

UNOFFICIAL CONSOLIDATED TEXT
of the Convention on International Interest in Mobile Equipment and the
Protocol to the Convention on International Interests in Mobile
Equipment on Matters specific to Railway Rolling Stock

THE STATES PARTIES TO THIS CONVENTION,

AWARE of the need to acquire and use mobile equipment of high value or particular economic significance and to facilitate the financing of the acquisition and use of such equipment in an efficient manner,

RECOGNISING the advantages of asset-based financing and leasing for this purpose and desiring to facilitate these types of transaction by establishing clear rules to govern them,

MINDFUL of the need to ensure that interests in such equipment are recognised and protected universally,

DESIRING to provide broad and mutual economic benefits for all interested parties,

BELIEVING that such rules must reflect the principles underlying asset-based financing and leasing and promote the autonomy of the parties necessary in these transactions,

CONSCIOUS of the need to establish a legal framework for international interests in such equipment and for that purpose to create an international registration system for their protection,

TAKING INTO CONSIDERATION the objectives and principles enunciated in existing Conventions relating to such equipment,

CONSIDERING it necessary to implement the Convention on International Interests in Mobile Equipment (the "Convention") as it relates to railway rolling stock, in the light of the purposes set out in the preamble to the Convention,

MINDFUL of the need to adapt the Convention to meet the particular requirements of railway rolling stock and their finance,

HAVE AGREED upon the following provisions:

CHAPTER I

Sphere of application and general provisions

Article 1 — Definitions

For the purposes of this Convention, "this Convention" means the *Consolidated Text of the Convention on International Interests in Mobile Equipment* and the *Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock*.

In this Convention, except where the context otherwise requires, the following terms are employed with the meanings set out below:

- (a) "agreement" means a security agreement, a title reservation agreement or a leasing agreement;
- (b) "assignment" means a contract which, whether by way of security or otherwise, confers on the assignee associated rights with or without a transfer of the related international interest;
- (c) "associated rights" means all rights to payment or other performance by a debtor under an agreement which are secured by or associated with the railway rolling stock;
- (d) "commencement of the insolvency proceedings" means the time at which the insolvency proceedings are deemed to commence under the applicable insolvency law;
- (e) "conditional buyer" means a buyer under a title reservation agreement;
- (f) "conditional seller" means a seller under a title reservation agreement;
- (g) "contract of sale" means a contract for the sale of railway rolling stock by a seller to a buyer which is not an agreement as defined in (a) above;
- (h) "court" means a court of law or an administrative or arbitral tribunal established by a Contracting State;
- (i) "creditor" means a chargee under a security agreement, a conditional seller under a title reservation agreement or a lessor under a leasing agreement;
- (j) "debtor" means a chargor under a security agreement, a conditional buyer under a title reservation agreement, a lessee under a leasing agreement or a person whose interest in railway rolling stock is burdened by a registrable non-consensual right or interest;
- (k) "guarantee contract" means a contract entered into by a person as a guarantor;
- (l) "guarantor" means a person who, for the purpose of assuring performance of any obligations in favour of a creditor secured by a security agreement or under an agreement, gives or issues a suretyship or demand guarantee or a standby letter of credit or any other form of credit insurance
- (m) "insolvency administrator" means a person authorised to administer the reorganisation or liquidation, including one authorised on an interim basis, and includes a debtor in possession if permitted by the applicable insolvency law;
- (n) "insolvency proceedings" means bankruptcy, liquidation or other collective judicial or administrative proceedings, including interim proceedings, in which the assets and affairs of the debtor are subject to control or supervision by a court for the purposes of reorganisation or liquidation;
- (o) "insolvency-related event" means:
 - (i) the commencement of the insolvency proceedings; or
 - (ii) the declared intention to suspend or actual suspension of payments by the debtor where the creditor's right to institute insolvency proceedings against the

debtor or to exercise remedies under the Convention is prevented or suspended by law or State action;

- (p) “interested persons” means:
 - (i) the debtor;
 - (ii) any person who, for the purpose of assuring performance of any of the obligations in favour of the creditor, gives or issues a suretyship or demand guarantee or a standby letter of credit or any other form of credit insurance;
 - (iii) any other person having rights in or over the railway rolling stock;
- (q) “internal transaction” means a transaction of a type listed in Article 2(2)(a) to (c) where the centre of the main interests of all parties to such transaction is situated, and the relevant railway rolling stock located (as specified in the Protocol), in the same Contracting State at the time of the conclusion of the contract and where the interest created by the transaction has been registered in a national registry in that Contracting State which has made a declaration under Article 66(1);
- (r) “international interest” means an interest held by a creditor to which Article 2 applies;
- (s) “International Registry” means the international registration facilities established for the purposes of this Convention or the Protocol;
- (t) “leasing agreement” means an agreement by which one person (the lessor) grants a right to possession or control of railway rolling stock (with or without an option to purchase) to another person (the lessee) in return for a rental or other payment;
- (u) “national interest” means an interest held by a creditor in railway rolling stock and created by an internal transaction covered by a declaration under Article 66(1);
- (v) “non-consensual right or interest” means a right or interest conferred under the law of a Contracting State which has made a declaration under Article 53 to secure the performance of an obligation, including an obligation to a State, State entity or an intergovernmental or private organisation;
- (w) “notice of a national interest” means notice registered or to be registered in the International Registry that a national interest has been created;
- (x) “pre-existing right or interest” means a right or interest of any kind in or over railway rolling stock created or arising before the effective date of this Convention as defined by Article 77(2)(a);
- (y) “primary insolvency jurisdiction” means the Contracting State in which the centre of the debtor’s main interests is situated, which for this purpose shall be deemed to be the place of the debtor’s statutory seat or, if there is none, the place where the debtor is incorporated or formed, unless proved otherwise;
- (z) “proceeds” means money or non-money proceeds of railway rolling stock arising from the total or partial loss or physical destruction of the railway rolling stock or its total or partial confiscation, condemnation or requisition;
- (aa) “prospective assignment” means an assignment that is intended to be made in the future, upon the occurrence of a stated event, whether or not the occurrence of the event is certain;
- (bb) “prospective international interest” means an interest that is intended to be created or provided for in railway rolling stock as an international interest in the future, upon the occurrence of a stated event (which may include the debtor’s acquisition of an interest in the railway rolling stock), whether or not the occurrence of the event is certain;
- (cc) “railway rolling stock ” means vehicles movable on a fixed railway track or directly on, above or below a guideway, together with traction systems, engines, brakes, axles, bogies, pantographs, accessories and other components, equipment and parts, in each case installed on or incorporated in the vehicles, and together with all data, manuals and records relating thereto;

- (dd) “registered” means registered in the International Registry pursuant to Chapter V;
- (ee) “registered interest” means an international interest, a registrable non-consensual right or interest or a national interest specified in a notice of a national interest registered pursuant to Chapter V;
- (ff) “registrable non-consensual right or interest” means a non-consensual right or interest registrable pursuant to a declaration deposited under Article 54;
- (gg) “Registrar” means, in respect of the Protocol, the person or body designated by that Protocol or appointed under Article 24(6)(b);
- (hh) “regulations” means regulations made or approved by the Supervisory Authority pursuant to the Protocol;
- (ii) “sale” means a transfer of ownership of railway rolling stock pursuant to a contract of sale;
- (jj) “secured obligation” means an obligation secured by a security interest;
- (kk) “security agreement” means an agreement by which a chargor grants or agrees to grant to a chargee an interest (including an ownership interest) in or over railway rolling stock to secure the performance of any existing or future obligation of the chargor or a third person;
- (ll) “security interest” means an interest created by a security agreement;
- (mm) “Supervisory Authority” means, in respect of the Protocol, the Supervisory Authority referred to in Article 24;
- (nn) “title reservation agreement” means an agreement for the sale of railway rolling stock on terms that ownership does not pass until fulfilment of the condition or conditions stated in the agreement;
- (oo) “unregistered interest” means a consensual interest or non-consensual right or interest (other than an interest to which Article 53 applies) which has not been registered, whether or not it is registrable under this Convention; and
- (pp) “writing” means a record of information (including information communicated by teletransmission) which is in tangible or other form and is capable of being reproduced in tangible form on a subsequent occasion and which indicates by reasonable means a person’s approval of the record.

Article 2 — The international interest

1. This Convention provides for the constitution and effects of an international interest in railway rolling stock.
2. For the purposes of this Convention, an international interest in railway rolling stock is an interest, constituted under Article 7 in railway rolling stock:
 - (a) granted by the chargor under a security agreement;
 - (b) vested in a person who is the conditional seller under a title reservation agreement; or
 - (c) vested in a person who is the lessor under a leasing agreement.

An interest falling within sub-paragraph (a) does not also fall within sub-paragraph (b) or (c).
3. The applicable law determines whether an interest to which paragraph 2 applies falls within subparagraph (a), (b) or (c) of that paragraph.
4. An international interest in railway rolling stock extends to the proceeds of that railway rolling stock.

Article 3 — Sphere of application

1. This Convention applies when, at the time of the conclusion of the agreement creating or providing for the international interest, the debtor is situated in a Contracting State.
2. The fact that the creditor is situated in a non-Contracting State does not affect the applicability of this Convention.

Article 4 — Where debtor is situated

1. For the purposes of Article 3(1), the debtor is situated in any Contracting State:
 - (a) under the law of which it is incorporated or formed;
 - (b) where it has its registered office or statutory seat;
 - (c) where it has its centre of administration; or
 - (d) where it has its place of business.
2. A reference in sub-paragraph (d) of the preceding paragraph to the debtor's place of business shall, if it has more than one place of business, mean its principal place of business or, if it has no place of business, its habitual residence.

Article 5 — Interpretation and applicable law

1. In the interpretation of this Convention, regard is to be had to its purposes as set forth in the preamble, to its international character and to the need to promote uniformity and predictability in its application.
2. Questions concerning matters governed by this Convention which are not expressly settled in it are to be settled in conformity with the general principles on which it is based or, in the absence of such principles, in conformity with the applicable law.
3. References to the applicable law are to the domestic rules of the law applicable by virtue of the rules of private international law of the forum State.
4. Where a State comprises several territorial units, each of which has its own rules of law in respect of the matter to be decided, and where there is no indication of the relevant territorial unit, the law of that State decides which is the territorial unit whose rules shall govern. In the absence of any such rule, the law of the territorial unit with which the case is most closely connected shall apply.

Article 6 — Representative capacities

A person may, in relation to railway rolling stock, enter into an agreement, effect a registration as defined by Article 23(2) and assert rights and interests under the Convention, in an agency, trust or representative capacity.

Article 7 – Identification of railway rolling stock under this Convention

1. For the purposes of Article 9(c) and Article 58(2), a description of railway rolling stock is sufficient to identify the railway rolling stock if it contains:
 - (a) a description of the railway rolling stock by item;
 - (b) a description of the railway rolling stock by type;

- (c) a statement that the agreement covers all present and future railway rolling stock; or
- (d) a statement that the agreement covers all present and future railway rolling stock except for specified items or types.

2. For the purposes of Article 9, an interest in future railway rolling stock identified in accordance with the preceding paragraph shall be constituted as an international interest as soon as the chargor, conditional seller or lessor acquires the power to dispose of the railway rolling stock, without the need for any new act of transfer.

Article 8 – Choice of Law

1. This Article applies only where a Contracting State has made a declaration pursuant to Article 71(1).
2. The parties to an agreement or a related guarantee contract or subordination agreement may agree on the law which is to govern their contractual rights and obligations, wholly or in part.
3. Unless otherwise agreed, the reference in the preceding paragraph to the law chosen by the parties is to the domestic rules of law of the designated State or, where that State comprises several territorial units, to the domestic law of the designated territorial unit.

CHAPTER II

Constitution of an international interest

Article 9 — Formal requirements

An interest is constituted as an international interest under this Convention where the agreement creating or providing for the interest:

- (a) is in writing;
- (b) relates to railway rolling stock of which the chargor, conditional seller or lessor has power to dispose;
- (c) enables the railway rolling stock to be identified in conformity with Article 7; and
- (d) in the case of a security agreement, enables the secured obligations to be determined, but without the need to state a sum or maximum sum secured.

