



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Strasbourg, 06/03/08

CAHDI (2008) OJ 1

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

**35th meeting
Strasbourg, 6-7 March 2008**

Room 7 – 9h30

AGENDA

A. INTRODUCTION

1. Opening of the meeting by the Chair, Sir Michael Wood
2. Adoption of the agenda **CAHDI (2008) OJ 1 + annotated**
3. Approval of the report of the 34th meeting **CAHDI (2007) 26 prov**
4. Statement by the Director of Legal Advice and Public International Law, Mr Manuel Lezertua **CAHDI (2008) Inf 1**

B. ONGOING ACTIVITIES OF THE CAHDI

5. Decisions by the Committee of Ministers concerning the CAHDI and requests for the CAHDI's opinion **CAHDI (2008) 4 rev**
 - "Disconnection clause": draft report of the CAHDI **CAHDI (2008) 1 & Add, 2, 3**
 - Draft opinion of the CAHDI on Parliamentary Assembly Recommendation 1824 (2008) **CAHDI (2008) 4 rev Add**
6. Programme of activities of the CAHDI for 2008-2009 **CAHDI (2007) 1 Add**
7. State immunities:
 - a. State practice **CAHDI (2008) Inf 2**
 - b. UN Convention on Jurisdictional Immunities **CAHDI (2008) Inf 3**
8. Organisation and functions of the Office of the Legal Adviser of the Ministry for Foreign Affairs
 - a. Situation in member and observer States **CAHDI (2008) Inf 4**
 - b. The role of the OLA in national implementation of international law **CAHDI (2006) 27, CAHDI (2007) 13 & 22**
9. National implementation measures of UN sanctions and respect for Human Rights **CAHDI (2008) Inf 5, Inf 6 & CAHDI (2008) 13**
10. Cases before the ECHR involving issues of public international law **CAHDI (2008) 11 & 12**

11. Peaceful settlement of disputes:
- a. Compulsory jurisdiction of the International Court of Justice (ICJ) (Article 36 (2)): Preliminary draft Recommendation of the Committee of Ministers to member States on the acceptance of the Jurisdiction of the ICJ **CAHDI (2008) 7 & 8**
 - b. Overlapping jurisdiction of international tribunals
 - c. Lists of arbitrators and conciliators nominated by States: Preliminary draft Recommendation of the Committee of Ministers to member States on the nomination of international arbitrators and conciliators **CAHDI (2007) 20 rev & CAHDI (2008) 6**
12. Law and practice relating to reservations and interpretative declarations concerning international treaties: European Observatory of Reservations to International Treaties:
- a. List of outstanding reservations and declarations to international Treaties **CAHDI (2008) 5 rev, Add & Add 2**
 - b. Consideration of reservations and declarations to international Treaties applicable to the fight against terrorism **CAHDI (2008) 10**

C. GENERAL ISSUES ON PUBLIC INTERNATIONAL LAW

13. Exchange of views with Mr Nicolas Michel, UN Under-Secretary-General for Legal Affairs and UN Legal Counsel
14. Consideration of current issues of international humanitarian law
15. Developments concerning the International Criminal Court (ICC): statement by Mrs Herta Däubler-Gmelin, Chair of the Committee on Legal Affairs and Human Rights of the Parliamentary Assembly of the Council of Europe and Rapporteur on the ICC **AS/Jur (2007) 34**
16. Implementation and functioning of the Tribunals established by United Nations Security Council Resolutions 827 (1993) and 955 (1994) and the Special Tribunal for Lebanon
17. Follow-up to the outcome document of the 2005 UN World Summit – Advancing the international rule of law **CAHDI (2006) 11**
18. Fight against terrorism - Information about work undertaken in the Council of Europe and other international bodies **CAHDI (2008) Inf 7**

D. OTHER

19. Preparation of the 36th meeting of the CAHDI (London, 7-8 October 2008) and information concerning the International Conference of International Courts and Tribunals (London, 6-7 October 2008)
20. Other business:
- Status of ratification of Protocol 14 to the ECHR **CAHDI (2008) Inf 8**
AS/Jur (2007) 09 & AS/Jur (2007) 31
 - Agreed arrangements between Spain and the United Kingdom relating to Gibraltar authorities in the context of mixed agreements and certain international treaties (2007)

TENTATIVE ORDER OF BUSINESS

	6 March 2008	7 March 2008
09h30	1 – 4, 15, 5	12, 14, 16 - 20
12h45	<i>Lunch Break</i>	
14h30	13, 5 (if necessary), 6 - 11	Reserved
18h00	End of session	
18h30	Reception hosted by the Permanent Representation of the United Kingdom	