



INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW  
INSTITUT INTERNATIONAL POUR L'UNIFICATION DU DROIT PRIVE

Our refce: DC10/571

## NOTE VERBALE

The International Institute for the Unification of Private Law (UNIDROIT) presents its compliments to the Embassy of Finland in Italy and, in its capacity of Depositary of the *Convention on International Interests in Mobile Equipment* (the Convention) has the honour to note that *Resolution No. 1* of the February 2007 Diplomatic Conference that adopted the *Luxembourg Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock* established a Preparatory Commission to act with full authority as Provisional Supervisory Authority for the establishment of the International Registry, in consultation with UNIDROIT and the Intergovernmental Organisation for International Carriage by Rail (OTIF). Pursuant to that resolution Finland is a member of the Preparatory Commission.

UNIDROIT further has the honour to note that the Preparatory Commission had appointed a team, under the guidance of the Co-Chairs of the Preparatory Commission, to conduct negotiations with the entities that succeeded in the selection process conducted to identify a prospective Registrar, with the view of agreeing on the draft contracts for the establishment and operation of the International Registry for international interests in railway rolling stock. The negotiation team has periodically appraised the Preparatory Commission of the progress of the negotiations and obtained guidance on the way forward.

UNIDROIT has the honour to advise the Embassy of Finland in Italy that the negotiations have now been successfully concluded and that the final draft contract conforms both to the general requirements of the Request for Proposals issued on 30 June 2010, as well as to the guidance received by the Commission, as explained in the enclosed explanatory note by the Chairpersons of the negotiations team. UNIDROIT has therefore the honour to invite the Government of Finland to participate in the Sixth Session of the Preparatory Commission, which is being jointly convened by UNIDROIT and OTIF in the form of an e-mail confirmation procedure, as permitted by Rule 16 of Rules of Procedure of the Preparatory Commission, for the purpose of approving the enclosed draft contracts and their annexed schedules and connected documents (software security agreement; deed of business continuity) for the establishment and operation of the International Registry for international interests in railway rolling stock. For technical and administrative reasons, the Co-chairs of the Preparatory Commission have proposed that the contract, once approved by the Preparatory Commission, should be signed by the Secretary General of UNIDROIT on its behalf, as a member of the Preparatory Commission.

To the Embassy of Finland in Italy  
ROME

./.

States members of the Preparatory Commission that wish to participate in the deliberations are kindly invited to indicate, by email sent to UNIDROIT (at [info@unidroit.org](mailto:info@unidroit.org)) their approval or rejection of the contracts and their annexed schedules and connected documents (software security agreement; deed of business continuity), or any other comments they wish to submit, no later than **30 August 2014**. The contract, its annexed schedules and connected documents (software security agreement; deed of business continuity), as well as the authorization for the Secretary-General of UNIDROIT to execute them, shall be deemed to have been approved unless a majority of the members of the Preparatory Commission have expressed objections by the specified date.

UNIDROIT would be grateful if the Embassy of Finland in Italy would kindly bring the contents of this Note Verbale, as well as its enclosures, to the attention of the competent Authorities of its Government.

Rome, 9 July 2014

