

**OPERATING PROCEDURES
FOR CARRYING OUT BORDER CHECKS
AND THE MANNER OF FUNCTIONING OF RAILWAY BORDER
CROSSING POINT RÖSZKE – HORGOSĚ (HORGOS)**

The Manner of Functioning applies to the following authorities:

Hungarian Party: a Csongrád-Csanád County Police Headquarters, Szeged Border Policing Office; and National Tax and Customs Administration, Csongrád-Csanád County Customs and Financial Guard Directorate, Rőszke Border Station Department.

Serbian Party: Ministry of the Interior, General Police Directorate, Regional Border Police Centre for Hungary located at Subotica, Horgoš Border Station and the Ministry of Finance, Customs Administration Subotica Customs Office, Horgoš Customs Office.

(hereinafter referred to as “responsible authorities”).

The scope of this Manner of Functioning covers authorities responsible for border checks (hereinafter referred to as “control authorities”) when carrying out border checks at Rőszke–Horgoš (Horgos) railway border crossing point (hereinafter referred to as “the border crossing point) and other staff of these authorities, passengers who intend to cross the state border (hereinafter referred to as “passengers”), and all other persons who move and remain at the border crossing point in order to carry out their tasks without the intention to cross the border:

The authorities responsible for border checks shall perform their tasks subject to the Agreement signed on 24th of January in 2012 and modified several times between the Government of Hungary and the Government of the Republic of Serbia on the public road, railway and the water cross-border control (hereinafter referred to as “Agreement”) and following the order of operation as described below.

I.

GENERAL PROVISIONS

- 1) The Manner of Functioning is defined in the valid legal provisions that have to be applied and implemented by all authorised staff involved in border checks, passengers and all persons who remain in the area of the border crossing point in order to carry out their tasks without the intention to cross the border.
- 2) The Manner of Functioning of the border crossing point is part of the ordered conditions of the border and by the provisions on the regulations, restrictions and bans regarding the stay at the border crossing point, ensures the following:
 - a) surveillanced crossing of persons and railway vehicles,
 - b) safe performance of border checks and railway traffic control,
 - c) execution and implementation of international and national legal provisions,
 - d) continued mutual cooperation of border authorities.
- 3) The border crossing point is located in Hungarian-Serbian relations, in Hungary, at the following address: Rőszke (6758) MÁV railway guard house 104.
 - a) The border crossing point is opened for international passenger and goods traffic.
 - b) The opening hours are from 00:00 to 24:00.
 - c) Railway vehicles carrying dangerous goods may travel at the border crossing point.
It is possible to carry out plant and animal health checks at the border crossing.

- 4) Responsible authorities are:
 - a) police authorities
 - ai) Hungary: Csongrád-Csanád County Police Headquarters, Szeged Border Policing Office,
 - aii) the Republic of Serbia: Ministry of the Interior, General Police Directorate, Regional Border Police Centre for Hungary located at Subotica, Horgoš Border Station;
 - b) customs authorities
 - bi) Hungary: National Tax and Customs Administration, Csongrád-Csanád County Customs and Financial Guard Directorate, Rőszke Border Station Department,
 - bii) the Republic of Serbia: Ministry of Finance, Customs Administration Subotica Customs Office.
- 5) The Hungarian and Serbian border/custom checks shall be carried out on the territory of Hungary at Rőszke railway station. The rules of stay on the Hungarian territory and the manner of the intervention, as well as the rules and responsibilities of the authorised staff of the control authority and the framework of border checks shall be governed by the Agreement. Subject to the Agreement and pursuant to the rules detailed in this Manner of Functioning the control authorities are obliged to cooperate at the border crossing point for carrying out smooth and uninterrupted border checks at a shared location.
- 6) The area where Serbian border authorities operate on the territory of Hungary shall refer to:
 - a) designated service posts, common premises (including using parts of the building which provide access),
 - b) road section from the state border to the place of work,
 - c) to the surveillanced railway equipments, to those areas of the railway station where border controlling activities can be carried out (platform, other designated premises),
 - d) vehicle inspection premises,
 - e) parking lot.
- 7) The Manner of Functioning of the border crossing point shall be generally ensured by the Hungarian competent authority (Police), which does not include carrying out of the professional duties related to border checks by the Serbian border authorities. The work of other control authorities shall not be interfered with (except in cases of emergency).
- 8) If the officials of the Republic of Serbia become aware of facts that justifying the arrest or placing under protection of a person or seizure of a property, they shall inform the officials of Hungary of those facts, and the officials of Hungary shall ensure appropriate measures in accordance with national, Union and international law.
- 9) The officials of the Republic of Serbia shall not prevent persons enjoying the right of free movement under Union law from entering to the territory of Hungary. If there are reasons justifying refusal of exit from the Republic of Serbia concerned, the officials of the Republic of Serbia shall inform the officials of Hungary about those reasons and the officials of Hungary shall ensure an appropriate measures in accordance with national, Union and international law.
- 10) Third-country nationals asking for international protection shall be given access to relevant Hungarian procedures, in accordance with national and Union law.

