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# Agreement

between the Government of the United Kingdom of Great Britain and Northern  
Ireland and the Government of the Republic of Croatia on International Road  
Transport

Zagreb, 22 February 1999

[The Agreement entered into force on 5 October 2005]

*Presented to Parliament  
by the Secretary of State for Foreign and Commonwealth Affairs  
by Command of Her Majesty  
July 2011*

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**AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED  
KINGDOM OF NORTHERN IRELAND AND THE GOVERNMENT OF THE  
REPUBLIC OF CROATIA ON INTERNATIONAL ROAD TRANSPORT**

The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Republic of Croatia (hereinafter called “the Parties”);

Desiring to facilitate international road transport between their two countries and in transit through their territories;

Have agreed as follows:

ARTICLE 1

**Definitions**

For the purposes of this Agreement:

1. the term “carrier” shall mean any physical or legal person who, in either the territory of the Republic of Croatia or of the United Kingdom, is authorised in accordance with the relevant national laws and regulations to engage in the international carriage of passengers or goods by road for hire or reward or on his own account;

2. the term “passenger vehicle” shall mean any mechanically propelled road vehicle which:

- (a) is constructed or adapted for use on the roads for the carriage of passengers;
- (b) has more than nine seats including that of the driver;
- (c) is registered in the territory of one Party and is owned or operated by or on behalf of a carrier authorised in that territory to carry passengers; and
- (d) is temporarily imported into the territory of the other Party for the purpose of the international carriage of passengers to, from or in transit through that territory;

3. the term “goods vehicle” shall mean any mechanically propelled road vehicle which is:

- (a) constructed or adapted for use and used on the roads for the carriage of goods;
- (b) registered in the territory of one Party; and

- (c) temporarily imported into the territory of the other Party for the purpose of that international carriage of goods for delivery at or collection from any point in that territory or in transit through that territory;

and any trailer or semi-trailer which fulfils conditions (a) and (c) of this paragraph and is operated by a carrier of one Party; provided that if a trailer or semi-trailer and its towing vehicle both fulfil the conditions of this paragraph the combination shall be regarded as one vehicle;

4. the term “territory”

- in relation to the Republic of Croatia, shall mean the territory of the Republic of Croatia;
- in relation to the United Kingdom, shall mean England, Wales, Scotland, Northern Ireland, the Channel Islands, the Isle of Man and Gibraltar.

5. the competent authorities shall be:

- in the Republic of Croatia, the Ministry of Maritime Affairs, Transport and Communications;
- in the United Kingdom, the Department of Environment, Transport and the Regions.

## **PASSENGER TRANSPORT**

### ARTICLE 2

#### **Transport Services**

Carriers licensed in the territory of the Republic of Croatia or of the United Kingdom shall be permitted to operate transport services using passenger vehicles registered in the territory in which they are based, either between the territories of the Parties or in transit through the territory if either Party, subject to the conditions laid down in this Agreement.

### ARTICLE 3

#### **Authorisations and Exemptions**

1. The carriage of passengers in passenger vehicles of a carrier authorised in the territory of one Party to or from any point in the territory of the other Party or in transit through that territory shall, with the exception of the services referred to in paragraph (2) of this Article, require to be authorised by that other Party.

2. The following shall be exempted from the requirement for authorisation referred to in paragraph (1) of this Article:

- (a) “closed-door tours”: that is, services whereby the same vehicle is used to carry the same group of passengers throughout the journey and to bring them back to the place of departure;
- (b) “inward services”: that is, services on which a group of passengers is brought into the territory of the other Party for a temporary stay and the passenger vehicle leaves that territory empty or on a service covered by (c) below;
- (c) “outward services”: that is, services on which a passenger vehicle is used to enter the territory of the other Party empty or on a service covered by (b) above and carries to the territory in which the carrier is authorised a group of passengers each of whom:
  - has been carried to the territory of the other Party by the carrier;
  - before being so carried, had concluded a contract for both journeys in the territory of the Party in which the carrier is authorised;
- (d) “shuttle services”: that is, services whereby, by means of repeated outward and return journeys, previously formed groups of passengers are carried from a single place of departure to a single destination. Each group of passengers who have made the outward journey together shall subsequently be carried back to the place of departure together. Passengers shall not be taken up or set down during the journey. The first return journey and the last outward journey shall be made unladen;
- (e) the transit of the territory of the other Party by an empty passenger vehicle in the course of a journey to or from a third country;
- (f) the replacement of a passenger vehicle which has become unserviceable by a serviceable one.

#### ARTICLE 4

1. Regular carriage of passengers shall be arranged on the basis of agreement between the competent authorities of the Parties.

2. Competent authorities of the Parties shall in due time submit to each other request for arrangement of regular carriage of passengers. The request should include the following data: name of carrier, time-table and itinerary, the period in which carriage will be carried out, price list and a proposal of the stops where passengers will be taken up or set down.

3. Every competent authority of a party shall issue a permit for the part of the route situated in its territory of responsibility.

4. When carrying out regular carriage of passengers, an original permit or its photocopy verified by the competent authority shall be on board.