CHAPTER III

Default remedies

Article 10 — Remedies of chargee

1. In the event of default as provided in Article 15, the chargee may, to the extent that the chargor has at any time so agreed and subject to any declaration that may be made by a Contracting State under Article 70, exercise any one or more of the following remedies:
 - (a) take possession or control of any railway rolling stock charged to it;
 - (b) sell or grant a lease of any such railway rolling stock;

- (c) collect or receive any income or profits arising from the management or use of any such railway rolling stock.
2. The chargee may alternatively apply for a court order authorising or directing any of the acts referred to in the preceding paragraph.
3. A chargee proposing to sell or grant a lease of railway rolling stock under paragraph 1 shall give reasonable prior notice in writing of the proposed sale or lease to:
- (a) interested persons specified in Article 1(p)(i) and (ii); and
 - (b) interested persons specified in Article 1(p)(iii) who have given notice of their rights to the chargee within a reasonable time prior to the sale or lease.
4. A chargee giving fourteen or more calendar days' prior written notice of a proposed sale or lease to interested persons as provided under paragraph 3 shall be deemed to satisfy the requirement of giving the "reasonable prior notice" specified therein. The foregoing shall not prevent a chargee and a chargor or a guarantor from agreeing to a longer period of prior notice.
5. Any sum collected or received by the chargee as a result of exercise of any of the remedies set out in paragraph 1 or 2 shall be applied towards discharge of the amount of the secured obligations.
6. Where the sums collected or received by the chargee as a result of the exercise of any remedy set out in paragraph 1 or 2 exceed the amount secured by the security interest and any reasonable costs incurred in the exercise of any such remedy, then unless otherwise ordered by the court the chargee shall distribute the surplus among holders of subsequently ranking interests which have been registered or of which the chargee has been given notice, in order of priority, and pay any remaining balance to the chargor.

Article 11 — Vesting of railway rolling stock in satisfaction; redemption

1. At any time after default as provided in Article 15, the chargee and all the interested persons may agree that ownership of (or any other interest of the chargor in) any railway rolling stock covered by the security interest shall vest in the chargee in or towards satisfaction of the secured obligations.
2. The court may on the application of the chargee order that ownership of (or any other interest of the chargor in) any railway rolling stock covered by the security interest shall vest in the chargee in or towards satisfaction of the secured obligations.
3. The court shall grant an application under the preceding paragraph only if the amount of the secured obligations to be satisfied by such vesting is commensurate with the value of the railway rolling stock after taking account of any payment to be made by the chargee to any of the interested persons.
4. At any time after default as provided in Article 15 and before sale of the charged railway rolling stock or the making of an order under paragraph 2, the chargor or any interested person may discharge the security interest by paying in full the amount secured, subject to any lease granted by the chargee under Article 10(1)(b) or ordered under Article 10(2). Where, after such default, the payment of the amount secured is made in full by an interested person other than the debtor, that person is subrogated to the rights of the chargee.
5. Ownership or any other interest of the chargor passing on a sale under Article 10(1)(b) or passing under paragraph 1 or 2 of this Article is free from any other interest over which the chargee's security interest has priority under the provisions of Article 43.

Article 12 — Remedies of conditional seller or lessor

In the event of default under a title reservation agreement or under a leasing agreement as provided in Article 15, the conditional seller or the lessor, as the case may be, may:

- (a) subject to any declaration that may be made by a Contracting State under Article 70, terminate the agreement and take possession or control of any railway rolling stock to which the agreement relates; or
- (b) apply for a court order authorising or directing either of these acts.

Article 13 — Additional remedies of creditor

1. In addition to the remedies specified in Articles 10, 12 and 18, the creditor may, to the extent that the debtor has at any time so agreed and in the circumstances specified in those provisions, procure the export and physical transfer of railway rolling stock from the territory in which it is situated.
2. The creditor shall not exercise the remedies specified in the preceding paragraph without the prior consent in writing of the holder of any registered interest ranking in priority to that of the creditor.
3. Subject to any applicable safety laws and regulations, a Contracting State shall ensure that the relevant administrative authorities expeditiously co-operate with and assist the creditor to the extent necessary for the exercise of the remedies specified in paragraph 1.
4. A chargee proposing to procure the export of railway rolling stock under paragraph 1 otherwise than pursuant to a court order shall give reasonable prior notice in writing of the proposed export to:
 - (a) interested persons specified in Article 1(p)(i) and (ii); and
 - (b) interested persons specified in Article 1(p)(iii) who have given notice of their rights to the chargee within a reasonable time prior to the export.

Article 14 — Additional remedies under applicable law

Any additional remedies permitted by the applicable law, including any remedies agreed upon by the parties, may be exercised to the extent that they are not inconsistent with the mandatory provisions of this Chapter as set out in Article 20.

Article 15 — Meaning of default

1. The debtor and the creditor may at any time agree in writing as to the events that constitute a default or otherwise give rise to the rights and remedies specified in Articles 10 to 13 and 18.
2. Where the debtor and the creditor have not so agreed, "default" for the purposes of Articles 10 to 13 and 18 means a default which substantially deprives the creditor of what it is entitled to expect under the agreement.

Article 16 — Debtor provisions

1. In the absence of a default within the meaning of Article 15, the debtor shall be entitled to the quiet possession and use of the railway rolling stock in accordance with the agreement as against:

- (a) its creditor and the holder of any interest from which the debtor takes free pursuant to Article 43(4)(b) unless and to the extent that the debtor has otherwise agreed; and
 - (b) the holder of any interest to which the debtor's right or interest is subject pursuant to Article 43(4)(a), but only to the extent, if any, that such holder has agreed.
2. Nothing in the Convention or this Protocol affects the liability of a creditor for any breach of the agreement under the applicable law in so far as that agreement relates to railway rolling stock.

Article 17 — Standard for exercising remedies

Any remedy given by the Convention in relation to railway rolling stock shall be exercised in a commercially reasonable manner. A remedy shall be deemed to be exercised in a commercially reasonable manner where it is exercised in conformity with a provision of the agreement except where such a provision is manifestly unreasonable.

Article 18 — Relief pending final determination

1. Subject to any declaration that it may make under Article 71(2), a Contracting State shall ensure that a creditor who adduces evidence of default by the debtor may, pending final determination of its claim and to the extent that the debtor has at any time so agreed, obtain from a court speedy relief in the form of such one or more of the following orders as the creditor requests:
- (a) preservation of the railway rolling stock and its value;
 - (b) possession, control or custody of the railway rolling stock;
 - (c) immobilisation of the railway rolling stock;
 - (d) lease or, except where covered by sub-paragraphs (a) to (c), management of the railway rolling stock and the income therefrom; and
 - (e) if at any time the debtor and the creditor specifically agree, sale of the railway rolling stock and application of proceeds therefrom.
2. For the purposes of the preceding paragraph, "speedy" in the context of obtaining relief means within such number of calendar days from the date of filing of the application for relief as is specified in a declaration made by the Contracting State in which the application is made.
3. Ownership or any other interest of the debtor passing on a sale under sub-paragraph 1 of this Article is free from any other interest over which the creditor's international interest has priority under the provisions of Article 43.
4. In making any order under the preceding paragraph, the court may impose such terms as it considers necessary to protect the interested persons in the event that the creditor:
- (a) in implementing any order granting such relief, fails to perform any of its obligations to the debtor under this Convention or the Protocol; or
 - (b) fails to establish its claim, wholly or in part, on the final determination of that claim.
5. The creditor and the debtor or any other interested person may agree in writing to exclude the application of the preceding paragraph.
6. Before making any order under paragraph 1, the court may require notice of the request to be given to any of the interested persons.

7. With regard to the remedies in Article 13(1):
 - (a) they shall be made available by the administrative authorities in a Contracting State no later than seven calendar days after the creditor notifies such authorities that the relief specified in Article 13(1) is granted or, in the case of relief granted by a foreign court, recognised by a court of that Contracting State, and that the creditor is entitled to procure those remedies in accordance with the Convention; and
 - (b) the applicable authorities shall expeditiously co-operate with and assist the creditor in the exercise of such remedies in conformity with the applicable safety laws and regulations.
8. Nothing in the preceding paragraphs affects the application of Article 17 or limits the availability of forms of interim relief other than those set out in paragraph 1.
9. Paragraphs 2 and 7 shall not affect any applicable safety laws and regulations.
10. Paragraphs 1, 2, 3, 5, 7 and 9 of this Article apply only where a Contracting State has made a declaration under article 71(2) and to the extent stated in such declaration.

Article 19 — Procedural requirements

Subject to Article 70(2), any remedy provided by this Chapter shall be exercised in conformity with the procedure prescribed by the law of the place where the remedy is to be exercised.

Article 20 — Derogation

In their relations with each other, any two or more of the parties referred to in this Chapter may at any time, by agreement in writing, derogate from or vary the effect of any of the preceding provisions of this Chapter except Articles 10(3) to (6), 11(3) and (4), 17, 18(4) and 19.

Article 21 — Remedies on insolvency

1. This Article applies only where a Contracting State that is the primary insolvency jurisdiction has made a declaration pursuant to Article 71(3).
2. References in this Article to the “insolvency administrator” shall be to that person in its official, not in its personal, capacity.

Alternative A

3. Upon the occurrence of an insolvency-related event, the insolvency administrator or the debtor, as applicable, shall, subject to paragraph 7, give possession of the railway rolling stock to the creditor no later than the earlier of:
 - (a) the end of the waiting period; and
 - (b) the date on which the creditor would be entitled to possession of the railway rolling stock if this Article did not apply.
4. For the purposes of this Article, the “waiting period” shall be the period specified in a declaration of the Contracting State which is the primary insolvency jurisdiction.
5. Unless and until the creditor is given the opportunity to take possession under paragraph 3:

- (a) the insolvency administrator or the debtor, as applicable, shall preserve the railway rolling stock and maintain it and its value in accordance with the agreement; and
 - (b) the creditor shall be entitled to apply for any other forms of interim relief available under the applicable law.
- 6. Sub-paragraph (a) of the preceding paragraph shall not preclude the use of the railway rolling stock under arrangements designed to preserve the railway rolling stock and maintain it and its value.
- 7. The insolvency administrator or the debtor, as applicable, may retain possession of the railway rolling stock where, by the time specified in paragraph 3, it has cured all defaults other than a default constituted by the opening of insolvency proceedings and has agreed to perform all future obligations under the agreement and related transaction documents. A second waiting period shall not apply in respect of a default in the performance of such future obligations.
- 8. With regard to the remedies in Article 13(1):
 - (a) they shall be made available by the administrative authorities in a Contracting State no later than seven calendar days after the date on which the creditor notifies such authorities that it is entitled to procure those remedies in accordance with the Convention; and
 - (b) the applicable authorities shall expeditiously co-operate with and assist the creditor in the exercise of such remedies in conformity with the applicable safety laws and regulations.
- 9. No exercise of remedies permitted by the Convention or this Protocol may be prevented or delayed after the date specified in paragraph 3.
- 10. No obligations of the debtor under the agreement may be modified without the consent of the creditor.
- 11. Nothing in the preceding paragraph shall be construed to affect the authority, if any, of the insolvency administrator under the applicable law to terminate the agreement.
- 12. No rights or interests, except for non-consensual rights or interests of a category covered by a declaration pursuant to Article 53(1), shall have priority in insolvency proceedings over registered interests.
- 13. The provisions of this Convention shall apply to the exercise of any remedies under this Article.

Alternative B

- 3. Upon the occurrence of an insolvency-related event, the insolvency administrator or the debtor, as applicable, upon the request of the creditor, shall give notice to the creditor within the time specified in a declaration of a Contracting State pursuant to Article 71(3) whether it will:
 - (a) cure all defaults other than a default constituted by the opening of insolvency proceedings and agree to perform all future obligations, under the agreement and related transaction documents; or
 - (b) give the creditor the opportunity to take possession of the railway rolling stock, in accordance with the applicable law.
- 4. The applicable law referred to in sub-paragraph (b) of the preceding paragraph may permit the court to require the taking of any additional step or the provision of any additional guarantee.

5. The creditor shall provide evidence of its claims and proof that its international interest has been registered.

6. If the insolvency administrator or the debtor, as applicable, does not give notice in conformity with paragraph 3, or when the insolvency administrator or the debtor has declared that it will give the creditor the opportunity to take possession of the railway rolling stock but fails to do so, the court may permit the creditor to take possession of the railway rolling stock upon such terms as the court may order and may require the taking of any additional step or the provision of any additional guarantee.

7. The railway rolling stock shall not be sold pending a decision by a court regarding the claim and the international interest.

Alternative C

3. Upon the occurrence of an insolvency-related event, the insolvency administrator or the debtor, as applicable, shall within the cure period:

(a) cure all defaults other than a default constituted by the opening of insolvency proceedings and agree to perform all future obligations, under the agreement and related transaction documents; or

(b) give the creditor the opportunity to take possession of the railway rolling stock in accordance with the applicable law.

4. Before the end of the cure period, the insolvency administrator or the debtor, as applicable, may apply to the court for an order suspending its obligation under sub-paragraph (b) of the preceding paragraph for a period commencing from the end of the cure period and ending no later than the expiration of the agreement or any renewal thereof, and on such terms as the court considers just (the "suspension period"). Any such order shall require that all sums accruing to the creditor during the suspension period be paid from the insolvency estate or by the debtor as they become due and that the insolvency administrator or the debtor, as applicable, perform all other obligations arising during the suspension period.

5. If an application is made to the court under the preceding paragraph, the creditor shall not take possession of the railway rolling stock pending an order of the court. If the application is not granted within such number of calendar days from the date of filing of the application for relief as is specified in a declaration made by the Contracting State in which the application is made, the application will be deemed withdrawn unless the creditor and the insolvency administrator or the debtor, as applicable, otherwise agree.