- 11) The heads of border authorities may also develop internal regulations regarding field work; however the regulations cannot be contrary to the provisions of the Agreement or this Manner of Functioning.
- 12) Unexpected (extraordinary) events, which may occur during border checks, shall be addressed by the Hungarian police according to the Preparatory Intervention Plan (hereinafter referred to as "PIP"). Unexpected (extraordinary) events at the border crossing point shall mean all events which deviate from ordinary ones, which do not happen often, and whose occurrence affect border checks and normal functioning of the border crossing point and the solution of them can be achieved independently or by activities closely coordinated with cooperating responsible authorities.
- 13) PIP shall be prepared by the head of the Hungarian police authority and approved by the head of the Csongrád-Csanád County Police Headquarters. The Hungarian police authority shall discuss in advance the measures and tasks present in the PIP to other border authorities to the extent applicable to them. The heads of border authorities are obliged to present the measures and tasks specified in the PIP to the staff insofar as it relates to them. The Hungarian on-duty police officer at the border crossing point shall be responsible for the implementation of the PIP, performance and coordination of tasks deriving from it, until the arrival of the head of the Hungarian police authority. Other border authorities are obliged to provide necessary assistance in the implementation of the measures and tasks contained in the PIP.

II.

GENERAL RULES OF COOPERATION BETWEEN BORDER AUTHORITIES

- 1) The staff of the responsible authorities is obliged (and to demand this from others as well) to carry out their duties according to the applicable legislation and in line with the provisions of the Manner of Functioning.
- 2) Only those persons can serve and carry out tasks related to border checks at the border crossing point who is aware (in line with his/her function) the provisions of the Manner of Functioning. The heads of responsible authorities are obliged ensure continued and timely realisation of the described Manner of Functioning, with ensuring proper measures in time and adequate training of the officers who carry out border checks.
- 3) The responsible authorities are obliged to organise the operation in accordance with the type, form and volume of traffic at the border crossing point ensuring that border checks (police and customs) are carried out safely, efficiently, effectively and humanly. They shall ensure the continuous operation of the registration systems and technical devices serving the border control.
- 4) The responsible authorities shall mutually respect the competences of each other. If they observe an event outside their competence or a violation of the provisions, they shall notify thereof the competent control authority without delay.

- 5) The heads of the responsible authorities shall timely and to the extent necessary inform each other about the changes regarding functioning, legislation and other important circumstances which are relevant to border checks.
- 6) In case of possible misunderstandings, effort should be made to address them as soon as possible on local level, strictly following the regulations governing the relevant authority and with mutual personal respect, as well as appreciation of the activity of the Parties.

III.