## **GOODS TRANSPORT**

### **ARTICLE 5**

#### **Authorised Carriage of Goods**

Subject to Article 5 of this Agreement, a carrier authorised in the territory of one Party shall be permitted, without being required to obtain a permit, licence or other authorisation for that purpose in accordance with the laws of the other Party, to import an empty or laden goods vehicle temporarily into the territory of the other Party for the purpose of the carriage of goods, including return loads:

- (a) between any point in the territory of one Party and any point in the territory of the other Party;
- (b) in transit across the territory of the other Party; and
- (c) between any point in the territory of the other Party, and any point in the territory of a third country.

### **ARTICLE 6**

#### **Special Permits**

Each Party may require a special permit for the use in its territory of any vehicle which by reason of its weight or dimensions or those of its load may not otherwise lawfully be used on roads in the territory of that Party.

## **GENERAL PROVISIONS**

### **ARTICLE 7**

#### **Taxation**

1. Goods vehicles and passenger vehicles which are registered in the territory of one Party and are temporarily imported into the territory of the other Party shall be exempt from the taxes and charges levied on the road use of possession of vehicles

and from taxes and charges levied on transport operations carried out in the territory of the other Party.

2. The exemption referred to in paragraph (1) of this Article shall be granted in the territory of each Party so long as the conditions laid down in the Customs regulations in force in the territory for the temporary admission of such vehicle into that territory without payment of import duties and import taxes are fulfilled.

3. The exemption referred to in paragraph (1) of this Article shall not apply to taxes and charges included in the price of fuel or to tools or charges for the use of particular bridges, tunnels, ferries, roads, sections of road or classes of road.

4. The fuel contained in the supply tanks of a vehicle shall be exempt from taxes and duties.

5. Spare parts temporarily imported into the territory of the other Party, intended for the breakdown service of vehicles operating within the framework of this Agreement, shall be exempt from Customs duties and from other import charges and taxes in accordance with Customs regulations. Replaced parts shall be re-exported or destroyed under the control of the competent Customs authorities of the other Party.

## ARTICLE 8

### **Exclusion of Cabotage**

Nothing in this Agreement shall be held to permit a carrier authorised in the territory of one Party to pick up passengers or goods at a point in the territory of the other Party for setting down or delivery at any other point in that territory.

## ARTICLE 9

### **Compliance with National Laws**

Except where otherwise provided in Agreements between the Parties, including this Agreement:

- (a) carriers and drivers of one Party and passenger vehicles as defined in Article 1(2) of this Agreement and goods vehicles as defined in Article 1(3) of this Agreement shall, when in the territory of the other Party, comply with national laws and regulations in force in that territory concerning road transport and road traffic;
- (b) neither of the Parties shall impose on passenger or goods vehicles of the other Party requirements which are more restrictive than those applied by its national laws and regulation upon its own vehicles.

## ARTICLE 10

### **Infringements**

1. In the event of any infringement of the provisions of this Agreement by a vehicle or driver of one Party when the territory of the other Party, the competent authority of the Party in whose territory the infringement occurred may (without prejudice to any lawful sanctions which the courts or enforcement authorities of that Party may apply) request the competent authority of the other Party to:

- (a) issue a warning to that carrier;
- (b) issue such a warning together with a notification that subsequent infringement will lead to a temporary or permanent exclusion of vehicles owned or operated by that carrier from the territory of the Party in which the infringement occurred; or
- (c) issue a notice of such exclusion.

2. The competent authority received any such request shall comply therewith and shall as soon as possible inform the competent authority of the other Party of the action taken.

## FINAL PROVISIONS

### ARTICLE 11

#### **Joint Committee**

At the request of either competent authority, representatives of both shall meet as a Joint Committee to review the operation of the Agreement.

### ARTICLE 12

#### **Entry into Force and Duration**

1. Each Party shall notify the other in writing that the measures necessary for giving effect to this Agreement in their territory have been taken.

2. The Agreement shall enter into force on the thirtieth day after the date of the later of these two notifications, and shall be applied on a temporary basis from the day the Agreement is signed.

3. This Agreement having entered into force, the Agreement between the Government of Yugoslavia and the Government of the United Kingdom of Great

Britain and Northern Ireland on International Carriage of Goods by Road, signed in London on February 3, 1969<sup>1</sup>, ceases to be valid in the relationships between the Republic of Croatia and United Kingdom of Great Britain and Northern Ireland, in the field of international road carriage.

4. This Agreement shall remain in force for a period of one year after its entry into force. Thereafter, it shall continue in force unless it is terminated by either Party giving six months notice thereof in writing to the other Party.

In witness whereof, the undersigned duly authorised thereto by their respective Governments, have signed this Agreement.

Done in two originals at Zagreb on this twenty-second day of February 1999 in the English and Croatian languages, each text being equally authoritative.

**For the Government of the United  
Kingdom of Great Britain and  
Northern Ireland:**

**BRIAN WILSON**

**For the Government of the Republic  
of Croatia:**

**LUZAVEC**

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<sup>1</sup> Treaty Series No. 18 (1970) Cm 4284



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