6. Unless and until the creditor is given the opportunity to take possession under paragraph 3:

(a) the insolvency administrator or the debtor, as applicable, shall preserve the railway rolling stock and maintain it and its value in accordance with the agreement; and

(b) the creditor shall be entitled to apply for any other forms of interim relief available under the applicable law.

7. Sub-paragraph (a) of the preceding paragraph shall not preclude the use of the railway rolling stock under arrangements designed to preserve and maintain it and its value.

8. Where during the cure period or any suspension period the insolvency administrator or the debtor, as applicable, cures all defaults other than a default constituted by the opening of insolvency proceedings and agrees to perform all future obligations under the agreement and related transaction documents, the insolvency administrator or debtor may retain possession of the railway rolling stock and any order made by the court under paragraph 4 shall cease to have effect. A second cure period shall not apply in respect of a default in the performance of such future obligations.

9. With regard to the remedies in Article 13(1):
- (a) they shall be made available by the administrative authorities in a Contracting State no later than seven calendar days after the date on which the creditor notifies such authorities that it is entitled to procure those remedies in accordance with the Convention; and
 - (b) the applicable authorities shall expeditiously co-operate with and assist the creditor in the exercise of such remedies in conformity with the applicable safety laws and regulations.
10. Subject to paragraphs 4, 5 and 8, no exercise of remedies permitted by the Convention may be prevented or delayed after the cure period.
11. Subject to paragraphs 4, 5 and 8, no obligations of the debtor under the agreement and related transactions may be modified in insolvency proceedings without the consent of the creditor.
12. Nothing in the preceding paragraph shall be construed to affect the authority, if any, of the insolvency administrator under the applicable law to terminate the agreement.
13. No rights or interests, except for non-consensual rights or interests of a category covered by a declaration pursuant to Article 53(1), shall have priority in insolvency proceedings over registered interests.
14. The provisions of this Convention shall apply to the exercise of any remedies under this Article.
15. For the purposes of this Article, the “cure period” shall be the period, commencing with the date of the insolvency-related event, specified in a declaration of the Contracting State which is the primary insolvency jurisdiction.

Article 22 — Insolvency assistance

1. This Article applies only in a Contracting State which has made a declaration pursuant to Article 71(1).
2. The courts of a Contracting State in which railway rolling stock is situated shall, in accordance with the law of the Contracting State, co-operate to the maximum extent possible with foreign courts and foreign insolvency administrators in carrying out the provisions of Article 21.

CHAPTER IV

The international registration system

Article 23 — The International Registry

1. An International Registry shall be established for registrations of:
- (a) international interests, prospective international interests and registrable non-consensual rights and interests;
 - (b) assignments and prospective assignments of international interests;
 - (c) acquisitions of international interests by legal or contractual subrogations under the applicable law;
 - (d) notices of national interests; and

- (e) subordinations of interests referred to in any of the preceding sub-paragraphs.
2. For the purposes of this Chapter and Chapter V, the term “registration” includes, where appropriate, an amendment, extension or discharge of a registration.

Article 24 — The Supervisory Authority

1. There shall be a Supervisory Authority which shall be a body established by representatives, one representative to be appointed:
- (a) by each State Party;
 - (b) by each of a maximum of three other States to be designated by the International Institute for the Unification of Private Law (UNIDROIT); and
 - (c) by each of a maximum of three other States to be designated by the Intergovernmental Organisation for International Carriage by Rail (OTIF).
2. In the designation of the States referred to in sub-paragraphs (b) and (c) of the preceding paragraph regard shall be had to the need to ensure broad geographical representation.
3. The term of appointment of the representatives appointed pursuant to sub-paragraphs (b) and (c) of paragraph 1 shall be that specified by the designating Organisations. The terms of those representatives serving on the date when this Protocol enters into force for the tenth State Party shall expire no later than two years after that date
4. The representatives referred to in paragraph 1 shall adopt the initial rules of procedure for the Supervisory Authority. Adoption shall require agreement of:
- (a) a majority of all the representatives; and
 - (b) a majority of the representatives appointed pursuant to sub-paragraph (a) of paragraph 1.
5. The Supervisory Authority may establish a commission of experts consisting of:
- (a) persons nominated by Signatory and Contracting States and having the necessary qualifications and experience; and
 - (b) other experts as necessary

and entrust the commission with the task of assisting the Supervisory Authority in the discharge of its functions.

6. The Supervisory Authority shall:
- (a) establish or provide for the establishment of the International Registry;
 - (b) except as otherwise provided by the Protocol, appoint and dismiss the Registrar;
 - (c) ensure that any rights required for the continued effective operation of the International Registry in the event of a change of Registrar will vest in or be assignable to the new Registrar;
 - (d) after consultation with the Contracting States, make or approve and ensure the publication of regulations pursuant to the Protocol dealing with the operation of the International Registry;
 - (e) establish administrative procedures through which complaints concerning the operation of the International Registry can be made to the Supervisory Authority;
 - (f) supervise the Registrar and the operation of the International Registry;

- (g) at the request of the Registrar, provide such guidance to the Registrar as the Supervisory Authority thinks fit;
- (h) set and periodically review the structure of fees to be charged for the services and facilities of the International Registry;
- (i) do all things necessary to ensure that an efficient notice-based electronic registration system exists to implement the objectives of this Convention and the Protocol; and
- (j) report periodically to Contracting States concerning the discharge of its obligations under the Convention and the Protocol.

7. The Supervisory Authority may enter into any agreement requisite for the performance of its functions, including any agreement referred to in Article 41(3).

8. The Supervisory Authority shall own all proprietary rights in the data bases and archives of the International Registry.

Article 25 – The Secretariat

1. A secretariat (the Secretariat) shall assist the Supervisory Authority in the discharge of its functions, as directed by the Supervisory Authority. The Secretariat shall be OTIF.
2. In the event that the Secretariat becomes unable or unwilling to discharge its functions, the Supervisory Authority shall designate another Secretariat
3. The Secretariat shall, on being satisfied that the International Registry is fully operational, forthwith deposit a certificate to that effect with the Depositary
4. The Secretariat shall have legal personality where not already possessing such personality, and shall enjoy, in relation to its functions under the Convention and this Protocol, the same exemptions and immunities as are provided to the Supervisory Authority under Article 41(3) and to the International Registry under Article 41(4).
5. A measure taken by the Supervisory Authority that affects only the interests of a State Party or a group of States Parties shall be taken if such State Party or the majority of the group of States Parties also approve of the measure. A measure that could adversely affect the interests of a State Party or a group of States Parties shall have effect in such State Party or group of States Parties if such State Party or the majority of the group of States Parties also approve of the measure

Article 26 – The Registrar

1. The first Registrar shall be appointed for a period of not less than five or more than ten years. Thereafter, the Registrar shall be appointed or re-appointed for successive periods each not exceeding ten years
2. The Registrar shall ensure the efficient operation of the International Registry and perform the functions assigned to it by this Convention and the regulations.

Article 27 – Designated entry points

1. A Contracting State may at any time designate, by declaration, an entity or entities as the entry point or entry points through which there shall or may be transmitted to the International Registry information required for registration other than registration of a notice of a national interest or of a right or interest under Article 54 in either case arising under the laws

of another State. The various entry points shall be operated at least during working hours in their respective territories.

2. A designation made under the preceding paragraph may permit, but not compel, use of a designated entry point or entry points for information required for registrations in respect of notices of sale.

Article 28 – Working hours of the International Registry

The centralised functions of the International Registry shall be operated and administered by the Registrar on a twenty-four hour basis.

Article 29 – International registry fee

1. The Supervisory Authority shall set and may from time to time amend the fees to be paid in connection with registrations, filings, searches and other services the International Registry may provide, in accordance with its regulations.

2. The fees referred to in the preceding paragraph shall be determined so as to recover, to the extent necessary, the reasonable costs of establishing, implementing and operating the International Registry, as well as the reasonable costs of the Secretariat associated with the performance of its functions. Nothing in this paragraph shall preclude the Registrar from operating for a reasonable profit.

Article 30 – Notice of sales

The regulations shall authorise the registration in the International Registry of notices of sale of railway rolling stock. The provisions of this Chapter and of Chapter V shall, in so far as relevant, apply to these registrations. However, any such registration and any search made or certificate issued in respect of a notice of sale shall be for the purposes of information only and shall not affect the rights of any person, or have any other effect, under the Convention or the Protocol

CHAPTER V

Other matters relating to registration

Article 31 — Registration requirements

1. In accordance with the Convention, the regulations shall specify the requirements, including the criteria for the identification of the railway rolling stock:

(a) for effecting a registration (which shall include provision for prior electronic transmission of any consent from any person whose consent is required under Article 34);

(b) for making searches and issuing search certificates, and, subject thereto;

(c) for ensuring the confidentiality of information and documents of the International Registry other than information and documents relating to a registration.

2. The Registrar shall not be under a duty to enquire whether a consent to registration under Article 34 has in fact been given or is valid.

3. Where an interest registered as a prospective international interest becomes an international interest, no further registration shall be required provided that the registration information is sufficient for a registration of an international interest.

4. The Registrar shall arrange for registrations to be entered into the International Registry data base and made searchable in chronological order of receipt, and the file shall record the date and time of receipt.

Article 32 — Identification of railway rolling stock for registration purposes

1. For the purposes of this Article, the regulations shall prescribe a system for the allocation of identification numbers by the Registrar which enable the unique identification of items of railway rolling stock. The identification number shall be:

- (a) affixed to the item of railway rolling stock;
- (b) associated in the International Registry with the manufacturer's name and the manufacturer's identification number for the item so affixed; or
- (c) associated in the International Registry with a national or regional identification number so affixed.

2. For the purposes of the preceding paragraph, a Contracting State may, by declaration, state the system of national or regional identification numbers that shall be used with respect to items of railway rolling stock subject to an international interest that is created or provided for, or is intended to be created or provided for, by an agreement entered into by a debtor situated in that Contracting State at the time of the conclusion of that agreement. Such a national or regional identification system shall, subject to agreement between the Supervisory Authority and the Contracting State making the declaration, ensure the unique identification of each item of railway rolling stock to which the system applies.

3. A declaration by a Contracting State according to the preceding paragraph shall include detailed information on the operation of the national or regional identification system.

4. A registration in respect of an item of railway rolling stock for which a declaration pursuant to paragraph 2 has been made shall, in order for the registration to be valid, specify all the national or regional identification numbers to which the item has been subject since the entry into force of the Protocol under Article 65 and the time during which each number has applied to the item.

Article 33 — Validity and time of registration

1. A registration shall be valid only if made in conformity with Article 34.

2. A registration, if valid, shall be complete upon entry of the required information into the International Registry data base so as to be searchable.

3. A registration shall be searchable for the purposes of the preceding paragraph at the time when:

- (a) the International Registry has assigned to it a sequentially ordered file number; and
- (b) the registration information, including the file number, is stored in durable form and may be accessed at the International Registry.

4. If an interest first registered as a prospective international interest becomes an international interest, that international interest shall be treated as registered from the time of registration of the prospective international interest provided that the registration was still current immediately before the international interest was constituted as provided by Article 9.

5. The preceding paragraph applies with necessary modifications to the registration of a prospective assignment of an international interest.

6. A registration shall be searchable in the International Registry data base according to the search criteria established by the regulations.

Article 34— Consent to registration

1. An international interest, a prospective international interest or an assignment or prospective assignment of an international interest may be registered, and any such registration amended or extended prior to its expiry, by either party with the consent in writing of the other.

2. The subordination of an international interest to another international interest may be registered by or with the consent in writing at any time of the person whose interest has been subordinated.

3. A registration may be discharged by or with the consent in writing of the party in whose favour it was made.

4. The acquisition of an international interest by legal or contractual subrogation may be registered by the subrogee.

5. A registrable non-consensual right or interest may be registered by the holder thereof.

6. A notice of a national interest may be registered by the holder thereof.

Article 35 — Duration of registration

Registration of an international interest remains effective until discharged or until expiry of the period specified in the registration.

Article 36 — Searches

1. Any person may, in the manner prescribed by this Convention and the regulations, make or request a search of the International Registry by electronic means concerning interests or prospective international interests registered therein.

2. Upon receipt of a request therefor, the Registrar, in the manner prescribed by the Protocol and regulations, shall issue a registry search certificate by electronic means with respect to any railway rolling stock:

(a) stating all registered information relating thereto, together with a statement indicating the date and time of registration of such information; or

(b) stating that there is no information in the International Registry relating thereto.

3. A search certificate issued under the preceding paragraph shall indicate that the creditor named in the registration information has acquired or intends to acquire an international interest in the railway rolling stock but shall not indicate whether what is registered is an international interest or a prospective international interest, even if this is ascertainable from the relevant registration information.

Article 37 — List of declarations and declared non-consensual rights or interests

The Registrar shall maintain a list of declarations, withdrawals of declaration and of the categories of non-consensual right or interest communicated to the Registrar by the Depositary as having been declared by Contracting States in conformity with Articles 53 and

54 and the date of each such declaration or withdrawal of declaration. Such list shall be recorded and searchable in the name of the declaring State and shall be made available as provided in this Convention and the regulations to any person requesting it.