MANNER OF BORDER CHECKS

1) **Advance notification, reception and sequence check of international passenger trains**

- a) The Hungarian and Serbian border/custom checks of international passenger trains shall be carried out on the territory of Hungary at Horgoš (Horgos) railway border crossing point.
- b) The railway traffic officer of Hungarian State Railways Ltd. (hereinafter: MÁV) and the railway staff shall carry out the advance reporting and reception of the arriving passenger train. The traffic attendant shall keep in constant contact with the traffic attendant of the railway company of the Republic of Serbia and they shall agree on the dates of receiving and starting trains.
- c) After a passenger train arriving at the border crossing from any direction has stopped safely, the Hungarian police ensures that no one get off or board it.

1.1) **Check sequence of passenger trains applying for entry:**

- a) When a passenger trains enter Hungary, the Serbian and Hungarian authorities (police and customs check) shall start the check together, so that the Serbian police and customs inspection shall be closely followed by the Hungarian police and customs inspection. In the process of doing so, the Serbian authorities shall carry out the exit check of passengers from the Republic of Serbia, including the necessary control and registration tasks, as well as customs checks in accordance with Serbian national legislation. After that, the Hungarian authorities shall carry out border and customs checks of persons traveling on the passenger train.
- b) The search of passenger trains applying for entry shall be primarily carried out by the Hungarian authorities.
- c) The Serbian authorities shall carry out search on the passenger train during in case of suspicion or randomly. If necessary, the Hungarian authorities can also carry out a repeated search of the entire train set.

1.2) **Check sequence of passenger trains applying for exit:**

- a) When a passenger trains enter Hungary, the Serbian and Hungarian authorities (police and customs check) shall start the check together, so that the Hungarian police and customs inspection shall be closely followed by the Serbian police and customs inspection. In the

process of doing so, the Serbian authorities shall carry out the exit check of passengers from the Hungary, including the necessary control and registration tasks, as well as customs checks in accordance with Hungarian national legislation. After that, the Serbian authorities shall carry out border and customs checks of persons traveling on the passenger train.

- b) The search of passenger trains applying for exit shall be primarily carried out by the Serbian authorities.
- c) The Hungarian authorities shall carry out search on the passenger train during in case of suspicion or randomly. If necessary, the Serbian authorities can also carry out a repeated search of the entire train set.

2) Advance notification, reception and sequence check of international freight trains

Checks of freight trains traveling at the border crossing point are carried out by the responsible authorities in the territory of their own state, in a manner regulated by a separate procedural order.

3) The manner of the check

3.1) Pre-reporting and reception of trains operating in international traffic:

- a) At the start of the duty, the railway traffic officer shall provide information to the authorities participating in Hungarian border check about the expected number of trains, their arrival time, and shall indicate the number of receiving platforms. Information on the composition and direction of the train shall be provided by the railway company operating the train. The patrol commander shall notify the railway traffic officer if there is an obstacle to receiving the train on the part of the authorities.
- b) If the trains are running late, the railway traffic officer shall provide advance information about the extent of the delay and the expected arrival of the trains.
- c) Before the arrival of the entering train, the railway traffic officer shall indicate the intention to receive it to the authorities participating in Hungarian border check. If none of the authorities has any objections to the reception of the train, the railway traffic officer shall request permission to open the border gate from the police officers on duty there. If the permit is granted, the railway traffic officer shall arrange to open the border gate¹. When the train has entered, the police officer assigned to control the border gate shall immediately inform the railway traffic officer that shall immediately take measures to close the border gate.
- d) Before the departure of the exiting train, the railway traffic officer shall request permission to open the border gate from the police officers on duty there. If the permit is granted, the railway traffic officer shall arrange to open the border gate. When the train has exited, the police officer assigned to control the border gate immediately informs the railway traffic officer that shall immediately take measures to close the border gate.

¹ The railway gate established at the Temporary Border Obstacle (fence) at the E501 border mark, which enables the unhindered passage of railway trains traveling across the common state border.

