



EUROPEAN FREE TRADE ASSOCIATION
ASSOCIATION EUROPEENNE DE LIBRE-ECHANGE

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DECISION OF THE COUNCIL No. 1 OF 2007

(Adopted at the second meeting on 8 March 2007)

TRIANGULAR TRANSPORT BETWEEN EFTA STATES BY COMMUNITY
HAULERS

LAND TRANSPORT

THE COUNCIL,

Having regard to Article 11 of Annex P to the Convention concerning triangular transport operations involving third States, providing for arrangements governing triangular transport involving third States to be determined by joint agreement on conclusion of the necessary agreement between any Member State and the third State in question.

Having regard to similar provisions contained in both the Agreement on the European Economic Area (EEA Agreement) and the Agreement between the European Community and the Swiss Confederation on the Carriage of Goods and Passengers by Rail and Road.

Having regard to the aim of ensuring reciprocity of treatment between operators from EFTA States with respect to triangular transport.

Having regard, in this prospect, to the need of allowing operators from EC Member States to carry out transport of goods by road from Switzerland to an EFTA State that is party to the Agreement on the European Economic Area and vice versa.

Having regard to Article 43 (1) of the Convention, empowering the Council to consider any matter that may affect the operation of the Convention.

Having regard to Article 43 (4) of the Convention, giving the Council the power to take decisions, when exercising its responsibility under Article 43 (1) of the Convention.

Having regard to the recommendation of the Committee on Land Transport to liberalise triangular transport between the EFTA States and the EC Member States,

DECIDES:

1. For the purposes of this Decision the term “EEA EFTA States” means the Member States that are parties to the Agreement on the European Economic Area (EEA).
 2. The Member States grant haulers established in the Community the right to carry out transport of goods by road from an EEA EFTA State to Switzerland and vice versa. This is subject to the condition that, on the one hand, the Community and Switzerland grant the haulers established in an EEA EFTA State the right to carry out transport of goods by road from an EC Member State to Switzerland and vice versa and, on the other hand, that the Community and the EEA EFTA States grant haulers established in Switzerland the right to carry out transport of goods by road from an EC Member State to an EEA EFTA State and vice versa.
 3. Upon entry into force of this Decision, the application of this arrangement shall prevail over provisions in existing bilateral or multilateral agreements between two or more Member States, to the extent that the same subject matter is governed by this Decision.
 4. This Decision shall enter into force on the day following its adoption, or on the date of the notification of adoption of the agreement between the Community and Switzerland granting haulers established in an EEA EFTA State the right to carry out transport of goods by road from an EC Member State to Switzerland and vice versa, or on the date of the notification of adoption of the agreement between the EC Member States and the EEA EFTA States granting haulers established in Switzerland the right to carry out transport of goods by road from an EC Member State to an EEA EFTA State and vice versa, or on the first day of the second month following the last notification to the EEA Joint Committee under Article 103(1) of the EEA Agreement, if any, whichever is the latest.
 5. The Secretary-General of the European Free Trade Association shall notify the Secretariat-General of the European Commission of the adoption of this Decision.
 6. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.
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