

No. 23616

**IRELAND
and
GREECE**

**Agreement on the international carriage of goods by road
(with protocol). Signed at Athens on 15 July 1981**

Authentic text: English.

Registered by Ireland on 18 November 1985.

**IRLANDE
et
GRÈCE**

**Accord relatif au transport routier international de mar-
chandises (avec protocole). Signé à Athènes le 15 juillet
1981**

Texte authentique : anglais.

Enregistré par l'Irlande le 18 novembre 1985.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF IRELAND AND THE GOVERNMENT OF THE HELLENIC REPUBLIC ON THE INTERNATIONAL CARRIAGE OF GOODS BY ROAD

The Government of Ireland and the Government of the Hellenic Republic,
Desiring to facilitate the international carriage of goods by road between
and in transit through their countries,
Have agreed as follows:

Article 1. DEFINITIONS

For the purposes of this Agreement:

(a) The term "carrier" shall mean a person (including a legal person) who, in either Ireland or Greece, has the right to perform, and performs, transport of goods by road for hire or reward or on his own account, in accordance with the relevant national laws and regulations;

(b) The term "vehicle" shall mean any mechanically propelled road vehicle, which is constructed or adapted for the transport of goods, including any combination of vehicles.

Article 2. SCOPE

The provisions of this Agreement shall apply to the international carriage of goods by road for hire or reward or on own account between Ireland and Greece, in transit through either country and to or from third countries.

Article 3. PERMITS

1. Except as provided in article 5 of this Agreement, a carrier of one country shall require a permit granted by the competent authority of the other country in order to engage in the international carriage of goods by road between the two countries, including the carriage of return loads, or in transit through the other country.

2. A permit shall be used only by the carrier to whom it is issued and shall not be transferable.

3. A separate permit shall be issued for each transport operation between or in transit through the two countries.

4. Permits will:

(a) Be granted to Irish carriers, for vehicles registered in Ireland, by the Ministry of Communications of the Hellenic Republic and issued by and at the discretion of the Minister for Transport of Ireland or any authority appointed by him;

¹ Came into force on 14 October 1983, i.e., the thirtieth day following the date of receipt (14 September 1983) of the last of the notifications by which the Contracting Parties had informed each other that the necessary measures had been taken, in accordance with article 18 (1).

(b) Be granted to Greek carriers, for vehicles registered in Greece, by the Minister for Transport of Ireland and issued by and at the discretion of the Ministry of Communications of the Hellenic Republic.

5. A permit shall be valid for the outward and return journeys, and shall have a maximum period of validity not exceeding three months.

Article 4. UNLADEN VEHICLES

A carrier of one country may send an unladen vehicle into the other country to collect goods; in such a case the permit applying to the transport operation which is to follow shall be carried on the vehicle on entering the other country.

Article 5. EXEMPT OPERATIONS

A permit shall not be required for:

- (a) The types of carriage listed in Annex I and Annex II (excluding items 1 and 7) of the First Directive of the Council of the European Economic Community of 23rd July, 1962, as amended by existing or future Directives, on the establishment of common rules for certain types of carriage of goods by road between member States;
- (b) Combined road/rail carriage of goods, as defined in the Directive of the Council of the European Communities of 17th February, 1975, as amended by existing or future Directives, on the establishment of common rules for certain types of combined road/rail carriage of goods between member States;
- (c) Carriage of goods in trailers and semi-trailers unaccompanied by any towing vehicle;
- (d) Carriage of goods on own account, provided that an appropriate own account document is carried on the vehicle;
- (e) Carriage of goods not exempted by this article as agreed by the competent authorities.

Article 6. QUOTAS

1. Permits may be issued within the limits of annual quotas fixed, by mutual agreement, by the competent authorities.

2. For this purpose the competent authorities shall exchange the necessary blank permits.

Article 7. PROHIBITION OF CABOTAGE

Nothing in this Agreement shall be held to permit a carrier of one country to pick up goods at any point in the other country for delivery at any other point in that country.

Article 8. THIRD COUNTRY TRAFFIC

A carrier of one country may not perform transport operations between the other country and a third country unless a special permit has been granted by the competent authority of the other country.

Article 9. CARRIAGE AND INSPECTION OF DOCUMENTS

Permits and any other documents required in accordance with the provisions of this Agreement must be carried on the vehicle and produced on demand to any person duly authorised to demand them.

Article 10. JOURNEY RECORDS

The competent authority of either country may decide that permits issued by that authority shall be accompanied by a journey record which must be completed by the carrier before each journey.

Article 11. WEIGHT AND DIMENSIONS OF VEHICLES

1. As regards the weight and dimensions of vehicles, each Contracting Party undertakes not to impose on vehicles registered in the other country conditions which are more restrictive than those imposed on vehicles registered in its own country.

2. Carriers of either country shall be bound to comply with the laws and regulations of the other country as regards the weight and dimensions of vehicles on entering that country.