- e) If the conditions for the check is not met from the side of the authorities participating in the Hungarian or Serbian border check, and the railway traffic officer is notified of this fact, the relevant authority shall inform the railway traffic officer in writing about the reason for the refusal to accept the train, as well as the date when the conditions for the check are restored.

3.2) Place of check of trains in international traffic:

- a) A maximum of one entering and one exiting train shall be at the railway station at the same time, regardless of whether it carries freight or passengers.
- b) The reception and departure of international freight trains shall basically implement on platforms I-II.
- c) The reception and departure of international passenger trains shall basically implement on platforms II-III.
- d) During on duty, the railway traffic officer shall strive to ensure receiving trains and the conditions for checking are met on the above platforms.
- e) The arrival, reception and place of check of special-purpose trains shall be coordinated in advance by the railway traffic officer and the authorities participating in Hungarian border check.
- f) During stopping trains arriving at the border crossing point, efforts shall be made to stop:
 - fi) entering freight trains before of the barrier covering signal from the direction of the Szeged-Managing railway station,
 - fii) the exiting freight trains before of the barrier covering signal of the Horgos railway station,
 - fiii) passenger trains at the designated stop on the platform designed for the safe movement of passenger traffic.

4) Carrying out of border and customs check of international passenger trains:

- a) Passenger trains shall be checked by the Hungarian and Serbian authorities at the railway station, on the train, so that the passengers remain on the train.
- b) Taking off or getting on a passenger train shall be only after checking by the Serbian and Hungarian authorities.
- c) Taking off or getting on an exiting passenger train shall be before the start of the Serbian and Hungarian checks. After the start or end of the checks it shall only be possible with the permission of the checking authorities, so that they shall inform each other about the taking off or getting on out of turn.
- d) The Serbian and Hungarian authorities shall basically use mobile devices to carry out checks in border checking systems. If a more detailed check and document examination is necessary carried out, the technical devices in the designated service room shall be used. In this case, the passenger shall take off the train and shall go to the place of the check together with the officer.

- e) Passengers are not allowed to leave their seats on the train during person checks on the train.
- f) The responsible authorities shall carry out the check of trains moving in the same direction, one after the other. A passenger without a travel document cannot be left in the checked section, and a passenger without a passport cannot be allowed there. The border checking officers shall notify each other of further progress. The check shall be continued in this way until all carriages of the train have been checked.
- g) During the order check process, the officers are obliged to search the toilets, washrooms, luggage compartments of the cabins and empty cabins. They shall search the area under the seats in the booths occupied by passengers with getting insight.
- h) Passengers shall only be removed from their seats during a thorough check based on appropriate suspicions. The responsible authorities can independently decide a complete or partial check and search of the trains if the information at their disposal makes it necessary.
- i) Border checking officers can carry out a thorough check of passengers' travel documents based on suspicion. The location of such a check can also be the wagon, when the suspicion can be ruled out or proven with the available technical means. If the available technology is not sufficient to make the decision on the spot, the passport shall be taken to the designated room of the railway station and examined there, taking care to avoid train delays. If a credible examination cannot be carried out while the train is standing still, the passenger shall be taken off the train and proceeded in accordance with the measures and legislation in force.
- j) The passenger must be informed of the fact of the check, which is carried out not on the train, in a separate place.
- k) The officer checking the passenger shall be responsible for transporting and escorting the passenger who is retained due to administration to the service room of the border crossing point, and the authority carrying out the check is responsible for supervising and guarding the person. After the case has been processed, the escort and supervision of the person crossing the border is organised by the competent authority with the involvement of the Hungarian authority. If the person cannot be returned or other measures cannot be taken by train, the Hungarian authority shall, together with the Serbian authority, transport the person to the Röszke motorway or Röszke road border crossing point in order to allow the person to be removed to Serbia or other measures to be taken.
- l) If the customs authorities retain a passenger for customs purposes, they shall manage their process according to their internal regulations and shall notify the police authorities. In such a case, the customs authorities shall take care of the passenger's surveillance, letting them go on, or refusal of entering, in cooperation with the police.