Article 38 — Evidentiary value of certificates

A document in the form prescribed by the regulations which purports to be a certificate issued by the International Registry is prima facie proof:

- (a) that it has been so issued; and
- (b) of the facts recited in it, including the date and time of a registration.

Article 39— Discharge of registration

1. Where the obligations secured by a registered security interest or the obligations giving rise to a registered non-consensual right or interest have been discharged, or where the conditions of transfer of title under a registered title reservation agreement have been fulfilled, the holder of such interest shall, without undue delay, procure the discharge of the registration after written demand by the debtor delivered to or received at its address stated in the registration.

2. Where a prospective international interest or a prospective assignment of an international interest has been registered, the intending creditor or intending assignee shall, without undue delay, procure the discharge of the registration after written demand by the intending debtor or assignor which is delivered to or received at its address stated in the registration before the intending creditor or assignee has given value or incurred a commitment to give value.

3. For the purposes of the preceding paragraph, and in the circumstances there described, the holder of a registered prospective international interest or a registered prospective assignment of an international interest shall take such steps as are within its power to procure the discharge of the registration no later than ten calendar days after the receipt of the demand described in that paragraph.

4. Where a subordination has been registered and the obligations of the debtor to the beneficiary of the subordination have been discharged, the beneficiary shall procure the discharge of the registration no later than ten calendar days after written demand by the subordinated party delivered to or received at the beneficiary's address stated in the registration

5. Where the obligations secured by a national interest specified in a registered notice of a national interest have been discharged, the holder of such interest shall, without undue delay, procure the discharge of the registration after written demand by the debtor delivered to or received at its address stated in the registration.

6. Where a registration ought not to have been made or is incorrect, the person in whose favour the registration was made shall, without undue delay, procure its discharge or amendment after written demand by the debtor delivered to or received at its address stated in the registration.

Article 40 — Access to the international registration facilities

No person shall be denied access to the registration and search facilities of the International Registry on any ground other than its failure to comply with the procedures prescribed by this Chapter.

CHAPTER VI

Privileges and immunities of the Supervisory Authority and the Registrar

Article 41— Legal personality; immunity

1. The Supervisory Authority shall have international legal personality where not already possessing such personality.
2. The Supervisory Authority and its officers and employees shall enjoy such immunity from legal or administrative process as is specified in this Convention.
3.
 - (a) The Supervisory Authority shall enjoy exemption from taxes and such other privileges as may be provided by agreement with the host State.
 - (b) For the purposes of this paragraph, "host State" means the State in which the Supervisory Authority is situated.
4. The assets, documents, data bases and archives of the International Registry shall be inviolable and immune from seizure or other legal or administrative process.
5. For the purposes of any claim against the Registrar under Article 42(1) or Article 57, the claimant shall be entitled to access to such information and documents as are necessary to enable the claimant to pursue its claim.
6. The Supervisory Authority may waive the inviolability and immunity conferred by paragraph 4.

CHAPTER VII

Liability of the Registrar

Article 42 — Liability and financial assurances

1. The Registrar shall be liable for compensatory damages for loss suffered by a person directly resulting from an error or omission of the Registrar and its officers and employees or from a malfunction of the international registration system except where the malfunction is caused by an event of an inevitable and irresistible nature, which could not be prevented by using the best practices in current use in the field of electronic registry design and operation, including those related to back-up and systems security and networking.
2. The Registrar shall not be liable under the preceding paragraph for factual inaccuracy of registration information received by the Registrar or transmitted by the Registrar in the form in which it received that information nor for acts or circumstances for which the Registrar and its officers and employees are not responsible and arising prior to receipt of registration information at the International Registry.
3. The Registrar shall be liable under paragraph 1 for loss caused up to an amount not exceeding the value of the railway rolling stock to which the loss relates. Notwithstanding the preceding sentence, the liability of the Registrar shall not exceed 5 million Special Drawing Rights in any calendar year, or such greater amount, computed in such manner, as the Supervisory Authority may from time to time determine by regulations.
4. The preceding paragraph shall not limit the Registrar's liability for damages for loss caused by gross negligence or intentional misconduct of the Registrar and its officers and employees.

5. Compensation under paragraph 1 may be reduced to the extent that the person who suffered the damage caused or contributed to that damage.
6. The Registrar shall procure insurance or a financial guarantee covering the liability referred to in this Article to the extent determined by the Supervisory Authority, in accordance with the Protocol.
7. The amount of the insurance or financial guarantee referred to in the preceding paragraph shall be not less than the amount determined by the Supervisory Authority to be appropriate, having regard to the prospective liability of the Registrar
8. Nothing in this Convention shall preclude the Registrar from procuring insurance or a financial guarantee covering events for which the Registrar is not liable under this Article 42.

CHAPTER VIII

Effects of an international interest as against third parties

Article 43 — Priority of competing interests

1. A registered interest has priority over any other interest subsequently registered and over an unregistered interest.
2. The priority of the first-mentioned interest under the preceding paragraph applies:
 - (a) even if the first-mentioned interest was acquired or registered with actual knowledge of the other interest; and
 - (b) even as regards value given by the holder of the first-mentioned interest with such knowledge.
3. The buyer of railway rolling stock acquires its interest in it:
 - (a) subject to an interest registered at the time of its acquisition of that interest; and
 - (b) free from an unregistered interest even if it has actual knowledge of such an interest.
4. The conditional buyer or lessee acquires its interest in or right over that railway rolling stock:
 - (a) subject to an interest registered prior to the registration of the international interest held by its conditional seller or lessor; and
 - (b) free from an interest not so registered at that time even if it has actual knowledge of that interest.
5. The priority of competing interests or rights under this Article may be varied by agreement between the holders of those interests, but an assignee of a subordinated interest is not bound by an agreement to subordinate that interest unless at the time of the assignment a subordination had been registered relating to that agreement.
6. Any priority given by this Article to an interest in railway rolling stock extends to proceeds.
7. This Convention:
 - (a) does not affect the rights of a person in an item, other than railway rolling stock, held prior to its installation on railway rolling stock if under the applicable law those rights continue to exist after the installation; and

(b) does not prevent the creation of rights in an item, other than railway rolling stock, which has previously been installed on railway rolling stock where under the applicable law those rights are created.

Article 44 — Effects of insolvency

1. In insolvency proceedings against the debtor an international interest is effective if prior to the commencement of the insolvency proceedings that interest was registered in conformity with this Convention.
2. Nothing in this Article impairs the effectiveness of an international interest in the insolvency proceedings where that interest is effective under the applicable law.
3. Nothing in this Article affects:
 - (a) any rules of law applicable in insolvency proceedings relating to the avoidance of a transaction as a preference or a transfer in fraud of creditors; or
 - (b) any rules of procedure relating to the enforcement of rights to property which is under the control or supervision of the insolvency administrator.

CHAPTER IX

Assignments of associated rights and international interests; rights of subrogation

Article 45 — Effects of assignment

1. Except as otherwise agreed by the parties, an assignment of associated rights made in conformity with Article 46 also transfers to the assignee:
 - (a) the related international interest; and
 - (b) all the interests and priorities of the assignor under this Convention.
2. Nothing in this Convention prevents a partial assignment of the assignor's associated rights. In the case of such a partial assignment the assignor and assignee may agree as to their respective rights concerning the related international interest assigned under the preceding paragraph but not so as adversely to affect the debtor without its consent.
3. Subject to paragraph 4, the applicable law shall determine the defences and rights of set-off available to the debtor against the assignee.
4. The debtor may at any time by agreement in writing waive all or any of the defences and rights of set-off referred to in the preceding paragraph other than defences arising from fraudulent acts on the part of the assignee.
5. In the case of an assignment by way of security, the assigned associated rights revert in the assignor, to the extent that they are still subsisting, when the obligations secured by the assignment have been discharged.

Article 46 — Formal requirements of assignment

1. An assignment of associated rights transfers the related international interest only if it:
 - (a) is in writing;
 - (b) enables the associated rights to be identified under the contract from which they arise; and

- (c) in the case of an assignment by way of security, enables the obligations secured by the assignment to be determined in accordance with this Convention but without the need to state a sum or maximum sum secured.
2. An assignment of an international interest created or provided for by a security agreement is not valid unless some or all related associated rights also are assigned.
3. This Convention does not apply to an assignment of associated rights which is not effective to transfer the related international interest.

Article 47 — Debtor's duty to assignee

1. To the extent that associated rights and the related international interest have been transferred in accordance with Articles 45 and 46, the debtor in relation to those rights and that interest is bound by the assignment and has a duty to make payment or give other performance to the assignee, if but only if:
- (a) the debtor has been given notice of the assignment in writing by or with the authority of the assignor; and
 - (b) the notice identifies the associated rights.
2. Irrespective of any other ground on which payment or performance by the debtor discharges the latter from liability, payment or performance shall be effective for this purpose if made in accordance with the preceding paragraph.
3. Nothing in this Article shall affect the priority of competing assignments.

Article 48 — Default remedies in respect of assignment by way of security

In the event of default by the assignor under the assignment of associated rights and the related international interest made by way of security, Articles 10, 11 and 13 to 19 apply in the relations between the assignor and the assignee (and, in relation to associated rights, apply in so far as those provisions are capable of application to intangible property) as if references:

- (a) to the secured obligation and the security interest were references to the obligation secured by the assignment of the associated rights and the related international interest and the security interest created by that assignment;
- (b) to the chargee or creditor and chargor or debtor were references to the assignee and assignor;
- (c) to the holder of the international interest were references to the assignee; and
- (d) to the railway rolling stock were references to the assigned associated rights and the related international interest.

Article 49 — Priority of competing assignments

1. Where there are competing assignments of associated rights and at least one of the assignments includes the related international interest and is registered, the provisions of Article 43 apply as if the references to a registered interest were references to an assignment of the associated rights and the related registered interest and as if references to a registered or unregistered interest were references to a registered or unregistered assignment.
2. Article 44 applies to an assignment of associated rights as if the references to an international interest were references to an assignment of the associated rights and the related international interest.

Article 50 — Assignee's priority with respect to associated rights

1. The assignee of associated rights and the related international interest whose assignment has been registered only has priority under Article 49(1) over another assignee of the associated rights:
 - (a) if the contract under which the associated rights arise states that they are secured by or associated with the railway rolling stock; and
 - (b) to the extent that the associated rights are related to railway rolling stock.
2. For the purposes of sub-paragraph (b) of the preceding paragraph, associated rights are related to railway rolling stock only to the extent that they consist of rights to payment or performance that relate to:
 - (a) a sum advanced and utilised for the purchase of the railway rolling stock;
 - (b) a sum advanced and utilised for the purchase of another item of railway rolling stock in which the assignor held another international interest if the assignor transferred that interest to the assignee and the assignment has been registered;
 - (c) the price payable for the railway rolling stock;
 - (d) the rentals payable in respect of the railway rolling stock; or
 - (e) other obligations arising from a transaction referred to in any of the preceding subparagraphs.
3. In all other cases, the priority of the competing assignments of the associated rights shall be determined by the applicable law.

Article 51 — Effects of assignor's insolvency

The provisions of Article 44 apply to insolvency proceedings against the assignor as if references to the debtor were references to the assignor.

Article 52 — Subrogation

1. Subject to paragraph 2, nothing in this Convention affects the acquisition of associated rights and the related international interest by legal or contractual subrogation under the applicable law.
2. The priority between any interest within the preceding paragraph and a competing interest may be varied by agreement in writing between the holders of the respective interests but an assignee of a subordinated interest is not bound by an agreement to subordinate that interest unless at the time of the assignment a subordination had been registered relating to that agreement.

CHAPTER X

Rights or interests subject to declarations by Contracting States

Article 53 — Rights having priority without registration

1. A Contracting State may at any time, in a declaration deposited with the Depository of the Protocol declare, generally or specifically:

(a) those categories of non-consensual right or interest (other than a right or interest to which Article 54 applies) which under that State's law have priority over an interest in railway rolling stock equivalent to that of the holder of a registered international interest and which shall have priority over a registered international interest, whether in or outside insolvency proceedings; and

(b) that nothing in this Convention shall affect the right of a State or State entity, intergovernmental organisation or other private provider of public services to arrest or detain railway rolling stock under the laws of that State for payment of amounts owed to such entity, organisation or provider directly relating to those services in respect of that railway rolling stock or another item of railway rolling stock.

2. A declaration made under the preceding paragraph may be expressed to cover categories that are created after the deposit of that declaration.

3. A non-consensual right or interest has priority over an international interest if and only if the former is of a category covered by a declaration deposited prior to the registration of the international interest.

4. Notwithstanding the preceding paragraph, a Contracting State may, at the time of ratification, acceptance, approval of, or accession to the Protocol, declare that a right or interest of a category covered by a declaration made under sub-paragraph (a) of paragraph 1 shall have priority over an international interest registered prior to the date of such ratification, acceptance, approval or accession.

