

jointly request the President of the Federal Administrative Court or the Secretary-General of the Western European Union to make the appointment. The highest service authority may insist upon the members of the conciliatory committee being cleared to handle classified material. At the request of the force or works council concerned, in appropriate circumstances, standing or ad hoc conciliatory committees may be established.

- (d) The conciliatory committee shall decide by resolution (Beschluss). It may meet the requests of the parties concerned only in part. Resolutions shall be passed by majority vote. Conciliatory committee decisions shall be within the framework of legal provisions, including the budgetary laws and regulations of the sending State, binding upon the highest service authority of the force."

4. Paragraph 7 shall be replaced as follows:

"7. The head of the agency shall submit administrative instructions to the works council for its co-operation in accordance with Section 78 of the Law prior to their being issued, except in circumstances in which paragraph 6 of Section 72 applies in conjunction with the fifth sentence of Section 69 of the Law."

5. Paragraph 8 shall be deleted.

#### ARTICLE 38

Article 57 of the Supplementary Agreement shall be amended as follows:

1. Paragraph 1 shall be replaced as follows:

- "1. (a) A force, a civilian component, their members and dependents shall, subject to the approval of the Federal Government, have the right to enter the Federal Republic or to move within and over the Federal territory in vehicles, vessels and aircraft; transports and other movements within the scope of German legal provisions, including the present Agreement and other international agreements to which the Federal Republic and one or more of the sending States are party, as well as related technical arrangements and procedures, shall be deemed to be approved. Insofar as special permits and exceptional permits as well as exemptions from legal provisions governing the transport of hazardous material are required for military movements and transports, they shall be obtained by the competent agencies of the German Armed Forces.