5) Regulations Relating to the Passengers

- a) In the case of an entering passenger train, passengers are obliged to stay on the train until the official checks have been carried out by the Serbian and Hungarian authorities.

- b) The passengers can take off or get on the train before the check begins.
- c) During border checks the separation of a passenger or vehicle subject of further checks shall be supervised by the authority responsible for the checks. If needed the responsible authorities can provide mutual support during carrying out their tasks.
- d) During border checks the responsible authority shall ensure that the already checked passengers are separated from those who are under check or who are waiting to be checked, and that they can move in the secured area according to this.

6) The manner of treating the people or vehicles in cases of exit or entry ban, as well as persons' detention

- a) The treatment of people or vehicles banned from entry to or exit from the country shall be the duty of the authority at which the reason for the measure arises.
- b) The person against whom the measures are taken, shall be placed in a room prepared for the purpose at the border crossing point. All the obligations deriving from taking measures against the person (keeping the person, ensuring his or her security, ensuring his or her accommodation or his or her vehicle parking) shall fall within the competence of the authority performing the current measures in the area of the border crossing point.

7) Use and housing of the drug and explosive detection dogs

- a) The responsible authorities shall use the detection dogs at the border crossing point pursuant to their internal provisions, while the dog handler shall be responsible for the proper use of the police canine, its secure keeping, safe housing, namely the dog handler shall be obliged to ensure that his/her dog does not endanger physical integrity of other persons.
- b) In the periods when the police dogs brought to a border crossing point are not used they shall be housed in a place prepared by the responsible authority making use of them.

8) Activities of the Hungarian police authority when issuing a visa

- a) The passenger who is obliged to have a visa and who applied without it to cross the border and to have it issued, shall be taken off from the train and escorted for the second line check by the passport controller in charge and the customs' officer shall be informed thereon. The passport shall be taken by the passport controller and after establishing the identity of the person and checking the border crossing conditions fulfilment, the passport controller shall hand over the passenger and the document to the visa issuing officer. The police shall have the duty to conduct surveillance during the time when the persons are waiting to be issued a visa designated at the designated place of second line check.
- b) If the issuance of the visa is a subject to charges and the payment is not possible at the border crossing point, the passenger will be informed on the necessary procedures regarding the payment of the visa fee and receiving the visa.

IV.**FUNCTIONING OF THE BORDER CROSSING POINT**

- 1) The change of location of already existing and constructed facilities, as well as the construction of new facilities in the border crossing point territory may be conducted only with the authorisation of the authority responsible for the functioning of the border crossing point.
- 2) The authorised personal of the border crossing point may leave the territory of the border crossing point only with the special authorisation of their superiors, or after the personal shifts.
- 3) The border crossing point maintainer shall be obliged to ensure the conditions for safe civilised and permanent functioning of the border crossing point. The responsible authorities operating at the border crossing points shall be bound to cover the related part of the fees associated to its functioning.
- 4) The authorised officer who any malfunction or the electric power failure shall immediately inform the officer on duty of the Hungarian Police.

V.**OTHER REGULATIONS**

- 1) **The manner of conduct in relation to the persons arriving to the border crossing point without the intention of crossing it**
 - a) The national legislation shall apply in case of the persons entering the border crossing point area without the intention of crossing the state border.
 - b) The responsible authorities shall be obliged to inform each other on the persons entering the border crossing point without the intention of crossing the state border.
- 2) **The manner of parking at the border crossing point**
 - a) The Serbian and Hungarian authorities, as well as the employees of the cooperating bodies, may use the designated space at the border crossing to park their vehicles.
 - b) The owners of the vehicles shall be obliged to lock their vehicles and shall be held responsible for their vehicles' safety.
 - c) In justified cases (including the parking of the cars of the heads of the control authorities) derogation from the above provisions related to the vehicles parking shall be approved by the authorised officer of the Hungarian police authority.

