



**SIXTH ANNUAL MEETING  
OF THE INTERGOVERNMENTAL COMMISSION TRACECA**  
Astana / Republic of Kazakhstan, 12-13 December, 2007

**ШЕСТОЕ ЕЖЕГОДНОЕ ЗАСЕДАНИЕ  
МЕЖПРАВИТЕЛЬСТВЕННОЙ КОМИССИИ ТРАСЕКА**  
г. Астана / Республика Казахстан, 12-13 декабря 2007 г.

## **FINAL RESOLUTIONS**

(VERSION FOR PUBLICATION)

TRACECA Intergovernmental Commission (IGC), having held its Sixth Annual Meeting, held in Astana, the Republic of Kazakhstan, on 12-13 December, 2007:

- discussed the issues, according to the adopted Agenda (*Appendix 1*);
- heard the report of the Chairman-in-Office of the IGC TRACECA, the Republic of Bulgaria, in the person of Mr. Georgi Petarneichev, the Deputy Minister of Transport on implementation of the decisions of the Fifth Annual Meeting of the IGC TRACECA;
- heard the financial report of the Secretary General of the PS IGC TRACECA, Mr. Rustan Jenalinov, on disbursement of funds of the PS in 2006;
- heard the reports of the Parties to the "Basic Multilateral Agreement on International Transport for Development of the Europe – the Caucasus – Asia Corridor" on the activities carried out in pursuance of the decisions and recommendations of the IGC TRACECA;
- considered the results of the completed and ongoing TRACECA projects in 2006-2007;
- heard the information on projects launched in 2007, and on the new transport projects included in the ENPI Regional Action Programme 2007;
- considered financial, institutional, legal, conceptual and other issues vital for further development of the international transport corridor Europe – Caucasus – Asia (TRACECA) and increasing its competitiveness;
- considered the European Commission intervention on exploring the possibilities for further cooperation between the EC and the TRACECA Member States;

in accordance with Article 8 (clauses 5, 6) of the "Basic Multilateral Agreement on International Transport for Development of the Europe – Caucasus – Asia Corridor",

### **ADOPTED THE FOLLOWING DECISIONS:**

#### **1. Financial Report on Disbursement of Funds of the PS IGC TRACECA in 2006. Report of the auditing team on the budget execution of the PS IGC TRACECA in 2006**

In accordance with p.11, Article 5 of the Agreement on Joint Financing of the PS approved the Financial Report of the Secretary General of the PS IGC TRACECA on Disbursement of Funds in 2006 (*Appendix 2*).

Based on the budget procedure envisaged in Article 5 pp.12-15 of the Agreement on Joint Financing of the PS, the IGC adopted the Annual Report of the Auditing Team on the Budget Execution in 2006 (*Appendix 3*).

#### **2. Budget of the PS IGC TRACECA for 2007**

In accordance with the budget procedure envisaged in Article 5 of the Agreement on Joint Financing of the PS, and taking into account the real needs of the PS, which are to be adjusted to the actual situation, the IGC adopted the changes in distinct articles within the frame of the approved budget for 2007 (*Appendix 4*).

#### **3. Budget of the PS IGC TRACECA for 2008**

In accordance with the budget procedure envisaged in Article 5 (clauses 1-7) of the Agreement on Joint Financing of the PS, the IGC adopted and approved the draft budget for 2008 (*Appendix 5*). For the provision of the budget the Parties shall pay in equal shares. Payment of the contributions shall be done in accordance with the Article 4 (clause 1) of the Agreement on Joint Financing of the PS.

#### **4. Nomination of the Auditing Team for the Fiscal Year 2007**



In accordance with clause 12, Article 5 of the Agreement on Joint Financing of the PS IGC TRACECA, and taking into account that the Chairmanship in the IGC TRACECA will pass to the Republic of Kazakhstan to charge the IGC with nomination of a new Auditing Team to effect control of the budget implementation, consisting of the representatives from the Republic of Bulgaria, the Kyrgyz Republic and the Republic of Moldova, one representative from each of the above-listed countries, as per p. 2, and 3 of the above-mentioned Regulations:

#### **5. Adoption of the amendments to the Rules of Procedure of the IGC TRACECA and the Statute of the PS IGC TRACECA. Adoption of the Annex to the Statute of the PS IGC TRACECA on Working meetings**

In accordance with the Rule 11 of the Rules of Procedure for the purpose of improvement of the procedures on adoption and implementation of the decisions and recommendations of the IGC, the Intergovernmental Commission approved amendments and additions to the Rules of the IGC TRACECA. The amended Rules of Procedure is enclosed to the given Final Resolutions (*Appendix 6*).

