

CHAPTER II OBLIGATIONS AND RIGHTS OF THE WAGON KEEPER
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Article 7: Technical admission and maintenance of wagons

- 7.1 The keeper shall ensure that his wagons are technically admitted* in accordance with the European legislation in force and that they remain so throughout the period of their use.
- 7.2 The keeper must furnish proof to user RUs on request that the maintenance of his wagons is compliant with the legislation in force. For the purposes of this contract and vis-à-vis the other signatories, the keeper is considered to be, and have the responsibilities of, the entity in charge of maintenance for the wagon.
- 7.3 The keeper must allow the RUs to conduct any inspections on wagons that may be necessary, in particular those referred to in Appendix 9.

(...)

Article 9: Keeper's right of deployment

- 9.1 The keeper shall have control over his wagons. The keeper may act under this contract through third parties authorized by him. In case of doubt, the instructions of the keeper shall overrule any instruction of a third party claiming to be authorized by the keeper.
- 9.2 Except when justified for reasons of safety, only the keeper shall be authorised to issue instructions to RUs regarding the use of his wagons.
- 9.3 The keeper shall provide the RUs with the instructions necessary for the carriage of empty wagons in good time.
- 9.4 Any request from a keeper for his wagons not to be handed over to certain RUs, whether signatory or third party, shall be met.

(...)

APPENDIX 2
TO THE GENERAL CONTRACT OF USE FOR WAGONS

DEFINITIONS

WAGON KEEPER or KEEPER

~~Means means~~ the person or entity who that, being the owner of a wagon or having the right to use it, exploits a the wagon economically in a permanent manner as a means of transport and is registered as keeper of the wagon in the competent official vehicle register, or, if the wagon is not registered in the competent official vehicle register or such a register is not existing, the person or entity that has declared to the GCU Bureau to be keeper of the wagon.

~~The keeper is the entity whose company name mentioned as such on the wagon itself and / or in the official register.~~

~~In this General Contract of Use, the term "keeper" refers either to the keeper himself or another party authorized by him, if applicable.~~