3) Informing obligation

- a) The passengers can be provided information by any authorised officer of the responsible authorities within his/her scope while respecting the obligation of keeping the service secret.
- b) The media representatives may take statements, make photos and videos in relation to the passengers' and vehicles' traffic at the border crossing point and its facilities only with the prior consent of the competent control authority.

4) Maintaining communication with the passengers

- a) The obligation to undergo border checks at the border crossing point should be communicated to the passengers.
- b) In cases of intending second line border checks, detailed customs checks or other restrictive measures the authorised officer carrying out the details checked shall inform thereon the person subject to the said checks at the beginning of the procedure.

5) Activities associated to the respect of provisions relating an accident, fire and security

- a) The detailed provisions relating to the border crossing point in case of an accident, fire or security issue shall be stipulated by the Hungarian police authorities and then made available to the Serbian side. The heads of responsible authorities should be held responsible for the respect and application of the said provisions. In case any changes take place, the Hungarian police authority shall inform the stakeholders there on.
- b) Only those persons can perform duties or an employee can carry out tasks at the border crossing point who has received training and successfully passed an exam on the provisions regarding the prevention of accident, fire and security related issues of the Railway Border Crossing Point, as well as the relevant extract of the Station Implementation Instruction.
- c) The clothing and equipment of the employees of the authorities involved in the checking of trains must not be dangerous. Research of freight trains can only be carried out in a visibility vest and safety helmet.
- d) The railway station master shall take care of the lighting of the objects of the border crossing point and the area of the station, the brightness necessary for safe checks on the platforms. The implementation of cost-saving measures and the requirements of safe check cannot be jeopardized. The Hungarian Railway Company provides adequate lighting for strict checks and consultations after dark.
- e) IT IS PROHIBITED at the railway border crossing point:
 - a. To step on the rail, and also to step between the standing top rail and the main rail at the switches,
 - b. Apart from the performance of the service activity, to stay under the vehicles and near the vehicles,
 - c. To take off or get on a moving vehicle from uneven, slippery, icy or tripping-hazardous ground,

- d. To approach the live overhead wire within 2 meters, to stay close to it, in this case, to start the train/car check before performing the grounding and signing the permit on any train,
 - e. To start the check of the train until all the representatives of the responsible authorities have appeared at the train,
 - f. To enter the animals without the caretaker in case of checking a shipment of animals,
 - g. To stay and travel within the gauge,
 - h. To get on or to take off a moving train,
 - i. To touch a dangerous shipment without protective equipment, or starting a check of this type of train without a special permit,
 - j. To get on a vehicle containing flammable or explosive goods with spiked or horseshoe footwear or to smoke near them or to use an open flame,
 - k. To pass between railway vehicles closer than 10 meters on the same platforms,
 - l. To jump from one to another on top of railway cars,
 - m. To travel on the steps and bumpers of railway cars, to step on the bumpers,
 - n. To break or open brake and air lines connecting railway cars,
 - o. To hold any object that hinders handling in case of being outside the cargo area of railway carriages,
 - p. To give a misleading signal to the railway staff,
 - q. To handle railway technical and signaling equipment,
 - r. To move the train while checking it,
 - s. To pull the locomotive out of the train before starting the checks,
 - t. To hide through under stationary railway vehicles.
- f) If any of officers on duty notices a situation or condition that threatens their life or physical integrity, they must report this to the railway traffic officer. The railway traffic officer shall be obliged to immediately notify the station master and the employees of the concerned authority or company concerned of such a deficiency reported, and the urgent elimination of the defect.
- g) Those entitled to do so shall cross platforms only in the designated places and only if there are no vehicles at the crossing and the passage is not endangered by a train or vehicle. This also shall apply to forklifts and other road vehicles.
- h) In case of pedestrian traffic crossing the platform, it is only allowed to pass between stationary vehicles if the ends of the vehicles (group of vehicles) are visible and the vehicles are secured against running over. If the ends of the vehicle group or the anti-runaway devices are not visible at all, it is only allowed to pass between the vehicles in a standing position only if, in addition to the previous conditions, there is a distance of at least 10 meters between the vehicles.
- i) Immediately after exiting the train or behind the line of cars, before entering the gauge of the next platform, it shall be to make sure that the passage is safe. For crossing, it shall be use the crossing bridges designed for this purpose, the brake stations designed for the vehicles, and the front area of the cars for passenger cars.
- j) Before getting up and taking off, it shall be to make sure that the stairs and handrails are usable. Employees who are required to perform reversing train preparation and vehicle