Article 54 — Registrable non-consensual rights or interests

A Contracting State may at any time in a declaration deposited with the Depository of the Protocol list the categories of non-consensual right or interest which shall be registrable under this Convention as regards any railway rolling stock as if the right or interest were an international interest and shall be regulated accordingly. Such a declaration may be modified from time to time.

CHAPTER XI

Jurisdiction

Article 55 — Choice of forum

1. Subject to Articles 56 and 57, the courts of a Contracting State chosen by the parties to a transaction have jurisdiction in respect of any claim brought under this Convention, whether or not the chosen forum has a connection with the parties or the transaction. Such jurisdiction shall be exclusive unless otherwise agreed between the parties.

2. Any such agreement shall be in writing or otherwise concluded in accordance with the formal requirements of the law of the chosen forum.

Article 56 — Jurisdiction under Article 18

1. The courts of a Contracting State chosen by the parties and the courts of the Contracting State on the territory of which the railway rolling stock is situated have jurisdiction to grant relief under Article 18(1)(a), (b), (c) and Article 18(8) in respect of that railway rolling stock.

2. Jurisdiction to grant relief under Article 18(1)(d) or (e) or other interim relief by virtue of Article 18(8) may be exercised either:

- (a) by the courts chosen by the parties; or
 - (b) by the courts of a Contracting State on the territory of which the debtor is situated, being relief which, by the terms of the order granting it, is enforceable only in the territory of that Contracting State.
3. A court has jurisdiction under the preceding paragraphs even if the final determination of the claim referred to in Article 18(1) will or may take place in a court of another Contracting State or by arbitration.

Article 57 — Jurisdiction to make orders against the Registrar

1. The courts of the place in which the Registrar has its centre of administration shall have exclusive jurisdiction to award damages or make orders against the Registrar.
2. Where a person fails to respond to a demand made under Article 39 and that person has ceased to exist or cannot be found for the purpose of enabling an order to be made against it requiring it to procure discharge of the registration, the courts referred to in the preceding paragraph shall have exclusive jurisdiction, on the application of the debtor or intending debtor, to make an order directed to the Registrar requiring the Registrar to discharge the registration.
3. Where a person fails to comply with an order of a court having jurisdiction under this Convention or, in the case of a national interest, an order of a court of competent jurisdiction requiring that person to procure the amendment or discharge of a registration, the courts referred to in paragraph 1 may direct the Registrar to take such steps as will give effect to that order.
4. Except as otherwise provided by the preceding paragraphs, no court may make orders or give judgments or rulings against or purporting to bind the Registrar.

Article 58 — Waivers of sovereign immunity

1. Subject to paragraph 2, a waiver of sovereign immunity from jurisdiction of the courts specified in Article 55 or Article 56 or relating to enforcement of rights and interests relating to railway rolling stock under the Convention shall be binding and, if the other conditions to such jurisdiction or enforcement have been satisfied, shall be effective to confer jurisdiction and permit enforcement, as the case may be.
2. A waiver under the preceding paragraph must be in writing and contain a description of the railway rolling stock as specified in Article 7(1).

Article 59 — Jurisdiction in respect of insolvency proceedings

The provisions of this Chapter are not applicable to insolvency proceedings.

CHAPTER XII

Relationship with other Conventions

Article 60 — Relationship with the *United Nations Convention on the Assignment of Receivables in International Trade*

This Convention shall prevail over the *United Nations Convention on the Assignment of Receivables in International Trade*, opened for signature in New York on 12 December 2001,

as it relates to the assignment of receivables which are associated rights related to international interests in aircraft objects, railway rolling stock and space assets.

Article 61 — Relationship with the *UNIDROIT Convention on International Financial Leasing*

The Convention shall, to the extent of any inconsistency, prevail over the *UNIDROIT Convention on International Financial Leasing*, signed in Ottawa on 28 May 1988.

Article 62 — Relationship with the *convention Concerning International Carriage by Rail (COTIF)*

The Convention shall, to the extent of any inconsistency, prevail over the *Convention concerning International Carriage by Rail (COTIF)* of 9 May 1980 in the version of the *Protocol of Modification* of 3 June 1999.

CHAPTER XIII

Final provisions

Article 63— Signature, ratification, acceptance, approval or accession

1. The *Convention on International Interests in Mobile Equipment* shall be open for signature in Cape Town on 16 November 2001 by States participating in the Diplomatic Conference to Adopt a Mobile Equipment Convention and an Aircraft Protocol held at Cape Town from 29 October to 16 November 2001. After 16 November 2001, the Convention shall be open to all States for signature at the Headquarters of the International Institute for the Unification of Private Law (UNIDROIT) in Rome until it enters into force in accordance with Article 65.

2. The *Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock* shall be open for signature in Luxembourg on 23 February 2007 by States participating in the diplomatic Conference to adopt a Rail Protocol to the Convention on International Interests in Mobile Equipment held at Luxembourg from 12 to 23 February 2007. After 23 February 2007 the Protocol shall be open to all States for signature at the Headquarters of UNIDROIT in Rome until it enters into force in accordance with Article 65.

3. The Convention and the Protocol shall be subject to ratification, acceptance or approval by States which have signed it.

4. Any State which does not sign the Convention or the Protocol may accede to it at any time.

5. Ratification, acceptance, approval or accession is effected by the deposit of a formal instrument to that effect with the Depositary.

6. A State may not become a Party to the Protocol unless it is or becomes also a Party to the Convention.

Article 64 — Regional Economic Integration Organisations

1. A Regional Economic Integration Organisation which is constituted by sovereign States and has competence over certain matters governed by the Convention and the Protocol may similarly sign, accept, approve or accede to the Convention and the Protocol. The Regional Economic Integration Organisation shall in that case have the rights and

obligations of a Contracting State, to the extent that that Organisation has competence over matters governed by the Convention and the Protocol. Where the number of Contracting States is relevant in the Convention and the Protocol, the Regional Economic Integration Organisation shall not count as a Contracting State in addition to its Member States which are Contracting States.

2. The Regional Economic Integration Organisation shall, at the time of signature, acceptance, approval or accession, make a declaration to the Depositary specifying the matters governed by the Convention and the Protocol in respect of which competence has been transferred to that Organisation by its Member States. The Regional Economic Integration Organisation shall promptly notify the Depositary of any changes to the distribution of competence, including new transfers of competence, specified in the declaration under this paragraph.

3. Any reference to a “Contracting State” or “Contracting States” or “State Party” or “States Parties” in the Convention and the Protocol applies equally to a Regional Economic Integration Organisation where the context so requires.

Article 65 — Entry into force

1. The *Convention on International Interests in Mobile Equipment* enters into force on the first day of the month following the expiration of three months after the date of the deposit of the third instrument of ratification, acceptance, approval or accession but only as regards a category of objects to which a Protocol applies:

- (a) as from the time of entry into force of that Protocol;
- (b) subject to the terms of that Protocol; and
- (c) as between States Parties to this Convention and that Protocol.

2. For other States the Convention enters into force on the first day of the month following the expiration of three months after the date of the deposit of their instrument of ratification, acceptance, approval or accession but only as regards a category of objects to which a Protocol applies and subject, in relation to such Protocol, to the requirements of sub-paragraphs (a), (b) and (c) of the preceding paragraph.

3. The *Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock* enters into force between the States which have deposited instruments referred to in sub-paragraph (a) on the later of:

- (a) the first day of the month following the expiration of three months after the date of the deposit of the fourth instrument of ratification, acceptance, approval or accession, and
- (b) the date of the deposit by the Secretariat with the Depositary of a certificate confirming that the International Registry is fully operational.

4. For other States the Protocol enters into force on the first day of the month following the later of:

- (a) the expiration of three months after the date of the deposit of its instrument of ratification, acceptance, approval or accession; and
- (b) the date referred to in sub-paragraph (b) of the preceding paragraph.

Article 66 — Internal transactions

1. A Contracting State may, at the time of ratification, acceptance, approval of, or accession to the Protocol, declare that this Convention shall not apply to a transaction which

is an internal transaction in relation to that State with regard to all types of railway rolling stock or some of them.

2. Notwithstanding the preceding paragraph, the provisions of Articles 10(3), 11(1), 23, Chapter V, Article 43, and any provisions of this Convention relating to registered interests shall apply to an internal transaction.

3. For the purposes of paragraph 1, an "internal transaction" shall also mean, in relation to railway rolling stock, a transaction of a type listed in Article 2(2)(a) to (c) where the relevant railway rolling stock is only capable, in its normal course of use, of being operated on a single railway system within the Contracting State concerned, because of track gauge or other elements of the design of such railway rolling stock.

4. Where notice of a national interest has been registered in the International Registry, the priority of the holder of that interest under Article 43 shall not be affected by the fact that such interest has become vested in another person by assignment or subrogation under the applicable law.

Article 67 — Future Protocols

1. The Depositary may create working groups, in co-operation with such relevant non-governmental organisations as the Depositary considers appropriate, to assess the feasibility of extending the application of this Convention, through one or more Protocols, to objects of any category of high-value mobile equipment, other than categories of aircraft objects, railway rolling stock and space assets, each member of which is uniquely identifiable, and associated rights relating to such objects.

2. The Depositary shall communicate the text of any preliminary draft Protocol relating to a category of objects prepared by such a working group to all States Parties to the Convention, all member States of the Depositary, member States of the United Nations which are not members of the Depositary and the relevant intergovernmental organisations, and shall invite such States and organisations to participate in intergovernmental negotiations for the completion of a draft Protocol on the basis of such a preliminary draft Protocol.

3. The Depositary shall also communicate the text of any preliminary draft Protocol prepared by such a working group to such relevant non-governmental organisations as the Depositary considers appropriate. Such non-governmental organisations shall be invited promptly to submit comments on the text of the preliminary draft Protocol to the Depositary and to participate as observers in the preparation of a draft Protocol.

4. When the competent bodies of the Depositary adjudge such a draft Protocol ripe for adoption, the Depositary shall convene a diplomatic conference for its adoption.

5. Once such a Protocol has been adopted, subject to paragraph 6, this Convention shall apply to the category of objects covered thereby.

6. Article 60 of this Convention applies to such a Protocol only if specifically provided for in that Protocol.

Article 68 — Territorial units

1. If a Contracting State has territorial units in which different systems of law are applicable in relation to the matters dealt with in this Convention, it may, at the time of ratification, acceptance, approval or accession, declare that this Convention is to extend to all its territorial units or only to one or more of them and may modify its declaration by submitting another declaration at any time.

2. Any such declaration are to be notified to the Depository and shall state expressly the territorial units to which this Convention applies.
3. If a Contracting State has not made any declaration under paragraph 1, this Convention shall apply to all territorial units of that State.
4. Where a Contracting State extends this Convention to one or more of its territorial units, declarations permitted under this Convention may be made in respect of each such territorial unit, and the declarations made in respect of one territorial unit may be different from those made in respect of another territorial unit.
5. If by virtue of a declaration under paragraph 1, this Convention extends to one or more territorial units of a Contracting State:
 - (a) the debtor is considered to be situated in a Contracting State only if it is incorporated or formed under a law in force in a territorial unit to which this Convention applies or if it has its registered office or statutory seat, centre of administration, place of business or habitual residence in a territorial unit to which this Convention applies;
 - (b) any reference to the location of the railway rolling stock in a Contracting State refers to the location of the railway rolling stock in a territorial unit to which this Convention applies; and
 - (c) any reference to the administrative authorities in that Contracting State shall be construed as referring to the administrative authorities having jurisdiction in a territorial unit to which this Convention.

Article 69 — Determination of courts

A Contracting State may, at the time of ratification, acceptance, approval of, or accession to the Protocol, declare the relevant “court” or “courts” for the purposes of Article 1 and Chapter XI of this Convention.

Article 70 — Declarations regarding remedies

1. A Contracting State may, at the time of ratification, acceptance, approval of, or accession to the Protocol, declare that while the charged railway rolling stock is situated within, or controlled from its territory the chargee shall not grant a lease of the railway rolling stock in that territory.
2. A Contracting State shall, at the time of ratification, acceptance, approval of, or accession to the Protocol, declare whether or not any remedy available to the creditor under any provision of this Convention which is not there expressed to require application to the court may be exercised only with leave of the court.

Article 71 — Declarations relating to certain provisions

1. A Contracting State may, at the time of ratification, acceptance, approval of, or accession to this Protocol, declare that it will apply either or both of Articles 8 and 22.
2. A Contracting State may, at the time of ratification, acceptance, approval of, or accession to this Protocol, declare that it will apply Article 18, wholly or in part. If it so declares, it shall specify the time-period required by Article 18(2). A Contracting State may, also, declare that it will not apply the provisions of Article 18 or Article 56, or both, wholly or in part. The declaration shall specify under which conditions the relevant Article will be applied, in case it will be applied partly, or otherwise which other forms of interim relief will be applied.

