

Strasbourg, 19/09/12

CAHDI (2012) OJ 2

COMMITTEE OF LEGAL ADVISERS ON PUBLIC INTERNATIONAL LAW (CAHDI)

Agenda

44th meeting
Paris, 19-20 September 2012

Public International Law 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 (2012) OJ 2 prov
- Annotated draft agenda CAHDI (2012) OJ 2 annotated prov
Restricted

3. **Adoption of the report of the 43rd meeting**

Working document

- Draft report of the 43rd meeting of the CAHDI CAHDI (2012) 11 prov
Restricted until approval

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

Working documents

- Developments concerning the Council of Europe Treaty Series since the 43rd meeting of the CAHDI CAHDI (2012) Inf 6
- Observations on the scope and application of the universal criminal jurisdiction in the work of the Council of Europe CAHDI (2012) 16 prov
Restricted
- Report by the Secretary General on the review of Council of Europe conventions SG/Inf(2012)12
Restricted

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 (2012) 12
Restricted
- Appendices to Committee of Ministers' decisions of relevance to the CAHDI's activities, including requests for CAHDI's opinion CAHDI (2012) 12 Addendum
Restricted
- Draft comments of the Committee of Legal Advisers on Public International Law (CAHDI) on Recommendation 1995 (2012) of the Parliamentary Assembly "The International Convention for the Protection of all Persons from Enforced Disappearance" CAHDI (2012) 17 prov
Restricted

- Addendum to the Draft comments of the Committee of Legal Advisers on Public International Law (CAHDI) on Recommendation 1995 (2012) of the Parliamentary Assembly “The International Convention for the Protection of all Persons from Enforced Disappearance” CAHDI (2012) 17 Addendum *Restricted*
- Opinion of the Steering Committee for Human Rights (CDDH) on the Recommendation 1995 (2012) of the Parliamentary Assembly “The International Convention for the Protection of all Persons from Enforced Disappearance” CDDH(2012)R75 Appendix III

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 (2012) Inf 11 *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 (2012) 18 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 (2012) Inf 2

7. Organisation and functions of the Office of the Legal Adviser of the Ministry of 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 document

- Database on the organisation and functions of the Office of the Legal Adviser of the Ministry of Foreign Affairs CAHDI (2012) Inf 10 *Bilingual*

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

Working documents

- Cases that have been submitted to national tribunals by persons or entities removed from the lists established by the UN Security Council Sanctions Committees. CAHDI (2012) 3 prov
Restricted Bilingual
- Database on national implementation measures of UN sanctions and respect for human rights CAHDI (2012) Inf 7
Bilingual

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

Working document

- Report of the 75th meeting of the Steering Committee for Human Rights (CDDH) CDDH(2012)R75
- Report of the first negotiation meeting between the CDDH and the European Commission on the accession of the European Union to the European Convention on Human Rights 47+1(2012)R01

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

11. Peaceful settlement of disputes

Working document

- International Court of Justice's jurisdiction under selected international treaties and agreements, situation concerning the member and observer States of the Council of Europe, which are parties to these agreements and treaties CAHDI (2012) 13 rev
Restricted

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 (2012) 14
Restricted
- Table of objections CAHDI (2012) 14 Addendum prov
Restricted Bilingual

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

13. **The work of the International Law Commission (ILC) and of the Sixth Committee**

- Presentation of the work of the International Law Commission (ILC) and of the Sixth Committee by Sir Michael Wood, Member of the ILC
- Exchange of views between the ILC, the Chair of the CAHDI and the Director of DLAPIL, Geneva, 4 July 2012

Working documents

- Intervention by Ms Edwige Belliard, Chair of the CAHDI, at the 64th Session of the ILC CAHDI (2012) Inf 8
French only
- Intervention by Mr Manuel Lezertua, Jurisconsult, Director of Legal Advice and Public International Law, Council of Europe, at the 64th Session of the ILC CAHDI (2012) Inf 9
French only
- Report of the ILC, 64th Session A/67/10
Restricted

14. **Consideration of current issues of international humanitarian law**

- Intervention by Mr Fausto POCAR, President of the International Institute of 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. **Topical issues of international law**

IV. **OTHER**

18. **Election of the Chair and Vice-Chair of the CAHDI**

Working documents

- Election of the Chair and Vice-Chair of the CAHDI CAHDI (2012) 15

19. **Date, venue and agenda of the 45th meeting of the CAHDI**

20. **Other business**

Working documents

- Request for observer status with the CAHDI by the International Institute of Humanitarian Law CAHDI (2012) 6
Restricted
- Report of Activities for the year 2010 of the International Institute of Humanitarian Law CAHDI (2012) 6 Add
Restricted