competent authorities of the State in whose territory the infringement occurred may request the competent authorities of the other State to implement the following measures:

- (a) Warning;
- (b) Warning that, in the event of a second infringement, paragraph (c) will be implemented;
- (c) Withdrawal, temporarily or permanently, partially or completely, of the right to carry out transport operations in the territory of the State in which the violation was committed.

2. The competent authorities concerned shall follow up this request and inform the competent authorities of the other State of the measures taken. They may first, however, ask the latter authorities to reconsider their position.

Article 16. 1. Each Contracting Party shall inform the other Contracting Party which authorities are competent to settle questions relating to the application of this Agreement.

2. Representatives of the competent authorities of the Contracting Parties shall meet as a Mixed Commission to determine the conditions and procedures for the application and implementation of this Agreement and, at the request of one of the Contracting Parties, to resolve any difficulties which may arise.

3. The decisions of the Mixed Commission shall be subject to the approval of the competent authorities of the Contracting Parties.

4. The Mixed Commission may also propose to the competent authorities measures likely to facilitate and promote transport operations between the two States.

Article 17. This Agreement shall remain in force for a term of one year and shall be extended automatically from year to year unless it is denounced by notice sent by one of the Contracting Parties at least three months before its expiry.

This Agreement shall enter into force 15 days after each Contracting Party has notified the other Contracting Party that all necessary measures have been taken to give effect to it.

DONE at Rome in triplicate, in the Italian, Hebrew and French languages, all three texts being equally authentic, on 2 August 1972, which corresponds to the 22nd day of Av of the Hebrew year 5732.

For the Government
of the State of Israel:
[AMIEL E. NAJAR]

For the Government
of the Italian Republic:
[ALBERTO BEMPORAD]