In terms of p. 10.2 of Article 10 of the Statute of the PS IGC TRACECA, and p. 2 of the Final Resolutions of the Fifth Annual Meeting of the IGC TRACECA, the Intergovernmental Commission approved amendments and additions to the Statute of the PS IGC TRACECA. The amended Statute of the PS IGC TRACECA is enclosed to the present Final Resolutions (*Appendix 7*).

In accordance with p. 10.2 of Article 10 of the Statute of the PS IGC TRACECA, and viewing the need for regulating the issues pertaining to preparation for the meetings of the Permanent Secretariat of the IGC TRACECA, the Intergovernmental Commission approved and adopted the Annex to the Statute of the PS IGC TRACECA on working meetings of the Permanent Secretariat (*Appendix 8*).

#### **6. Further participation of Bulgaria and Romania in the MLA in the light of their accession to the EU. Signing of the Protocol on Amendments to the MLA in respect of further participation of Bulgaria and Romania and Declaration of the Parties to the MLA**

Taking into account a new status of the Republic of Bulgaria and Romania related to the accession to the European Union by these countries, and based on the statements of the Heads of Delegations of these Parties, in accordance with Article 11 («Presentation of Amendments and Additions») of the Basic Multilateral Agreement, the Parties to the MLA approved the Protocol on Amendments to the MLA (*Appendix 9*) in respect of the new status of the Republic of Bulgaria and Romania acceded to the EU on 1 January 2007, as well as the Declaration of the Parties to the MLA (*Appendix 10*). ). In witness of whereof the authorized Heads of the Delegations of the Parties signed these documents.

#### **7. Secretary General of the PS IGC TRACECA**

In accordance with clause 3.8 of the Rules of Procedure of the IGC TRACECA and clause 3.3 of the Statute of the PS IGC TRACECA, the members of the IGC elected Rustan Jenalinov as the Secretary General of the PS IGC TRACECA for the term of presidency of the Republic of Kazakhstan in the IGC TRACECA.

#### **8. Protocols on Amendments. Signing of the Protocol on Amendments to the Technical Annex on Customs and Documentation Procedures to the Basic Agreement**

In accordance with pp. 3-4, Article 10 («Technical Annexes») of the Basic Agreement, as well as in pursuance of p. 5 and p. 9 of the Final Resolutions of the Third Annual Meeting of the IGC TRACECA, the Parties to the MLA approved the Protocol on amendments to the Technical Annex on Customs and Documentation Procedures to the Basic Agreement (*Appendix 11*). In witness of whereof the authorized Heads of the Delegations of the Parties signed these documents.

The Parties agreed to proceed with the relevant procedures on preparation of the Protocol on Amendments to p. 2, Article 6 to the MLA for signing (*Appendix 12*).

The Republic of Bulgaria and Romania due to their membership in the EU withdraw from the discussion, adoption and signing of the above-mentioned documents.

In pursuance of pp. 5-6 and p. 8 (accordingly) of the Final Resolutions of the Third Annual Meeting of the IGC TRACECA, the Intergovernmental Commission considered the comments of the Parties on the draft Protocols on Amendments to the Technical Annex on International Road Transport and Technical Annex on Investments/TRACECA Projects Implementation and taking into account that the issue of signing these documents lost its relevancy, decided to cease to discuss them in the future.

