



## Economic and Social Council

Distr.: General  
26 November 2012

Original: English

---

### Economic Commission for Europe

#### Inland Transport Committee

#### Working Party on Customs Questions affecting Transport

##### 133rd session

Geneva, 5–8 February 2013

Item 9 (b) (ii) of the provisional agenda

#### Customs Convention on the International Transport of Goods under Cover of TIR Carnets

(TIR Convention, 1975) – Revision of the Convention:  
Amendment proposals for the Convention

#### Administrative Committee for the TIR Convention, 1975

##### Fifty-fifth session

Geneva, 7 February 2013

Item 7 (d) of the provisional agenda

#### Revision of the Convention

### Revision of the Convention

#### Note by the secretariat

#### I. Background

1. At its 113th/114th session (June 2009) the Customs Cooperation Council (CCC) of the World Customs Organization (WCO), adopted, as a result of the Fourth Harmonized System (HS) Review Cycle, various amendments to the International Convention on the Harmonized Commodity Description and Coding System, including, inter alia, amendments to HS Code 24.03.10. The purpose of this particular amendment was to create a separate subheading in heading 24.03 for water pipe tobacco. For details, please refer to the Annexes of this document, which were not formally edited.

2. The amendments entered into force for all Contracting Parties to the HS Convention on 1 January 2012.<sup>1</sup>

---

<sup>1</sup> See paragraph 109 of the report of the 113th/114th session of the CCC, available at the WCO website (members only) at: [www.wcoomd.org/members/meetingdocuments/council/council/meeting\\_0113/english/SC0098E1a.pdf](http://www.wcoomd.org/members/meetingdocuments/council/council/meeting_0113/english/SC0098E1a.pdf)

## II. Proposal by the secretariat

3. These amendments, made it necessary to amend the reference in point (5) of Explanatory Note 0.8.3. (page 51 of the TIR Handbook), together with the reference in point (5) on page 11 of the Model of the TIR Carnet: VERSION 2 in Annex 1 (page 117 of the TIR Handbook).

4. The secretariat, therefore, proposes to amend the text of the Convention as follows:

**Annex 1, page 11, point (5)**

*For HS code: 24.03.10 read HS code: 24.03.11 and 24.03.19*

**Annex 6, Explanatory Note 0.8.3, point (5)**

*For HS code: 24.03.10 read HS code: 24.03.11 and 24.03.19*

## III Considerations by the Working Party and the Administrative Committee

5. In accordance with the provisions of Article 60, amendments to, inter alia, Annexes 1 and 6 “shall come into force on a date to be determined by the Administrative Committee at the time of its adoption, unless by a prior date determined by the Administrative Committee at the same time, one-fifth or five of the States which are Contracting Parties, whichever number is less, notify the Secretary-General of the United Nations of their objection to the amendment.”

6. In order to avoid a lengthy legal and administrative procedure for this minor amendment, Contracting Parties to the Convention may wish to postpone the above decisions until further amendment proposals have been adopted by the Administrative Committee, so that a complete package of amendments can be submitted to the Secretary-General for circulation and issuance of depositary notifications.

## Annex I

### Extract HS from Nomenclature 2012 Edition<sup>2</sup>

#### Chapter 24

#### Tobacco and manufactured tobacco substitutes

**Note.**

1.- This Chapter does not cover medicinal cigarettes (Chapter 30).

**Subheading Note.**

1.- For the purposes of subheading 2403.11, the expression “water pipe tobacco” means tobacco intended for smoking in a water pipe and which consists of a mixture of tobacco and glycerol, whether or not containing aromatic oils and extracts, molasses or sugar, and whether or not flavoured with fruit. However, tobacco- free products intended for smoking in a water pipe are excluded from this subheading.

Heading	H.S. Code	
<b>24.01</b>		<b>Unmanufactured tobacco; tobacco refuse.</b>
	2401.10	- Tobacco, not stemmed/stripped
	2401.20	- Tobacco, partly or wholly stemmed/stripped
	2401.30	- Tobacco refuse
<b>24.02</b>		<b>Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes.</b>
	2402.10	- Cigars, cheroots and cigarillos, containing tobacco
	2402.20	- Cigarettes containing tobacco
	2402.90	- Other
<b>24.03</b>		<b>Other manufactured tobacco and manufactured tobacco substitutes; “homogenised” or “reconstituted” tobacco; tobacco extracts and essences.</b>
		- Smoking tobacco, whether or not containing tobacco substitutes in any proportion :
	2403.11	-- Water pipe tobacco specified in Subheading Note 1 to this Chapter
	2403.19	-- Other
		- Other :
	2403.91	-- “Homogenised” or “reconstituted” tobacco
	2403.99	-- Other

<sup>2</sup> [www.wcoomd.org/files/1.%20Public%20files/PDFandDocuments/HarmonizedSystem/HS2012\\_TOC/0424-2012E.pdf](http://www.wcoomd.org/files/1.%20Public%20files/PDFandDocuments/HarmonizedSystem/HS2012_TOC/0424-2012E.pdf)

## Annex II

### Extract HS from Nomenclature 2007 Edition<sup>3</sup>

#### Chapter 24

#### Tobacco and manufactured tobacco substitutes

**Note.**

1.- This Chapter does not cover medicinal cigarettes (Chapter 30).

Heading	H.S. Code	
<b>24.01</b>		<b>Unmanufactured tobacco; tobacco refuse.</b>
	2401.10	- Tobacco, not stemmed/stripped
	2401.20	- Tobacco, partly or wholly stemmed/stripped
	2401.30	- Tobacco refuse
<b>24.02</b>		<b>Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes.</b>
	2402.10	- Cigars, cheroots and cigarillos, containing tobacco
	2402.20	- Cigarettes containing tobacco
	2402.90	- Other
<b>24.03</b>		<b>Other manufactured tobacco and manufactured tobacco substitutes; "homogenised" or "reconstituted" tobacco; tobacco extracts and essences.</b>
	2403.10	- Smoking tobacco, whether or not containing tobacco substitutes in any proportion
		- Other :
	2403.91	-- "Homogenised" or "reconstituted" tobacco
	2403.99	-- Other

<sup>3</sup> [www.wcoomd.org/files/1.%20Public%20files/PDFandDocuments/HarmonizedSystem/2007/0424-2007E.pdf](http://www.wcoomd.org/files/1.%20Public%20files/PDFandDocuments/HarmonizedSystem/2007/0424-2007E.pdf)