3. A Contracting State may, at the time of ratification, acceptance, approval of, or accession to this Protocol, declare that it will apply the entirety of one of Alternatives A, B and C of Article 21 and, if it so declares, it shall specify the type of insolvency proceeding, if any, to which it will apply such Alternative. A Contracting State making a declaration pursuant to this paragraph shall specify the time-period required by Article 21 under paragraph 4 of Alternative A, paragraph 3 of Alternative B or paragraphs 5 and 15 of Alternative C, as applicable.

4. The courts of Contracting States shall apply Article 21 in conformity with the declaration made by the Contracting State which is the primary insolvency jurisdiction.

Article 72 – Declarations regarding public service railway rolling stock

1. A Contracting State may, at any time, declare that it will continue to apply, to the extent specified in its declaration, rules of its law in force at that time which preclude, suspend or govern the exercise within its territory of any of the remedies specified in Chapter III in relation to railway rolling stock habitually used for the purpose of providing a service of public importance (“public service railway rolling stock”) as specified in that declaration notified to the Depository.

2. Any person, including a governmental or other public authority, that, under rules of law of a Contracting State making a declaration under the preceding paragraph, exercises a power to take or procure possession, use or control of any public service railway rolling stock, shall preserve and maintain such railway rolling stock from the time of exercise of such power until possession, use or control is restored to the creditor.

3. During the period of time specified in the preceding paragraph, the person referred to in that paragraph shall also make or procure payment to the creditor of an amount equal to the greater of:

- (a) such amount as that person shall be required to pay under the rules of law of the Contracting State making the declaration; and
- (b) the market lease rental in respect of such railway rolling stock.

The first such payment shall be made within ten calendar days of the date on which such power is exercised, and subsequent payments shall be made on the first day of each successive month thereafter. In the event that in any month the amount payable exceeds the amount due to the creditor from the debtor, the surplus shall be paid to any other creditors to the extent of their claims in the order of their priority and thereafter to the debtor.

4. A Contracting State whose rules of law do not provide for the obligations specified in paragraphs 2 and 3 may, to the extent specified in a separate declaration notified to the Depository, declare that it will not apply those paragraphs with regard to railway rolling stock specified in that declaration. Nothing in this paragraph shall preclude a person from agreeing with the creditor to perform the obligations specified in paragraphs 2 or 3 or affect the enforceability of any agreement so concluded

5. Any initial or subsequent declaration made under this Article by a Contracting State shall not adversely affect rights and interests of creditors arising under an agreement entered into prior to the date on which that declaration is received by the Depository.

6. A Contracting State making a declaration under this Article shall take into consideration the protection of the interests of creditors and the effect of the declaration on the availability of credit.

Article 73 — Reservations and declarations

1. No reservations may be made to this Convention but declarations authorised by Articles 27, 32, 53, 54, 66, 68, 69, 70, 71, 72, 74, 75 and 77 may be made in accordance with these provisions.
2. Any declaration or subsequent declaration or any withdrawal of a declaration made under this Convention shall be notified in writing to the Depositary.

Article 74 — Subsequent declarations

1. A State Party may make a subsequent declaration, other than a declaration authorised under Article 77, at any time after the date on which this Convention and the Protocol have entered into force for it, by notifying the Depositary to that effect.
2. Any such subsequent declaration shall take effect on the first day of the month following the expiration of six months after the date of receipt of the notification by the Depositary. Where a longer period for that declaration to take effect is specified in the notification, it shall take effect upon the expiration of such longer period after receipt of the notification by the Depositary.
3. Notwithstanding the previous paragraphs, this Convention shall continue to apply, as if no such subsequent declarations had been made, in respect of all rights and interests arising prior to the effective date of any such subsequent declaration.

Article 75 — Withdrawal of declarations

1. Any State Party having made a declaration under this Convention, other than a declaration authorised under Article 77, may withdraw it at any time by notifying the Depositary. Such withdrawal is to take effect on the first day of the month following the expiration of six months after the date of receipt of the notification by the Depositary.
2. Notwithstanding the previous paragraph, this Convention shall continue to apply, as if no such withdrawal of declaration had been made, in respect of all rights and interests arising prior to the effective date of any such withdrawal.

Article 76 — Denunciations

1. Any State Party may denounce the Convention or the Protocol or both by notification in writing to the Depositary.
2. Any such denunciation shall take effect on the first day of the month following the expiration of twelve months after the date on which notification is received by the Depositary.
3. Notwithstanding the previous paragraphs, this Convention shall continue to apply, as if no such denunciation had been made, in respect of all rights and interests arising prior to the effective date of any such denunciation.

Article 77 — Transitional provisions

1. Unless otherwise declared by a Contracting State at any time, the Convention does not apply to a pre-existing right or interest, which retains the priority it enjoyed under the applicable law before the effective date of this Convention.
2. For the purposes of Article 1(x) and of determining priority under this Convention:

(a) “effective date of this Convention” means in relation to a debtor the time when this Convention enters into force or the time when the State in which the debtor is situated at the time the right or interest is created or arises becomes a Contracting State, whichever is the later; and

(b) the debtor is situated in a State where it has its centre of administration or, if it has no centre of administration, its place of business or, if it has more than one place of business, its principal place of business or, if it has no place of business, its habitual residence.

3. A Contracting State may in its declaration under paragraph 1 specify a date, not earlier than three years and not later than ten years after the date on which the declaration becomes effective, when Articles 43, 49 and 50 of this Convention as modified or supplemented by the Protocol will become applicable, to the extent and in the manner specified in the declaration, to pre-existing rights or interests arising under an agreement made at a time when the debtor was situated in that State. Any priority of the right or interest under the law of that State, so far as applicable, shall continue if the right or interest is registered in the International Registry before the expiration of the period specified in the declaration, whether or not any other right or interest has previously been registered.

Article 78 — Review Conferences, amendments and related matters

1. The Depositary, in consultation with the Supervisory Authority shall prepare reports yearly, or at such other time as the circumstances may require, for the States Parties as to the manner in which the international regimen established in this Convention has operated in practice. In preparing such reports, the Depositary shall take into account the reports of the Supervisory Authority concerning the functioning of the international registration system.

2. At the request of not less than twenty-five per cent of the States Parties, Review Conferences of States Parties shall be convened from time to time by the Depositary, in consultation with the Supervisory Authority, to consider:

(a) the practical operation of this Convention and its effectiveness in facilitating the asset-based financing and leasing of the objects covered by its terms;

(b) the judicial interpretation given to, and the application made of the terms of this Convention and the regulations;

(c) the functioning of the international registration system, the performance of the Registrar and its oversight by the Supervisory Authority, taking into account the reports of the Supervisory Authority; and

(d) whether any modifications to this Convention or the arrangements relating to the International Registry are desirable.

3. Subject to paragraph 4, any amendment to this Convention or the Protocol shall be approved by at least a two-thirds majority of States Parties participating in the Conference referred to in the preceding paragraph and shall then enter into force in respect of States which have ratified, accepted or approved such amendment when ratified, accepted, or approved by four States in accordance with the provisions of Article 65 relating to its entry into force.

4. Where the proposed amendment to this Convention is intended to apply to more than one category of equipment, such amendment shall also be approved by at least a two-thirds majority of States Parties to each Protocol that are participating in the Conference referred to in paragraph 2.

Article 79 — Depositary and its functions

1. Instruments of ratification, acceptance, approval or accession shall be deposited with UNIDROIT, which is hereby designated the Depositary.
2. The Depositary shall:
 - (a) inform all Contracting States of:
 - (i) each new signature or deposit of an instrument of ratification, acceptance, approval or accession, together with the date thereof;
 - (ii) the date of the deposit of the certificate referred to in Article 65(3)(b);
 - (iii) the date of entry into force of the Convention and the Protocol;
 - (iv) each declaration made in accordance with this Convention, together with the date thereof;
 - (v) the withdrawal or amendment of any declaration, together with the date thereof; and
 - (vi) the notification of any denunciation of this Convention together with the date thereof and the date on which it takes effect;
 - (b) transmit certified true copies of the Convention and the Protocol to all Contracting States;
 - (c) provide the Supervisory Authority and the Registrar with a copy of each instrument of ratification, acceptance, approval or accession, together with the date of deposit thereof, of each declaration or withdrawal or amendment of a declaration and of each notification of denunciation, together with the date of notification thereof, so that the information contained therein is easily and fully available; and
 - (d) perform such other functions customary for depositaries.

IN WITNESS WHEREOF the undersigned Plenipotentiaries, having been duly authorised, have signed the Convention and the Protocol.

DONE at Cape Town, in respect of the Convention, this sixteenth day of November, two thousand and one, in a single original in the English, Arabic, Chinese, French, Russian and Spanish languages, all texts being equally authentic, such authenticity to take effect upon verification by the Joint Secretariat of the Conference under the authority of the President of the Conference within ninety days hereof as to the conformity of the texts with one another.

DONE at Luxembourg, in respect of the Protocol, this twenty-third day of February, two thousand and seven, in a single original in the English, French and German languages, all texts being equally authentic, such authenticity to take effect upon verification by the Secretariat of the Conference under the authority of the President of the Conference within ninety days hereof as to the conformity of the texts with one another.

**TABLE OF CONCORDANCE BETWEEN THE CONVENTION/PROTOCOL AND THE
CONSOLIDATED TEXT**

Section 1 – from Convention to Consolidated Text

CONVENTION	CONS'D. TEXT
Article 1 Chapeau	Article 1 Chapeau
Article 1(a)	Article 1(a)
Article 1(b)	Article 1(b)
Article 1(c)	Article 1(c)
Article 1(d)	Article 1(d)
Article 1(e)	Article 1(e)
Article 1(f)	Article 1(f)
Article 1(g)	Article 1(g)
Article 1(h)	Article 1(h)
Article 1(i)	Article 1(i)
Article 1(j)	Article 1(j)
Article 1(k)	Article 1(m)
Article 1(l)	Article 1(o)
Article 1(m)	Article 1(p)
Article 1(n)	Article 1(q)
Article 1(o)	Article 1(r)
Article 1(p)	Article 1(s)
Article 1(q)	Article 1(t)
Article 1(r)	Article 1(u)
Article 1(s)	Article 1(v)
Article 1(t)	Article 1(w)
<i>Article 1(u)</i>	<i>Not included</i>
Article 1(v)	Article 1(x)
Article 1(w)	Article 1(z)
Article 1(x)	Article 1(aa)
Article 1(y)	Article 1(bb)
<i>Article 1(z)</i>	<i>Not included</i>
<i>Article 1(aa)</i>	<i>Not included</i>
Article 1(bb)	Article 1(dd)
Article 1(cc)	Article 1(ee)
Article 1(dd)	Article 1(ff)
Article 1(ee)	Article 1(gg)
Article 1(ff)	Article 1(hh)
Article 1(gg)	Article 1(ii)
Article 1(hh)	Article 1(jj)
Article 1(ii)	Article 1(kk)

CONVENTION	CONS'D. TEXT
Article 1(jj)	Article 1(ll)
Article 1(kk)	Article 1(mm)
Article 1(ll)	Article 1(nn)
Article 1(mm)	Article 1(oo)
Article 1(nn)	Article 1(pp)
Article 2(1)	Article 2(1)
Article 2(2)	Article 2(2)
<i>Article 2(3)</i>	<i>Not included</i>
Article 2(4)	Article 2(3)
Article 2(5)	Article 2(4)
Article 3(1)	Article 3(1)
Article 3(2)	Article 3(2)
Article 4(1)	Article 4(1)
Article 4(2)	Article 4(2)
Article 5(1)	Article 5(1)
Article 5(2)	Article 5(2)
Article 5(3)	Article 5(3)
Article 5(4)	Article 5(4)
<i>Article 6(1)</i>	<i>Not included</i>
<i>Article 6(2)</i>	<i>Not included</i>
Article 7	Article 9
Article 8(1)	Article 10(1)
Article 8(2)	Article 10(2)
Article 8(3)	Article 17
Article 8(4)	Article 10(3)
Article 8(5)	Article 10(5)
Article 8(6)	Article 10(6)
Article 9(1)	Article 11(1)
Article 9(2)	Article 11(2)
Article 9(3)	Article 11(3)
Article 9(4)	Article 11(4)
Article 9(5)	Article 11(5)
Article 10	Article 12
Article 11(1)	Article 15(1)
Article 11(2)	Article 15(2)
Article 12	Article 14

Section 1 – from Convention to Consolidated Text – (continued)

