

Strasbourg, 16/09/10

CAHDI (2010) OJ 2

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

**40<sup>th</sup> meeting  
Tromsø, Norway, 16-17 September 2010**

**AGENDA**

**A. INTRODUCTION**

1. Opening of the meeting by the Chair, Mr. Rolf Einar Fife
2. Adoption of the agenda **CAHDI (2010) OJ 2 prov + annotated**
3. Approval of the report of the 39<sup>th</sup> meeting **CAHDI (2010) 14 prov**
4. Statement by Mr Manuel Lezertua, Director of Legal Advice and Public International Law **CAHDI (2010) Inf 9**

**B. ONGOING ACTIVITIES OF THE CAHDI**

5. Committee of Ministers' decisions of relevance to the CAHDI's activities including requests of the CAHDI's opinion: **CAHDI (2010) 19**
  - Ad hoc mandate to study the Venice Commission's report on Private Military and Security Firms and Erosion of the State Monopoly on the use of force **CAHDI (2010) 15, 16 prov & 26; CDL-AD (2009) 038**
  - Request for possible comments of the CAHDI on Recommendation 1913 (2010) – "The necessity to take additional international legal steps to deal with sea piracy" **CAHDI (2010) 17 prov**
  - Request for possible comments of the CAHDI on Recommendation 1920 (2010) "Reinforcing the effectiveness of Council of Europe treaty law" **CAHDI (2010) 18 prov & 23**
6. Immunities of States and international organisations:
  - a. State practice and case-law
    - recent national developments and updates of the website entries **CAHDI (2010) Inf 2 rev**

- exchange of national practices on possibilities for the Ministry of Foreign Affairs to raise public international law issues in procedures pending before national tribunals and related to States' or international organisations' immunities  
**CAHDI (2010) 6 prov**
  - b. UN Convention on Jurisdictional Immunities of States and Their Property  
**CAHDI (2010) Inf 3 rev**
7. Organisation and functions of the Office of the Legal Adviser of the Ministry for Foreign Affairs:
- a. Questions dealt with by offices of the Legal Adviser which are of wider interest and related to the drafting of implementing legislation, foreign litigation, peaceful settlements of disputes, and other questions of relevance to the Legal Adviser  
**CAHDI (2010) 24**
  - b. Updates of the website entries  
**CAHDI (2010) Inf 10**
8. National implementation measures of UN sanctions and respect for human rights  
**CAHDI (2010) 7 prov., 25 & Inf 11 rev**
9. Accession of the European Union to the European Convention of Human Rights (ECHR):
- a. Information to be provided by:
    - Ms Tonje Meinich, Chair of the CDDH Informal Working Group on the Accession of the European Union to the European Convention on Human Rights (CDDH – UE) **CDDH-UE(2010) 05 & CDDH-UE (2010) 06 rev**
    - Mr Erik Fribergh, Registrar of the European Court of Human Rights (ECtHR)
    - Ms Sonja Boelaert, European Commission, Legal Service, External Relations
  - b. Election of an observer on behalf of the CAHDI in the CDDH's Informal Working Group on the Accession of the European Union to the European Convention on Human Rights (CDDH-UE)
10. Cases before the ECtHR involving issues of public international law
11. Peaceful settlement of disputes **CAHDI (2010) 20**
12. Law and practice relating to reservations and interpretative declarations concerning international treaties: European Observatory of Reservations to International Treaties:
- List of outstanding reservations and declarations to international Treaties  
**CAHDI (2010) 21 rev + Add prov**
- C. GENERAL ISSUES ON PUBLIC INTERNATIONAL LAW**
13. The work of the International Law Commission (ILC) and of the Sixth Committee:  
**A/65/10**
- Exchange of views between the ILC, the Chair of the CAHDI and the Director of DLAPIL, Geneva, 20 July 2010

- Council of Europe comments and observations on the ILC Draft Articles on “Responsibility of International Organisations” **CAHDI (2010) 8 & Inf 7**

14. Consideration of current issues of international humanitarian law
15. Developments concerning the International Criminal Court (ICC)
16. Implementation and functioning of other international criminal tribunals (ICTY, ICTR, Sierra Leone, Lebanon, Cambodia)
17. Fight against terrorism - Information about work undertaken in the Council of Europe and other international bodies
18. Topical issues of international law
  - Follow-up of the outcome document of the 2005 UN World Summit – Advancing the international rule of law

#### **D. OTHER**

19. Election of the Chair and Vice-Chair **CAHDI (2010) 22**
20. Date, place and agenda of the 41<sup>st</sup> meeting of the CAHDI
21. Other business

#### **TENTATIVE ORDER OF BUSINESS:**

	<b>15 September 2010</b>
21:00	Welcoming drink in the Radisson Blu Hotel
	<b>16 September 2010</b>
8:30 – 09:00	Registration for the meeting
9:00 – 13:00	Items: 1 - 8
13:00 – 14:30	Lunch Break
14:30 – 17:30	Items: 9 - 12
18:30	Social event
	<b>17 September 2010</b>
8:30 – 13:00	Items: 5 (to be continued), 13 - 21
13:00	End of the meeting