

Agenda item: 5.2 – Draft International Agreement

DRAFT INTERNATIONAL AGREEMENT – CONSIDERATION OF LEGAL ISSUES

Background

At the conclusion of the first Extraordinary Meeting of the Legal Advisory Panel, which was held in Copenhagen in October 2013, an updated Draft International Agreement was prepared. This document (attached as LAP15/5.2/2) contains a number of footnotes that indicate that further research or decision making is required. No further work on this document was undertaken pending the consideration of the Change of Status proposal by the IALA General Assembly in May 2014.

The outcome of the General Assembly was a Resolution supporting work toward a change of status, including the development of a draft International Agreement that could be provided to Governments for consideration

Comments

The Legal Advisory Panel is well placed to provide legal opinion in regard to settling a view on the issues raised in the following footnotes:

- . 15 Legal personality in contracting states
- . 16 Signature, Ratification and Accession
- . 18 Transition from the old Association
- . 19 Signatories

The Legal Advisory Panel could also form a view on these footnotes:

- . 2 Approval mechanism for Regulations
- . 5 Non-National Member participants
- . 7 Organs of the new Organisation

Action requested

Legal Advisory Panel members are invited to consider the footnotes listed above, including by undertaking research and consultation within their Administration, with a view to assisting the Legal Advisory Panel finalise draft alternate text for the provisions to which the footnotes relate.

Panel members are also invited to consider the remaining footnotes for discussion.