CONVENTION	CONS'D. TEXT	CONVENTION	CONS'D. TEXT
Article 13(1)	Article 18(1)	Article 27(5)	Article 41(5)
Article 13(2)	Article 18(4)	Article 27(6)	Article 41(6)
Article 13(3)	Article 18(6)	Article 28(1)	Article 42(1)
Article 13(4)	Article 18(8)	Article 28(2)	Article 42(2)
Article 14	Article 19	Article 28(3)	Article 42(5)
Article 15	Article 20	Article 28(4)	Article 42(6)
Article 16(1)	Article 23(1)	Article 29(1)	Article 43(1)
Article 16(2)	<i>Not included</i>	Article 29(2)	Article 43(2)
Article 16(3)	Article 23(2)	Article 29(3)	Article 43(3)
Article 17(1)	Article 24(1)	Article 29(4)	Article 43(4)
Article 17(2)	Article 24(6)	Article 29(5)	Article 43(5)
Article 17(3)	Article 24(7)	Article 29(6)	Article 43(6)
Article 17(4)	Article 24(8)	Article 29(7)	Article 43(7)
Article 17(5)	Article 26(2)	Article 30(1)	Article 44(1)
Article 18(1)	Article 31(1)	Article 30(2)	Article 44(2)
Article 18(2)	Article 31(2)	Article 30(3)	Article 44(3)
Article 18(3)	Article 31(3)	Article 31(1)	Article 45(1)
Article 18(4)	Article 31(4)	Article 31(2)	Article 45(2)
Article 18(5)	Article 27(1)	Article 31(3)	Article 45(3)
Article 19(1)	Article 33(1)	Article 31(4)	Article 45(4)
Article 19(2)	Article 33(2)	Article 31(5)	Article 45(5)
Article 19(3)	Article 33(3)	Article 32(1)	Article 46(1)
Article 19(4)	Article 33(4)	Article 32(2)	Article 46(2)
Article 19(5)	Article 33(5)	Article 32(3)	Article 46(3)
Article 19(6)	Article 33(6)	Article 33(1)	Article 47(1)
Article 20(1)	Article 34(1)	Article 33(2)	Article 47(2)
Article 20(2)	Article 34(2)	Article 33(3)	Article 47(3)
Article 20(3)	Article 34(3)	Article 34	Article 48
Article 20(4)	Article 34(4)	Article 35(1)	Article 49(1)
Article 20(5)	Article 34(5)	Article 35(2)	Article 49(2)
Article 20(6)	Article 34(6)	Article 36(1)	Article 50(1)
Article 21	Article 35	Article 36(2)	Article 50(2)
Article 22(1)	Article 36(1)	Article 36(3)	Article 50(3)
Article 22(2)	Article 36(2)	Article 37	Article 51
Article 22(3)	Article 36(3)	Article 38(1)	Article 52(1)
Article 23	Article 37	Article 38(2)	Article 52(2)
Article 24	Article 38	Article 39(1)	Article 53(1)
Article 25(1)	Article 39(1)	Article 39(2)	Article 53(2)
Article 25(2)	Article 39(2)	Article 39(3)	Article 53(3)
Article 25(3)	Article 39(5)	Article 39(4)	Article 53(4)
Article 25(4)	Article 39(6)	Article 40	Article 54
Article 26	Article 40	Article 41	<i>Not included</i>
Article 27(1)	Article 41(1)	Article 42(1)	Article 55(1)
Article 27(2)	Article 41(2)	Article 42(2)	Article 55(2)
Article 27(3)	Article 41(3)	Article 43(1)	Article 56(1)
Article 27(4)	Article 41(4)	Article 43(2)	Article 56(2)

<i>Section 1 – from Convention to Consolidated Text – (continued)</i>			
CONVENTION	CONS'D. TEXT	CONVENTION	CONS'D. TEXT
Article 43(3)	Article 56(3)	Article 52(2)	Article 68(2)
Article 44(1)	Article 57(1)	Article 52(3)	Article 68(3)
Article 44(2)	Article 57(2)	Article 52(4)	Article 68(4)
Article 44(3)	Article 57(3)	Article 52(5)	Article 68(5)
Article 44(4)	Article 57(4)	Article 53	Article 69
Article 45	Article 59	Article 54(1)	Article 70(1)
Article 45bis	Article 60	Article 54(2)	Article 70(2)
Article 46	Article 61	Article 55	Article 71(2) (second sentence)
Article 47(1)	Article 63(1)	Article 56(1)	Article 73(1)
Article 47(2)	Article 63(3)	Article 56(2)	Article 73(2)
Article 47(3)	Article 63(4)	Article 57(1)	Article 74(1)
Article 47(4)	Article 63(5)	Article 57(2)	Article 74(2)
Article 48(1)	Article 64(1)	Article 57(3)	Article 74(3)
Article 48(2)	Article 64(2)	Article 58(1)	Article 75(1)
Article 48(3)	Article 64(3)	Article 58(2)	Article 75(2)
Article 49(1)	Article 65(1)	Article 59(1)	Article 76(1)
Article 49(2)	Article 65(2)	Article 59(2)	Article 76(2)
Article 50(1)	Article 66(1)	Article 59(3)	Article 76(3)
Article 50(2)	Article 66(2)	Article 60(1)	Article 77(1)
Article 50(3)	Article 66(4)	Article 60(2)	Article 77(2)
Article 51(1)	Article 67(1)	Article 60(3)	<i>Not included</i>
Article 51(2)	Article 67(2)	Article 61(1)	Article 78(1)
Article 51(3)	Article 67(3)	Article 61(2)	Article 78(2)
Article 51(4)	Article 67(4)	Article 61(3)	Article 78(3)
Article 51(5)	Article 67(5)	Article 61(4)	Article 78(1)
Article 51(6)	Article 67(6)	Article 63(1)	Article 79(1)
Article 52(1)	Article 68(1)	Article 62(2)	Article 79(2)

Section 2 – from Protocol to Consolidated Text

PROTOCOL	CONS'D. TEXT	PROTOCOL	CONS'D. TEXT
Article I	Article 1 Chapeau	Article VI(1)	Article 8(1)
Article I(2)(a)	Article 1(k)	Article VI(2)	Article 8(2)
Article I(2)(b)	Article 1(l)	Article VI(3)	Article 8(3)
Article I(2)(c)	Article 1(n)	Article VII(1)	Article 13(1)
Article I(2)(d)	Article 1(y)	Article VII(2)	Article 13(2)
Article I(2)(e)	Article 1(cc)	Article VII(3)	Article 17
Article II(1)	<i>Not included</i>	Article VII(4)	Article 10(4)
Article II(2)	<i>Not included</i>	Article VII(5)	Article 13(3)
Article III	Article 20	Article VII(6)	Article 13(4)
Article IV	Article 6	Article VIII(1)	Article 18(10)
Article V(1)	Article 7(1)	Article VIII(2)	Article 18(2)
Article V(2)	Article 7(2)	Article VIII(3)	Article 18(1)

<i>Section 2 – from Protocol to Consolidated Text – (continued)</i>			
PROTOCOL	CONS'D. TEXT	PROTOCOL	CONS'D. TEXT
Article VIII(4)	Article 18(3)	Article IX(6) Alternative C	Article 21(6) Alternative C
Article VIII(5)	Article 18(5)	Article IX(7) Alternative C	Article 21(7) Alternative C
Article VIII(6)	Article 18(7)	Article IX(8) Alternative C	Article 21(8) Alternative C
Article VIII(7)	Article 18(9)	Article IX(9) Alternative C	Article 21(9) Alternative C
Article IX(1)	Article 21(1)	Article IX(10) Alternative C	Article 21(10) Alternative C
Article IX(2)	Article 21(2)	Article IX(11) Alternative C	Article 21(11) Alternative C
Article IX(3) Alternative A	Article 21(3) Alternative A	Article IX(12) Alternative C	Article 21(12) Alternative C
Article IX(4) Alternative A	Article 21(4) Alternative A	Article IX(13) Alternative C	Article 21(13) Alternative C
Article IX(5) Alternative A	Article 21(5) Alternative A	Article IX(14) Alternative C	Article 21(14) Alternative C
Article IX(6) Alternative A	Article 21(6) Alternative A	Article IX(15) Alternative C	Article 21(15) Alternative C
Article IX(7) Alternative A	Article 21(7) Alternative A	Article X(1)	Article 22(1)
Article IX(8) Alternative A	Article 21(8) Alternative A	Article X(2)	Article 22(2)
Article IX(9) Alternative A	Article 21(9) Alternative A	Article XI(1)	Article 16(1)
Article IX(10) Alternative A	Article 21(10) Alternative A	Article XI(2)	Article 16(2)
Article IX(11) Alternative A	Article 21(11) Alternative A	Article XII(1)	Article 24(1)
Article IX(12) Alternative A	Article 21(12) Alternative A	Article XII(2)	Article 24(2)
Article IX(13) Alternative A	Article 21(13) Alternative A	Article XII(3)	Article 24(3)
Article IX(3) Alternative B	Article 21(3) Alternative B	Article XII(4)	Article 24(4)
Article IX(4) Alternative B	Article 21(4) Alternative B	Article XII(5)	Article 24(5)
Article IX(5) Alternative B	Article 21(5) Alternative B	Article XII(6)	Article 25(1)
Article IX(6) Alternative B	Article 21(6) Alternative B	Article XII(7)	Article 25(2)
Article IX(7) Alternative B	Article 21(7) Alternative B	Article XII(8)	Article 25(3)
Article IX(3) Alternative C	Article 21(3) Alternative C	Article XII(9)	Article 25(4)
Article IX(4) Alternative C	Article 21(4) Alternative C	Article XII(10)	Article 25(5)
Article IX(5) Alternative C	Article 21(5) Alternative C	Article XII(11)	Article 26(1)

Section 2 – from Protocol to Consolidated Text – (continued)

Article XIII(1)	Article 27(1)	Article XXIV(2)	Article 68(2)
Article XIII(2)	Article 27(2)	Article XXIV(3)	Article 68(3)
Article XIV(1)	Article 32(1)	Article XXIV(4)	Article 68(4)
Article XIV(2)	Article 32(2)	Article XXIV(5)	Article 68(5)
Article XIV(3)	Article 32(3)	Article XXV(1)	Article 72(1)
Article XIV(4)	Article 32(4)	Article XXV(2)	Article 72(2)
Article XV(1)	Article 33(6)	Article XXV(3)	Article 72(3)
Article XV(2)	Article 39(3)	Article XXV(4)	Article 72(4)
Article XV(3)	Article 39(4)	Article XXV(5)	Article 72(5)
Article XV(4)	Article 28	Article XXV(6)	Article 72(6)
Article XV(5)	Article 42(3)	Article XXVI	Article 77(2) and Article 77(3)
Article XV(6)	Article 42(4)	Article XXVII(1)	Article 71(1)
Article XV(7)	Article 42(7)	Article XXVII(2)	Article 71(2)
Article XV(8)	Article 42(8)	Article XXVII(3)	Article 71(3)
Article XVI(1)	Article 29(1)	Article XXVII(4)	Article 71(4)
Article XVI(2)	Article 29(2)	Article XXVIII(1)	Article 73(1)
Article XVII	Article 30	Article XXVIII(2)	Article 72(2)
Article XVIII(1)	Article 58(1)	<i>Article XXIX(1)</i>	<i>Not included</i>
Article XVIII(2)	Article 58(2)	Article XXIX(2)	Article 66(4)
Article XIX	Article 61	Article XXX(1)	Article 74(1)
Article XX	Article 62	Article XXX(2)	Article 74(2)
Article XXI(1)	Article 63(2)	Article XXX(3)	Article 74(3)
Article XXI(2)	Article 63(3)	Article XXXI(1)	Article 75(1)
Article XXI(3)	Article 63(4)	Article XXXI(2)	Article 75(2)
Article XXI(4)	Article 63(5)	Article XXXII(1)	Article 76(1)
Article XXI(5)	Article 63(6)	Article XXXII(2)	Article 76(2)
Article XXII(1)	Article 64(1)	Article XXXII(3)	Article 76(3)
Article XXII(2)	Article 64(2)	Article XXXIII(1)	Article 78(1)
Article XXII(3)	Article 64(3)	Article XXXIII(2)	Article 78(2)
Article XXIII(1)	Article 65(3)	Article XXXIII(3)	Article 78(3)
Article XXIII(2)	Article 65(4)	Article XXXIV(1)	Article 79(1)
Article XXIV(1)	Article 68(1)	Article XXXIV(2)	Article 79(2)

Section 3 from Consolidated Text to Convention/Protocol

CONS'D. TEXT	CONV. / PROT.
Article 1 Chapeau	Article 1 Chapeau and Article I(1) Chapeau
Article 1(a)	Article 1(a)
Article 1(b)	Article 1(b)
Article 1(c)	Article 1(c)
Article 1(d)	Article 1(d)
Article 1(e)	Article 1(e)
Article 1(f)	Article 1(f)
Article 1(g)	Article 1(g)

CONS'D. TEXT	CONV. / PROT.
Article 1(h)	Article 1(h)
Article 1(i)	Article 1(i)
Article 1(j)	Article 1(j))
Article 1(k)	Article I(2)(a)
Article 1(l)	Article I(2)(b)
Article 1(m)	Article 1(k)
Article 1(n)	Article 1(l)
Article 1(o)	Article I(2)(c)