maintenance work shall also hide through under the vehicle on the platform only in unavoidable cases. Before hiding through, it shall be to make sure that no movement will be made with or on the vehicle during the hiding through.

- k) In the area of the railway station or the border crossing point, employees shall preferably stand between the platforms so that they shall do not get between two trains in motion at the same time. An employee who is caught by trains coming from two directions at the same time on two tracks, must immediately lie on the ground parallel to the two tracks and wait for the trains to pass.
- l) Those performing duties next to, above, and between the tracks shall make sure that reversing and train movement, as well as snowy, icy, or unfilled terrain and uncovered depressions do not endanger their physical health.
- m) Careful moving is mandatory in the area of the border crossing point while performing any tasks. Before passing through stationary trains, it shall be necessary to make sure that the train will not be moved during the passage. The shortest route shall always be chosen for crossing. It shall be necessary to travel always outside the gauge between the railway tracks. When moving the doors of vehicles, special attention shall be paid to the protection of physical health.
- n) For the knowledge of the accident prevention rules the heads of the responsible authorities and companies are responsible, the heads of the responsible authorities and the executive staff shall also be individually responsible for the keeping the rules.
- o) Even the smallest accident in the territory of the border crossing point shall be reported, in accordance with the internal regulations of the responsible authorities. If necessary, the railway traffic officer shall be notified immediately about the accident that has occurred, and the care of the injured and the securing of the scene must be carried out in accordance with the relevant rules.
- p) Before the start of the check, the participants shall agree on the content and method of the check. In case of to check a passenger train or a freight train, or a cargo, which involves approaching the overhead line within 2 meters, the check of the train shall not be started until the overhead line above the train has been de-energized. The employee of the body involved in the Hungarian border check shall initiate the de-energizing of the overhead wire above the checked train at the railway traffic officer personally, the check of the train shall only be started with a permit issued by the railway traffic officer. Detailed regulations are contained in the Station Implementation Instructions.

6) Check of workers traveling to the operation switching station of the neighboring state for service purposes

- a) The travel of Hungarian and Serbian railway workers traveling between Rösztke-Subotica stations for service purposes is regulated by the head of the competent responsible authority, taking into account valid timetables and transport options, based on the relevant internal regulations.

- b) When crossing the state border, they are obliged to comply with the passport and customs control rules for entry and exit, in the territory of the receiving state, even its laws and relevant service regulations. Violation of these may result in exclusion from business trips.
- c) The head or representative of the competent authority or company shall inform the responsible authorities about the time, method of travel, and the place of disembarkation and get-on before each departure and arrival. The responsible authorities will arrange for passport control and customs inspection to be carried out.

7) The speed of trains operating in international traffic on the section between the state border and the border crossing point

- a) Trains participating in international traffic shall travel at the maximum speed specified in the MÁV Zrt. Traffic Instructions on the section between the state border and the border crossing point.
- b) The head of the railway station or his representative shall inform the patrol commander of the border crossing point and the head of the customs department about the speed limit measures introduced on the track section between the border crossing point and the state border, as well as the extent and time of the speed limit. Based on the information received, the head of the border policing office shall take the necessary measures.
- c) In case of the entering train has to be stopped at the Entrance signal or its speed has to be reduced due to traffic reasons, the railway traffic officer shall inform the person on duty of the Hungarian police, who shall take the necessary measures.
- d) The railway traffic officer shall be obliged to organize traffic in such a way that such cases only occur in extremely justified cases. If stopping or slowing down at the Entrance signal is due to personal negligence, the station master shall take the necessary action.

