

Strasbourg, 17/03/11

CAHDI (2011) OJ1

COMMITTEE OF LEGAL ADVISERS ON PUBLIC INTERNATIONAL LAW (CAHDI)

Agenda

41st meeting
Strasbourg, 17-18 March 2011

Secretariat of the Public International Law and Anti-Terrorism Division,
Directorate of Legal Advice and Public International Law, DLAPIL

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I. **INTRODUCTION**

1. **Opening of the meeting by the Chair, Ms Edwige Belliard**

2. **Adoption of the agenda**

Working documents

- Draft agenda CAHDI (2011) OJ 1 prov
- Annotated draft agenda CAHDI (2011) OJ 1 annotated
Restricted

3. **Approval of the report of the 40th meeting**

Working documents

- Draft report of the 40th meeting of the CAHDI CAHDI (2010) 28 prov
Restricted until approval

4. **Statement by the Director of Legal Advice and Public International Law, Mr Manuel Lezertua**

Working documents

- Developments concerning the European Treaties Series since the 40th meeting of the CAHDI CAHDI (2011) Inf 1
- Contribution of the Directorate of Legal Advice and Public International Law (DLAPIL) to the International Law Commission Draft Articles on “Responsibility of International Organisations” DLAPIL/ML/lc/01/2011
Restricted
English only

II. **ONGOING ACTIVITIES OF THE CAHDI**

5. **Committee of Ministers’ decisions of relevance to the CAHDI’s activities, including requests for CAHDI’s opinion**

Working documents

- Committee of Ministers’ decisions of relevance to the CAHDI’s activities, including requests for CAHDI’s opinion CAHDI (2011) 1
Restricted
- CAHDI (2011) 1 Addendum
Restricted
Bilingual

6. **Immunities of States and international organisations**

a. State practice and case-law

- recent national developments and updates of the website entries
- 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

b. UN Convention on Jurisdictional Immunities of States and Their Property

Working documents

- Database on State Practice regarding State Immunities CAHDI (2010) Inf 2 rev
Bilingual
- 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
Restricted Bilingual
- State of signatures and ratifications of the UN Convention on Jurisdictional Immunities of States and Their Property and of the European Convention on State Immunities CAHDI (2011) Inf 2
- Contribution from INTERPOL CAHDI (2011) Inf 3
Restricted

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 of international law as well as foreign litigation, peaceful settlements of disputes, and other questions of relevance to the Legal Adviser
- b. Updates of the website entries

Working documents

- Database on the organisation and functions of the Office of the Legal Adviser of the Ministry of Foreign Affairs CAHDI (2010) Inf 10
Bilingual

8. National implementation measures of UN sanctions and respect for human rights

- Exchange of views with Ms Kimberly Prost, Ombudsperson at the UN Security Council Committee created by resolution 1267 (1999) concerning Al-Qaida and the Taliban

Working documents

- Cases, that have been eventually submitted to national tribunals, by persons or entities removed from the lists established by the UN Security Council Sanctions Committees. CAHDI (2010) 7 prov
Restricted Bilingual
- Database on national implementation measures of UN sanctions and respect for human rights CAHDI (2011) Inf 4
English only

9. **European Union's accession to the European Convention of Human Rights (ECHR)**

- a. Information provided by Mr Erik Wennerström, observer of the CAHDI to the Informal Working Group on the Accession of the European Union to the European Convention on Human Rights (CDDH – EU)
- b. Exchange of views with Mr Jean-Claude Bonichot, judge of the Court of Justice of the European Union

10. **Cases before the European Court of Human Rights involving issues of public international law**

11. **Peaceful settlement of disputes**

Working documents

- International Court of Justice's jurisdiction under selected international treaties and agreements, situation concerning the member States of the Council of Europe CAHDI (2011) 2
Restricted
English only

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

Working documents

- List of outstanding reservations and declarations to international treaties CAHDI (2011) 3
Restricted
- Table of objections CAHDI (2011) 3 Addendum prov
Restricted
Bilingual

III. **GENERAL ISSUES OF PUBLIC INTERNATIONAL LAW**

13. **Information on work undertaken by the Council of Europe on the review of Council of Europe Conventions**

Working documents

- Outline of Convention review SG/Inf(2011)2 FINAL
Restricted

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 by the Council of Europe and other international bodies**

18. Topical issues of international law

- a. Exchange of views on the Draft Council of Europe Convention on preventing and combating violence against women and domestic violence

Working documents

- Committee of Ministers' decisions of relevance to the CAHDI's activities, including requests for CAHDI's opinion CAHDI (2011) 1 Addendum
Restricted
Bilingual
- Ad hoc Committee on preventing and combating violence against women and domestic violence (CAHVIO) CM(2011)3
Restricted
 - a. Report of the 8th meeting (Strasbourg, 13-17 December 2010)
 - b. Draft Council of Europe Convention on preventing and combating violence against women and domestic violence
- Ad hoc Committee on preventing and combating violence against women and domestic violence (CAHVIO) – Draft explanatory report of the Council of Europe Convention on preventing and combating violence against women and domestic violence CM(2011)3 add
Restricted
- Draft Council of Europe Convention on preventing and combating violence against women and domestic violence (CAHVIO) - United Kingdom Amendments DD(2011)102
Restricted
English only
- Specific concerns raised by some delegations:
 - United Kingdom DD(2011)141
Restricted
English only
 - Russian Federation DD(2011)148
Restricted
English only
- b. Intervention by Mr Hans van Loon, Secretary General of the Hague Conference on Private International Law, on the correlation between recent case-law of the European Court of Human Rights and the Conventions adopted in the framework of the Hague Conference on Private International Law

IV. OTHER

19. **Date, place and agenda of the 42nd meeting of the CAHDI** (envisaged dates: Strasbourg, 22-23 September 2011)

20. **Other business**

TENTATIVE ORDER OF BUSINESS

17 March 2011	
09:00- 12:30	Items: 1 - 7, 9a
12:30-14:30	Lunch Break
14:30-17:30	Items: 9b - 12, 18
18:30	<i>Reception hosted by the Permanent Representation of France to the Council of Europe on the occasion of the 41st meeting of the CAHDI</i>

18 March 2011	
9:30- 13:00	Items: 8, 13 - 17, 19 - 20
13:00	Lunch Break
Afternoon	Reserved