#### **9. Draft Agreement on the Development of Multimodal Transport. Proposed Model National Law on Freight Forwarding Activity**



In accordance with sub-point f) («promotion of multimodal transport»), p. 6, Article 8 («Inter-Governmental Commission») of the Basic Multilateral Agreement, and in pursuance of p. 7 of the Final Resolutions of the Third Annual Meeting of the IGC TRACECA for the purpose of development of multimodal transport in the TRACECA region, the Intergovernmental Commission approved as a basis the Agreement on Multimodal Transport (*Appendix 13*) and charged the PS in coordination with the Parties to revise the Draft Agreement.

In accordance with p. 6, Article 8 («Inter-Governmental Commission») of the Basic Multilateral Agreement for the purpose of further development of freight forwarding activity in the TRACECA region, the Intergovernmental Commission having scrutinized the Proposed Model Law on Freight Forwarding Activity (*Appendix 14*), and based on p. 7, Article 8 of the Basic Multilateral Agreement charged the PS and the Parties with submission of this document to consideration by the Legal Working Group with the purpose of follow-up of this document and further coordination in the Parties to the MLA.

#### **10. Adoption of the Concept for Designing Action Plans on Implementation of the Strategy of the IGC TRACECA for Development of International Transport Corridor "Europe-Caucasus-Asia" for the Period up to 2015**

In pursuance of p. 8 of the Final Resolutions of the Fifth Annual Meeting of the IGC TRACECA, the Intergovernmental Commission TRACECA approved and adopted the Concept for Designing Action Plans on Implementation of the Strategy of the IGC TRACECA for Development of International Transport Corridor "Europe-Caucasus-Asia" for the Period up to 2015. (*Appendix 15*).

#### **11. Draft Action Plan for 2008-2009 on Implementation of the TRACECA Strategy of the IGC TRACECA for the period up to 2015**

The IGC welcomed the efforts of the Parties towards successful implementation of the decision under p. 8 of the Final Resolutions of the Fifth Annual Meeting of the IGC TRACECA, and thanked the EC for the provided support in elaboration of the Action Plan.

The IGC TRACECA approved and adopted the Action Plan for 2008-2009 of the IGC TRACECA for the period up to 2015 for implementation by the Parties (*Приложение 16*).

#### **12. On the Development of cooperation between the European Community and the Countries parties to the MLA TRACECA**

In the framework of the extension of the Trans-European Networks to neighbouring countries, the European Commission has launched exploratory talks with on the issue with the neighbouring countries and countries of Central Asia in order to ensure further coordination. With the a view of reinforcing the cooperation and strengthening the dialogue between the MLA member-states and European Commission, the IGC TRACECA charged the PS in coordination with the Parties to accept the EC invitation for an enhanced dialogue on further cooperation between the two parties in the framework of the exploratory talks on extension of Trans-European Transport Networks to the neighbouring countries and countries of Central Asia.

#### **13. TRACECA Projects. Presentation of the ENP Regional Action Programme 2007**

The IGC TRACECA approved the projects identified within the ENP Regional Action Programme 2007 on transport (*Appendix 17*).

#### **14. On the Anniversary Summit of the TRACECA member-states in 2008**

In accordance with the clause 9.3 of the Strategy of the IGC TRACECA for Development of International Transport Corridor "Europe-Caucasus-Asia" for the Period up to 2015, the IGC underlined the significance of the Anniversary Summit in 2008, and emphasized that the Summit would give a new incentive to the development of the TRACECA programme.

The Head of the Delegation of the Republic of Azerbaijan communicated to the participants of the Sixth Annual Meeting of the IGC TRACECA the proposal of the Government of the Republic of Azerbaijan to convene the TRACECA Anniversary Summit in Baku, in the autumn 2008.

The Intergovernmental Commission charged the PS in cooperation with the Parties and EC with preparation of the Draft Agenda for coordination within one year by the Summit 2008.

The Armenian Republic recommended that the present final resolution should read as follows:

"Adopted with the reservation of Armenia".

#### **15. Discussion on the setting-up of the IGC TRACECA Business Advisory Council (BAC)**



For the purpose of promotion of the Public Private Partnership (PPP), and in view of the experience of other international structures and organizations, the IGC TRACECA considered the General Regulations of the Creation of the TRACECA Business Advisory Council (*Appendix 18*) and approved the idea of creation this forum, and charged the PS in close cooperation with the Parties with follow-up of this issue and preparation of the draft documents to establish this structure and submitting them to the IGC for consideration.

