



Organisation intergouvernementale pour les transports internationaux ferroviaires
Zwischenstaatliche Organisation für den internationalen Eisenbahnverkehr
Intergovernmental Organisation for International Carriage by Rail

**Secrétaire général
Generalsekretär
Secretary General**

**NOT-20011
27.03.2020**

Original : FR

**TO THE MEMBER STATES AND ASSOCIATE MEMBERS OF OTIF AND TO
REGIONAL ORGANISATIONS WHICH HAVE ACCEDED TO COTIF**

Depositary Notification

Delegation of the European Union in Switzerland and for the Principality of Liechtenstein - *note verbale* concerning the agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and annex to the *note verbale*

In his capacity as the Depositary, the Secretary General of the Intergovernmental Organisation for International Carriage by Rail (OTIF) notifies you of the following information:

On 3 February 2020, the delegation of the European Union in Switzerland and for the Principality of Liechtenstein sent the Secretary General of OTIF a *note verbale*, reference NV 015, and its annex, concerning the agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

This *note verbale* and its annex are brought to the attention of the Member States and Associate Members of OTIF and to the attention of the regional organisation which has acceded to COTIF.



(Wolfgang Küpper)
Secretary General

Annexes

- *Note verbale* reference NV 015
- Annex to the *note verbale* concerning the agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community

cc:

Delegation of the European Union in Switzerland and for the Principality of Liechtenstein
Bundesgasse 18
CH-3011 Bern



UNION EUROPEENNE

Délégation de l'Union européenne en Suisse et pour la Principauté de Liechtenstein

NV 015

OTIF				
CORRESPONDANCE				
4 FEV. 2020				

DELBRN MM/sa (2020)

NOT-20009

NOTE VERBALE

The Delegation of the European Union to Switzerland presents its compliments to the Intergovernmental Organisation for International Carriage by Rail and has the honour to transmit the present Note Verbale on the **Agreement on the withdrawal of the United Kingdom from the European Union and the European Atomic Energy Community.**

Furthermore, for all conventions/agreements/arrangements to which the European Union or the European Atomic Energy Community is a signatory, party or participant, and for which your Organisation is the depositary or Secretariat, the relevant body or authority in your Organisation is kindly requested to bring the Annex to the present Note Verbale to the attention of the other parties or participants to these conventions/agreements/arrangements.

The Note Verbale has been endorsed by the Member States of the Union, including the United Kingdom.

The Delegation of the European Union to Switzerland avails itself of this opportunity to renew to the Intergovernmental Organisation for International Carriage by Rail the assurances of its highest consideration.



**Intergovernmental Organisation for
International Carriage by Rail (OTIF)**
Gryphenhübeliweg 30
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**Annex to the Note Verbale on the Agreement on the withdrawal of the United Kingdom
of Great Britain and Northern Ireland from the European Union and the European
Atomic Energy Community**

1. On 29 March 2017, the Government of the United Kingdom of Great Britain and Northern Ireland (the "United Kingdom") notified the European Council of the United Kingdom's intention to withdraw from the European Union ("Union") and the European Atomic Energy Community ("Euratom") in accordance with Article 50 of the Treaty on European Union. On 22 March 2019, the European Council decided in agreement with the United Kingdom to extend the period provided for in Article 50(3) of the Treaty on European Union until 12 April 2019. On 10 April 2019, the European Council decided in agreement with the United Kingdom to extend the period provided for in Article 50(3) of the Treaty on European Union until 31 October 2019. On 29 October 2019, the European Council decided in agreement with the United Kingdom to extend the period provided for in Article 50(3) of the Treaty on European Union until 31 January 2020. The United Kingdom will therefore cease to be a Member State of the European Union and of Euratom on 1 February 2020.
2. On 24 January 2020, the Union and Euratom, and the United Kingdom, in accordance with Article 50, paragraph 2, of the Treaty on European Union, signed an Agreement setting out the arrangements for the withdrawal of the United Kingdom from the Union and Euratom ("Withdrawal Agreement")¹. The Withdrawal Agreement will enter into force on 1 February 2020, subject to its prior ratification by the United Kingdom and conclusion by the Union and Euratom.
3. In order to address the specific situation of the withdrawal of the United Kingdom from the Union and Euratom, the Withdrawal Agreement provides for a time-limited transition period during which, save certain very limited exceptions, Union law shall be applicable to and in the United Kingdom and that any reference to Member States in Union law, including as implemented and applied by Member States, shall be understood as including the United Kingdom.
4. The Union and Euratom, and the United Kingdom have agreed that Union law within the meaning of the Withdrawal Agreement encompasses international agreements concluded by the Union (or Euratom), or by Member States acting on behalf of the Union (or Euratom), or by the Union (or Euratom) and its Member States jointly.
5. Subject to timely ratification and conclusion of the Withdrawal Agreement, the Union and Euratom notify parties to the international agreements referred to in point 4 above that, during the transition period, the United Kingdom is treated as a Member State of the Union and of Euratom for the purposes of these international agreements.
6. It is understood that the principles set out in this Annex also extend to international instruments and arrangements without legally binding force entered into by the Union or

¹ The text of the Withdrawal Agreement can be consulted in the Official Journal of the European Union of 12 November 2019, C 384 I, p. 1.

Euratom and to international agreements referred to in point 4 above which are provisionally applied.

7. The provisions relating to the transition period are laid down in Part Four (Articles 126 to 132) of the Withdrawal Agreement, to be read in conjunction with the other relevant provisions of the Withdrawal Agreement, in particular its Part One.

8. The transition period starts on 1 February 2020 and ends on 31 December 2020, but the Withdrawal Agreement foresees the possibility of adopting a single decision extending the transition period for up to 24 months. In the event of an extension, the Union and Euratom will communicate this by a further Note Verbale.

9. At the end of the transition period, the United Kingdom will no longer be covered by the international agreements referred to in points 4 and 6 above. This is without prejudice to the status of the United Kingdom in relation to multilateral agreements to which it is a party in its own right.