

Strasbourg, 26 February 2001

CAHDI (2001) 1

**COMMITTEE OF LEGAL ADVISERS**  
**ON PUBLIC INTERNATIONAL LAW**  
**CAHDI**

**SPECIFIC TERMS OF REFERENCE**

Secretariat memorandum  
prepared by the Directorate General of Legal Affairs

### **SPECIFIC TERMS OF REFERENCE<sup>†</sup>**

1. Name of committee: COMMITTEE OF LEGAL ADVISERS ON PUBLIC INTERNATIONAL LAW (CAHDI)
2. Type of committee: *Ad hoc* committee of experts
3. Source of terms of reference: Committee of Ministers
4. Terms of reference:

Under the authority of the Committee of Ministers, the Committee is instructed to examine questions of public international law, to exchange and, if appropriate, to co-ordinate the views of member States at the request of the Committee of Ministers, Steering Committees and *Ad Hoc* Committees and at its own initiative.

5. Membership of the Committee:
  - a. The Committee is composed of experts by member States, preferably chosen among the Legal Advisers to the Ministries of Foreign Affairs. Travel and subsistence expenses of one expert per member State (two for the State assuming the Chair of the Committee) are borne by the Council of Europe budget.
  - b. The European Community may send representatives, without the right to vote or to a refund of expenses, to meetings of the Committee.
  - c. The following States having observer status with the Council of Europe may send a representative without the right to vote or to a refund of expenses to meetings of the Committee: Canada, Holy See, Japan, United States of America and Mexico.
  - d. The following non-member States or organisations may send a representative, without the right to vote or to a refund of expenses (1), to meetings of the Committee:
    - Australia
    - \*Bosnia and Herzegovina (1)
    - New Zealand
    - Israel (2)
    - The Hague Conference on Private International Law
    - NATO (3)
    - The Organisation for Economic Co-operation and Development
    - The United Nations and its specialised agencies (4).
6. Structures and working methods: The CAHDI may set up working parties and have recourse to consultant experts.
7. Duration: The present terms of reference expire on 31 December 2002

<sup>†</sup> As adopted by the Committee of Ministers at its 742nd meeting (15 February 2001) (CM/Deldec(2001)742, point 10.1, Appendix 8).

(1) Subject to their request.

(2) Admitted as observer "for the whole duration of the Committee" by the CAHDI, 17th meeting, Vienna, 8-9 March 1998. The same is valid for subordinated committees. This decision was confirmed by the Committee of Ministers at its 670<sup>th</sup> meeting, Strasbourg, 18 May 1999. See CM/Del/Dec(99)670, item 10.2.

(3) see CM/Del/Dec/Act(93)488/29 and CM/Del/Concl(92)480/3.

(4) For specific items, at the request of the Committee.