3. If the weight or dimensions of a vehicle or combination of vehicles performing the transport operation exceed the permissible maximum in the other country, special authorisation must be obtained from the appropriate authority in that country before the carriage is undertaken.

Article 12. FISCAL PROVISIONS

1. Vehicles which:

(a) Are registered and currently taxed in one country; and

(b) Are temporarily imported into the other country;

shall be exempted from the taxes and charges levied on the circulation or possession of vehicles in the latter country.

2. This exemption shall not extend to tolls, or to taxes and charges on fuel consumption.

3. The fuel contained in the normal tanks of a vehicle shall be admitted exempt from all taxes and duties.

Article 13. SPARE PARTS

Spare parts imported temporarily into the other country, intended for the repair of a vehicle already imported, shall be granted exemption from customs duties and all other import taxes and charges. The parts which are replaced shall be re-exported or destroyed under the control of the competent customs authorities of the other country.

Article 14. COMPLIANCE WITH NATIONAL LAW

Subject to the provisions of this Agreement, carriers of either country and the crews of their vehicles shall, when in the other country, comply with the laws and regulations in force in that country.

Article 15. INFRINGEMENTS

1. In the event of serious or repeated infringement of the provisions of this Agreement by a carrier of one country while in the other country, the competent authority of the country in which the infringement or infringements occurred may decide:

(a) To issue a warning to the carrier;

(b) To issue such a warning together with a notification that any subsequent infringement may lead:

(i) To the revocation of the permit or permits issued to the carrier;

(ii) Where a permit is not required, to the temporary or permanent exclusion of vehicles owned or operated by that person from the country in which the infringement occurred;

(c) To issue a notification of such revocation or exclusion;

and that competent authority may request the competent authority of the other country to convey its decision to the carrier and, in cases covered by subparagraph (c), to suspend the issue of permits to him for a specified or indefinite period.

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

3. The provisions of this article shall be without prejudice to any lawful sanctions which may be applied by the courts or by the competent authority of the country in which the infringement occurred.

Article 16. JOINT COMMITTEE

Representatives of the competent authorities shall meet as a Joint Committee to review the operation of this Agreement. The Joint Committee shall meet at the request of either competent authority.

Article 17. PROTOCOL

1. The Contracting Parties shall lay down detailed rules for the implementation of this Agreement in a Protocol signed at the same time as the Agreement.

2. The Joint Committee established in accordance with article 16 shall have power to modify the said Protocol.

Article 18. ENTRY INTO FORCE AND DURATION

1. Each Contracting Party shall notify the other through diplomatic channels when the measures necessary for giving effect to this Agreement in their country have been taken. The Agreement shall enter into force on the thirtieth day after the date of receipt of the later of these notifications.

2. The Agreement shall remain in force for a period of one year after its entry into force. Thereafter, it shall continue in force indefinitely unless it is terminated by either Contracting Party giving six months' written notice thereof to the other Contracting Party.

DONE in duplicate at Athens on the 15th day of July 1981 in the English language.

[Signed — Signé]¹

For the Government
of Ireland

[Signed — Signé]²

For the Government
of the Hellenic Republic

PROTOCOL DRAWN UP UNDER ARTICLE 17 OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF IRELAND AND THE GOVERN-
MENT OF THE HELLENIC REPUBLIC ON THE INTERNATIONAL
CARRIAGE OF GOODS BY ROAD

The following detailed rules have been agreed for the implementation of the Agreement:

1. For the purposes of this Agreement, the competent authorities shall be:
- (a) In Ireland, the Minister for Transport or any authority appointed by him;
 - (b) In Greece, the Ministry of Communications, General Directorate of Transport, Athens.

In relation to Article 3

2. Permits issued under this Agreement shall conform to the models annexed to Directive No. 65/269 of the Council of the European Economic Community of 13th May, 1965, as amended by existing or future Directives, concerning the standardisation of certain rules relating to authorisations for the carriage of goods by road between member States. Each permit shall be serially numbered.

3. Any restrictions on the use of permits shall be entered on the permits.

In relation to Article 6

4. After the end of each year of operation of the Agreement, the competent authorities shall forward to each other an account of the number of permits issued and journeys made during that year.

In relation to Article 11.3

5. The appropriate authorities for the purposes of this article shall be:
- (a) In Ireland, the local authority in whose area the journey is to be made. (Before the application is made, seven days' notice thereof, accompanied by a copy of the application for a permit, shall be given to the Commissioner of the Garda Síochána, Dublin).
 - (b) In Greece, the local services of the Ministry of Public Works in whose area the journey is to be made.

DONE in duplicate at Athens on the 15th day of July 1981 in the English language.

[Signed — Signé]¹

For the Government
of Ireland

[Signed — Signé]²

For the Government
of the Hellenic Republic

¹ Signed by Sean G. Ronan — Signé par Sean G. Ronan.

² Signed by Theoharis Rendis — Signé par Theoharis Rendis.