The IGC addressed the Parties with the request to submit to the Permanent Secretariat their respective proposals on the candidates for the membership in the Council, and recommended to the PS in coordination with the Parties to consider the possibility of holding the first meeting of the Council.

#### **16. Discussion on the creation of the TRACECA Investment Fund**

The IGC supported the initiative of the PS on the creation of the TRACECA Investment Fund, and recommended that the PS jointly with the Parties and supported by the EC should scrutinize this issue and submit it to the IGC for consideration.

#### **17. Signing of the Memorandum of Understanding between PS IGC TRACECA and the Permanent International Secretariat of the Organization of the Black Sea Economic Cooperation (BSEC)**

Taking into account p. 10 of the Final Resolutions of the Third Annual Meeting of the IGC TRACECA («Secretary General of the PS IGC TRACECA»), the Intergovernmental Commission welcomed signing of the Memorandum of Understanding between the Permanent Secretariat of the Intergovernmental Commission TRACECA and the Permanent International Secretariat of the Organization of the Black Sea Economic Cooperation (BSEC) (*Appendix 19*).

#### **18. Dissemination of the outcomes of the TRACECA project «Regulation on the transport of dangerous goods along the TRACECA Corridor»**

Having considered the presentation of the results of the «Regulation on the transport of dangerous goods along the TRACECA Corridor: Azerbaijan, Georgia, Kazakhstan, Turkmenistan and Ukraine» approved the work carried out within the project and positively evaluated the relevant initiatives and recommendations of the project.

#### **19. Discussion of air traffic issues**

The IGC TRACECA took note of the conclusions of the 2<sup>nd</sup> Baku Aviation working group meeting that took place in Chisinau on 22 October 2007, welcomed the progress made on the cooperation between the participating countries and the EC in the field of civil aviation and stress the importance of supporting the implementation of the specific objectives of this cooperation notably in the area of aviation safety and air traffic management.

The IGC TRACECA thanked also the representative of the Turkish Party for their intervention on the issues of air traffic.

#### **20. Next Annual Meeting of the IGC TRACECA**

In accordance with the Rules of Procedure of the IGC TRACECA, the IGC TRACECA recommended to convene the Seventh Annual Meeting of the IGC TRACECA in Bishkek, the Kyrgyz Republic, in 2008. The exact date will be determined additionally.

**The present Final Resolutions of the IGC TRACECA were adopted by consensus of the Parties to the Basic Multilateral Agreement attending the Fifth Annual Meeting of the Intergovernmental Commission TRACECA, in Astana, the Republic of Kazakhstan, 13 December 2007.**

**Chairman of the IGC TRACECA**



**Reservation**  
**of the Republic of Armenia to the point 14<sup>th</sup> of the Agenda of the 6<sup>th</sup> Annual Meeting**  
**of the Intergovernmental Commission TRACECA on the "Anniversary Summit of the**  
**Heads of Governments of TRACECA Member-States in 2008"**

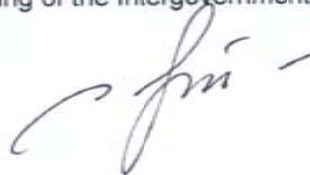
Astana, Republic of Kazakhstan, December 13, 2007

1. The Republic of Armenia declares that it has no objections for the Anniversary Summit to be held in Baku, Azerbaijan Republic, in 2008.

At the same time the Armenian delegation makes a reservation to the above-mentioned point of the Agenda allowing for the fact that holding the Anniversary Summit in Brussels instead of Baku would give incomparably more impetus to further comprehensive development of TRACECA transport corridor. It would present a greater momentum on the creative way of collaboration between the EC and TRACECA.

2. The Republic of Armenia reserves the right to amend or revoke at any time the provisions of Paragraph 1 of the present Reservation, and other parties shall be notified in writing of any such amendments or revocation.

Submitted to the 6<sup>th</sup> Annual Meeting of the Intergovernmental Commission TRACECA.

A handwritten signature in black ink, appearing to be a stylized name, possibly 'Jiri', with a horizontal line extending to the right.