

RECOMMENDATION 14 REVISION WORKING GROUP

PUBLIC REVIEW CONFERENCE CALLS 2
DECEMBER 1ST 2013, 13:00-14:30 CET

Attendance

Present:

Lance THOMPSON, Conex (FR)
Josephine BAIAMONTE, CBP (US)
Anna NORDEN, Trustweaver (SE)
Jari SALO, Tieke (FI)

Excused absents:

Gérard GALLER, EU Commission (EC)
Chema LOPEZ GONZALEZ, Isigma (ES)
Peter KUSTOR, Federal Chancellery (AT)

General summary – overview

Conference call aiming at addressing the comments received to date and not yet resolved (comments 20-25).

Comment 20 (AT Kustor):

- After consultation with UNCITRAL, it was suggested that the text be modified as follows (changes to version 1.1 in red) [replacing line 181-189 of version 1.1]:

“A signature or its functional equivalent is a common method of **authenticating trade documents**. These Guidelines use the term “to sign” and “to authenticate” in a similar manner.

The usage or the requirement of a manual signature presents major problems for modern high-technology data transfer in those instances where the data is transmitted **from the country of purchase** to the country of (final) destination and where the manual signature must be available at the clearance of the goods. National legislation and international conventions should be changed wherever they impose a manual signature as a guarantee for the authenticity of information transmitted in this way.

Care should be taken when considering the terms presented here in Section 2 (signature, function of signature and authentication). There are often different understandings of these terms depending on the environment (legal or technical). There can be further differences based on the region of the world these terms are being used.”

(the rest of the original footnote 5 remains and is referenced here)

Comment 21 (ES – del Campo Becares)

- Idem comment 20

Comment 22 (JP – Ishigaki)

- This could be a good example for Repository B (of actual implementation).
- However we do not reference other such projects in the text of the Guidelines.

Comment 23 (FR – Thompson)

- It was suggested to try to keep reference to Rec 36 (S.W.I. – to verify with Bureau/Johan).
 - Proposed to indicate this as “Work Under Development / Under Consideration”
- Graphic modified

Comment 24 (FR – Thompson)

- Text added

Comment 25 (Galler)

- The recommended practice is only two pages.
- The Guidelines and Annexes aim at helping countries to implement the recommended practice. Some countries should find this information very useful even if some others are already well advanced on the topic.