8) The procedure for reversing and sorting out railway vehicles under check

- a) In case of a car has to be removed from a train that has already been inspected for technical reasons, the railway traffic officer shall notify the responsible Hungarian authorities of the removal, who shall provide assistance if necessary.
- b) MÁV Zrt. shall organize its service activities in such a way that the train under check would not be reversed. If this cannot be avoided, arrange for a clear notification of the checking officers before the reversing, otherwise the check must be suspended. The responsible authorities and the traffic officer jointly clarify the circumstances, then organize the restart of the check and report the incident to their superiors.
- c) In case of caused personal injury or property damage because of the unannounced moving of the car, after the suspension of the check, care must be taken to provide first aid to the injured and secure the location. The responsible authorities and the railway traffic officer fulfill their reporting obligations without delay. Until the investigation committee arrives - with the exception of treating the injured - it is strictly forbidden to carry out any changes on the site.

- d) In case of a railway vehicle carrying a dangerous substance was damaged and because of that an environmental pollution hazard arose as a result of unannounced reversing, the responsible authorities and the railway traffic officer shall immediately comply with the tasks prescribed in the PIP, after the necessary coordination of tasks, and in accordance with the situation.
- e) The railway traffic officer or the station master decides on the selection of a suitable place for the check of railway vehicles sorted out due to the action of the responsible authorities, (if possible, the truncated platform no. IV). During the making of the decision the railway traffic officer or the station master shall consider the proposal of the acting authority.

9) Measures related to trains stopped between the state border and the railway station

- a) The railway traffic officer shall immediately notify the responsible authorities of trains stopping on the track section between the state border and the border crossing point.
- b) In the case of persons getting on an exiting train, the Hungarian police officer and the railway traffic officer shall arrange for the train to be re-ordered and to be re-checked at the border crossing point.
- c) In the case of an entering train, the service personnel of the Hungarian police shall arrange to direct their own forces to the scene. The Serbian authorities go to the scene together with the Hungarian authorities and take part in securing and checking the train.

10) Other provisions

- a) In case that while performing his/her duty, any Hungarian or Serbian border police or customs' authority officer is verbally or physically attacked by a passenger, the authorised officers shall be obliged to help each other and take up appropriate measures against the person concerned.
- b) The control authorities' personnel shall be obliged to inform the head of the control authority on the problems and experiences regarding the practical implementation of the provisions of this Manner of Functioning.
- c) In case any items are found at the border crossing point, any officer of any of the responsible authorities shall be obliged to act in accordance with the applicable regulations.
- d) The control authorities' personal shall load and unload the weapons pursuant to their respective internal procedures at the place designated for that purpose.


VI.

CLOSING PROVISIONS

- 1) This present Manner of Functioning shall become effective on the date of its signature.
- 2) The present Manner of Functioning can be amended or supplemented in written form with the consent of the competent control authorities. The responsible Ministries of the Parties shall inform each other by diplomatic means about the amendments and modifications of the text.
- 3) This Manner of Functioning shall remain in force until such time as the Agreement is in force.
- 4) Either Party can terminate the present Manner of Functioning by sending a written notice by diplomatic means. The termination of validity shall become effective six months after the date of receipt of the termination notice.

Done at _____ on _____ 2023, in two originals, each in the Hungarian, Serbian and English languages, all texts being equally authentic. In case of different interpretation the English text shall prevail.

On behalf of Hungary


Pol. Brigadier General Dr. Zsolt Polyák
senior police counsellor
honorary professor
head of county police



On behalf of the Republic of Serbia


Pol. Major Zoran Čmiljanić
Head of Regional Centre



ZÁRADÉK

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