<i>Section 3 – from Consolidated Text to Convention/Protocol – (continued)</i>			
Article 1(p)	Article 1(m)	Article 8(1)	Article VI(1)
Article 1(q)	Article 1(n)	Article 8(2)	Article VI(2)
Article 1(r)	Article 1(o)	Article 8(3)	Article VI(3)
Article 1(s)	Article 1(p)	Article 9	Article 7
Article 1(t)	Article 1(q)	Article 10(1)	Article 8(1)
Article 1(u)	Article 1(r)	Article 10(2)	Article 8(2)
Article 1(v)	Article 1(s)	Article 10(3)	Article 8(4)
Article 1(w)	Article 1(t)	Article 10(4)	Article VII(4)
Article 1(x)	Article 1(v)	Article 10(5)	Article 8(5)
Article 1(y)	Article I(2)(d)	Article 10(6)	Article 8(6)
Article 1(z)	Article 1(w)	Article 11(1)	Article 9(1)
Article 1(aa)	Article 1(x)	Article 11(2)	Article 9(2)
Article 1(bb)	Article 1(y)	Article 11(3)	Article 9(3)
Article 1(cc)	Article I(2)(e)	Article 11(4)	Article 9(4)
Article 1(dd)	Article 1(bb)	Article 11(5)	Article 9(5)
Article 1(ee)	Article 1(cc)	Article 12	Article 10
Article 1(ff)	Article 1(dd)	Article 13(1)	Article VII(1)
Article 1(gg)	Article 1(ee)	Article 13(2)	Article VII(2)
Article 1(hh)	Article 1(ff)	Article 13(3)	Article VII(5)
Article 1(ii)	Article 1(gg)	Article 13(4)	Article VII(6)
Article 1(jj)	Article 1(hh)	Article 14	Article 12
Article 1(kk)	Article 1(ii)	Article 15(1)	Article 11(1)
Article 1(ll)	Article 1(jj)	Article 15(2)	Article 11(2)
Article 1(mm)	Article 1(kk)	Article 16(1)	Article XI(1)
Article 1(nn)	Article 1(ll)	Article 16(2)	Article XI(2)
Article 1(oo)	Article 1(mm)	Article 17	Article 8(3) and Article VII(3)
Article 1(pp)	Article 1(nn)	Article 18(1)	Article 13(1) and Article VIII(3)
Article 2(1)	Article 2(1)	Article 18(2)	Article VIII(2)
Article 2(2)	Article 2(2)	Article 18(3)	Article VIII(4)
Article 2(3)	Article 2(4)	Article 18(4)	Article 13(2)
Article 2(4)	Article 2(5)	Article 18(5)	Article VIII(5)
Article 3(1)	Article 3(1)	Article 18(6)	Article 13(3)
Article 3(2)	Article 3(2)	Article 18(7)	Article VIII(6)
Article 4(1)	Article 4(1)	Article 18(8)	Article 13(4)
Article 4(2)	Article 4(2)	Article 18(9)	Article VIII(7)
Article 5(1)	Article 5(1)	Article 18(10)	Article VIII(8)
Article 5(2)	Article 5(2)	Article 19	Article 14
Article 5(3)	Article 5(3)	Article 20	Article 15 and Article III
Article 5(4)	Article 5(4)	Article 21(1)	Article IX(1)
Article 6	Article IV	Article 21(2)	Article IX(2)
Article 7(1)	Article V(1)	Article 21(3) Alternative A	Article IX(3) Alternative A
Article 7(2)	Article V(2)	Article 21(4) Alternative A	Article IX(4) Alternative A

<i>Section 3 – from Consolidated Text to Convention/Protocol – (continued)</i>			
Article 21(5) Alternative A	Article IX(5) Alternative A		Article 21(14) Alternative C
Article 21(6) Alternative A	Article IX(6) Alternative A		Article 21(15) Alternative C
Article 21(7) Alternative A	Article IX(7) Alternative A		Article 22(1)
Article 21(8) Alternative A	Article IX(8) Alternative A		Article 22(2)
Article 21(9) Alternative A	Article IX(9) Alternative A		Article 23(1)
Article 21(10) Alternative A	Article IX(10) Alternative A		Article 23(2)
Article 21(11) Alternative A	Article IX(11) Alternative A		Article 24(1)
Article 21(12) Alternative A	Article IX(12) Alternative A		Article 24(2)
Article 21(13) Alternative A	Article IX(13) Alternative A		Article 24(3)
Article 21(3) Alternative B	Article IX(3) Alternative B		Article 24(4)
Article 21(4) Alternative B	Article IX(4) Alternative B		Article 24(5)
Article 21(5) Alternative B	Article IX(5) Alternative B		Article 24(6)
Article 21(6) Alternative B	Article IX(6) Alternative B		Article 24(7)
Article 21(7) Alternative B	Article IX(7) Alternative B		Article 24(8)
Article 21(3) Alternative C	Article IX(3) Alternative C		Article 25(1)
Article 21(4) Alternative C	Article IX(4) Alternative C		Article 25(2)
Article 21(5) Alternative C	Article IX(5) Alternative C		Article 25(3)
Article 21(6) Alternative C	Article IX(6) Alternative C		Article 25(4)
Article 21(7) Alternative C	Article IX(7) Alternative C		Article 25(5)
Article 21(8) Alternative C	Article IX(8) Alternative C		Article 26(1)
Article 21(9) Alternative C	Article IX(9) Alternative C		Article 26(2)
Article 21(10) Alternative C	Article IX(10) Alternative C		Article 27(1)
Article 21(11) Alternative C	Article IX(11) Alternative C		Article 27(2)
Article 21(12) Alternative C	Article IX(12) Alternative C		Article 28
Article 21(13) Alternative C	Article IX(13) Alternative C		Article 29(1)
			Article IX(14) Alternative C
			Article IX(15) Alternative C
			Article X(1)
			Article X(2)
			Article 16(1)
			Article 16(2)
			Article 17(1) and Article XII(1)
			Article XII(2)
			Article XII(3)
			Article XII(4)
			Article XII(5)
			Article 17(2)
			Article 17(3)
			Article 17(4)
			Article XII(6)
			Article XII(7)
			Article XII(8)
			Article XII(9)
			Article XII(10)
			Article XII(11)
			Article 17(5)
			Article XIII(1)
			Article XIII(2)
			Article XV(4)
			Article XVI(1)

<i>Section 3 – from Consolidated Text to Convention/Protocol – (continued)</i>			
Article 29(2)	Article XVI(2)	Article 42(5)	Article 28(3)
Article 30	Article XVII	Article 42(6)	Article 28(4)
Article 31(1)	Article 18(1)	Article 42(7)	Article XV(7)
Article 31(2)	Article 18(2)	Article 42(8)	Article XV(8)
Article 31(3)	Article 18(3)	Article 43(1)	Article 29(1)
Article 31(4)	Article 18(4)	Article 43(2)	Article 29(2)
Article 32(1)	Article XIV(1)	Article 43(3)	Article 29(3)
Article 32(2)	Article XIV(2)	Article 43(4)	Article 29(4)
Article 32(3)	Article XIV(3)	Article 43(5)	Article 29(5)
Article 32(4)	Article XIV(4)	Article 43(6)	Article 29(6)
Article 33(1)	Article 19(1)	Article 43(7)	Article 29(7)
Article 33(2)	Article 19(2)	Article 44(1)	Article 30(1)
Article 33(3)	Article 19(3)	Article 44(2)	Article 30(2)
Article 33(4)	Article 19(4)	Article 44(3)	Article 30(3)
Article 33(5)	Article 19(5)	Article 45(1)	Article 31(1)
Article 33(6)	Article 19(6) and Article XV(1)	Article 45(2)	Article 31(2)
Article 34(1)	Article 20(1)	Article 45(3)	Article 31(3)
Article 34(2)	Article 20(2)	Article 45(4)	Article 31(4)
Article 34(3)	Article 20(3)	Article 45(5)	Article 31(5)
Article 34(4)	Article 20(4)	Article 46(1)	Article 32(1)
Article 34(5)	Article 20(5)	Article 46(2)	Article 32(2)
Article 34(6)	Article 20(6)	Article 46(3)	Article 32(3)
Article 35	Article 21	Article 47(1)	Article 33(1)
Article 36(1)	Article 22(1)	Article 47(2)	Article 33(2)
Article 36(2)	Article 22(2)	Article 47(3)	Article 33(3)
Article 36(3)	Article 22(3)	Article 48	Article 34
Article 37	Article 23	Article 49(1)	Article 35(1)
Article 38	Article 24	Article 49(2)	Article 35(2)
Article 39(1)	Article 25(1)	Article 50(1)	Article 36(1)
Article 39(2)	Article 25(2)	Article 50(2)	Article 36(2)
Article 39(3)	Article XV(2)	Article 50(3)	Article 36(3)
Article 39(4)	Article XV(3)	Article 51	Article 37
Article 39(5)	Article 25(3)	Article 52(1)	Article 38(1)
Article 39(6)	Article 25(4)	Article 52(2)	Article 38(2)
Article 40	Article 26	Article 53(1)	Article 39(1)
Article 41(1)	Article 27(1)	Article 53(2)	Article 39(2)
Article 41()	Article 27(2)	Article 53(3)	Article 39(3)
Article 41(3)	Article 27(3)	Article 53(4)	Article 39(4)
Article 41(4)	Article 27(4)	Article 54	Article 40
Article 41(5)	Article 27(5)	Article 55(1)	Article 42(1)
Article 41(6)	Article 27(6)	Article 55(2)	Article 42(2)
Article 42(1)	Article 28(1)	Article 56(1)	Article 43(1)
Article 42(2)	Article 28(2)	Article 56(2)	Article 43(2) and Article VIII(3)
Article 42(3)	Article XV(5)	Article 56(3)	Article 43(3)
Article 42(4)	Article XV(6)	Article 57(1)	Article 44(1)

<i>Section 3 – from Consolidated Text to Convention/Protocol – (continued)</i>			
Article 27(2)	Article 44(2)	Article 67(4)	Article 51(4)
Article 57(3)	Article 44(3)	Article 67(5)	Article 51(5)
Article 57(4)	Article 44(4)	Article 67(6)	Article 51(6)
Article 58(1)	Article XVIII(1)	Article 68(1)	Article 52(1) and Article XXIV(1)
Article 58(2)	Article XVIII(2)	Article 68(2)	Article 52(2) and Article XXIV(2)
Article 59	Article 45	Article 68(3)	Article 52(3) and Article XXIV(3)
Article 60	Article 45bis	Article 68(4)	Article 52(4) and Article XXIV(4)
Article 61	Article 46 and Article XIX	Article 68(5)	Article 52(5) and Article XXIV(5)
Article 62	Article XX	Article 69	Article 53
Article 63(1)	Article 47(1)	Article 70(1)	Article 54(1)
Article 63(2)	Article XXI(1)	Article 70(2)	Article 54(2)
Article 63(3)	Article 47(2) and Article XXI(2)	Article 71(1)	Article XXVII(1)
Article 63(4)	Article 47(3) and Article XXI(3)	Article 71(2)	Article XXVII(2)
Article 63(5)	Article 47(4) and Article XXI(4)	Article 71(2) (second sentence)	Article 55
Article 63(6)	Article XXI(5)	Article 71(3)	Article XXVII(3)
Article 64(1)	Article 48(1) and Article XXII(1)	Article 71(4)	Article XXVII(4)
Article 64(2)	Article 48(2) and Article XXII(2)	Article 72(1)	Article XXV(1)
Article 64(3)	Article 48(3) and Article XXII(3)	Article 72(2)	Article XXV(2)
Article 65(1)	Article 49(1)	Article 72(3)	Article XXV(3)
Article 65(2)	Article 49(2)	Article 72(4)	Article XXV(4)
Article 65(3)	Article XXIII(1)	Article 72(5)	Article XXV(5)
Article 65(4)	Article XXIII(2)	Article 72(6)	Article XXV(6)
Article 66(1)	Article 50(1)	Article 73(1)	Article 56(1) and Article XXVIII(1)
Article 66(2)	Article 50(2)	Article 73(2)	Article 56(2) and Article XXVIII(2)
Article 66(3)	Article 50(3)	Article 74(1)	Article 57(1) and Article XXX(1)
Article 66(4)	Article XXIX(2)	Article 74(2)	Article 57(2) and Article XXX(2)
Article 67(1)	Article 51(1)	Article 74(3)	Article 57(3) and Article XXX(3)
Article 67(2)	Article 51(2)	Article 75(1)	Article 58(1) and Article XXXI(1)
Article 67(3)	Article 51(3)	Article 75(2)	Article 58(2) and Article XXXI(2)

<i>Section 3 – from Consolidated Text to Convention/Protocol – (continued)</i>			
Article 76(1)	Article 59(1) and Article XXXII(1)	Article 78(1)	Article 61(1) and Article XXXIII(1)
Article 76(2)	Article 59(2) and Article XXXII(2)	Article 78(2)	Article 61(2) and Article XXXIII(2)
Article 76(3)	Article 59(2) and Article XXXII(2)	Article 78(3)	Article 61(3) and Article XXXIII(1)
Article 77(1)	Article 60(1)	Article 78(4)	Article 61(4)
Article 77(2)	Article 60(2) and Article XXVI(a)	Article 79(1)	Article 62(1) and Article XXXIV(1)
Article 77(3)	Article XXVI(b)	Article 79(2)	Article 62(1) and Article XXXIV(2)