

No. 20669

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**MULTILATERAL**

**Protocol to the Agreement on the importation of educational,  
scientific and cultural materials of 22 November 1950.  
Concluded at Nairobi on 26 November 1976**

*Authentic texts: English and French.*

*Registered ex officio on 2 January 1982.*

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**MULTILATÉRAL**

**Protocole à l'Accord pour l'importation d'objets de caractère éducatif, scientifique et culturel du 22 novembre 1950. Conclu à Nairobi le 26 novembre 1976**

*Textes authentiques : anglais et français.*

*Enregistré d'office le 2 janvier 1982.*

PROTOCOL<sup>1</sup> TO THE AGREEMENT ON THE IMPORTATION OF EDUCATIONAL, SCIENTIFIC AND CULTURAL MATERIALS<sup>2</sup>

The contracting States parties to the Agreement on the Importation of Educational, Scientific and Cultural Materials, adopted by the General Conference of the United Nations Educational, Scientific and Cultural Organization at its fifth session held in Florence in 1950,<sup>2</sup>

Reaffirming the principles on which the Agreement, hereinafter called "the Agreement", is based,

Considering that this Agreement has proved to be an effective instrument in lowering customs barriers and reducing other economic restrictions that impede the exchange of ideas and knowledge,

Considering, nevertheless, that in the quarter of a century following the adoption of the Agreement, technical progress has changed the ways and means of transmitting information and knowledge, which is the fundamental objective of that Agreement,

Considering, further, that the developments that have taken place in the field of international trade during this period have, in general, been reflected in greater freedom of exchanges,

Considering that since the adoption of the Agreement, the international situation has changed radically owing to the development of the international community, in particular through the accession of many States to independence,

Considering that the needs and concerns of the developing countries should be taken into consideration, with a view to giving them easier and less costly access to education, science, technology and culture,

<sup>1</sup> Came into force on 2 January 1982, i.e., six months after the date of deposit of the fifth instrument of ratification, acceptance or accession with the Secretary-General of the United Nations, in accordance with article VIII (17) (a). The instruments were deposited as follows:

<i>State</i>	<i>Date of deposit of the instrument of ratification, acceptance (A) or accession (a)</i>
Barbados* . . . . .	10 April 1979 <i>a</i>
Holy See . . . . .	22 February 1980 <i>a</i>
Iraq* . . . . .	13 April 1978 <i>a</i>
Ireland* . . . . .	18 June 1980
Italy* . . . . .	2 July 1981 <i>A</i>

\*See p. 39 of this volume for the texts of the declarations and reservations made upon ratification, acceptance or accession.

Subsequently, the Protocol came into force in respect of the following States six months after the date of deposit of their instruments of ratification, acceptance or accession with the Secretary-General of the United Nations, in accordance with article VIII (17) (b):

<i>State</i>	<i>Date of deposit of the instrument of acceptance (A) or accession (a)</i>
Netherlands* . . . . . (For the Kingdom in Europe. With effect from 15 January 1982.)	15 July 1981 <i>A</i>
Yugoslavia . . . . . (With effect from 13 May 1982.)	13 November 1981 <i>a</i>

\* See p. 39 of this volume for the texts of the declarations and reservations made upon ratification, acceptance or accession.

<sup>2</sup> United Nations, *Treaty Series*, vol. 131, p. 25.

Recalling the provisions of the Convention on the means of prohibiting and preventing the illicit import, export and transfer of ownership of cultural property, adopted by the General Conference of UNESCO in 1970,<sup>1</sup> and those of the Convention concerning the protection of the world cultural and natural heritage, adopted by the General Conference in 1972,<sup>2</sup>

Recalling, moreover, the customs conventions concluded under the auspices of the Customs Co-operation Council, in consultation with the United Nations Educational, Scientific and Cultural Organization, concerning the temporary importation of educational, scientific and cultural materials,

Convinced that new arrangements should be made and that such arrangements will contribute even more effectively to the development of education, science and culture which constitute the essential bases of economic and social progress,

Recalling resolution 4.112 adopted by the General Conference of UNESCO at its eighteenth session,<sup>3</sup>

Have agreed as follows:

## I

1. The contracting States undertake to extend to the materials listed in annexes A, B, D and E, and also, where the annexes in question have not been the subject of a declaration under paragraph 16 (a) below, annexes C.1, F, G and H, to the present Protocol exemption from customs duties and other charges on, or in connexion with, their importation, as set out in article I, paragraph 1, of the Agreement, provided such materials fulfil the conditions laid down in these annexes and are the products of another contracting State.

2. The provisions of paragraph 1 of this Protocol shall not prevent any contracting State from levying on imported materials:

- (a) Internal taxes or any other internal charges of any kind, imposed at the time of importation or subsequently, not exceeding those applied directly or indirectly to like domestic products;
- (b) Fees and charges, other than customs duties, imposed by governmental or administrative authorities on, or in connexion with, importation, limited in amount to the approximate cost of the services rendered, and representing neither an indirect protection to domestic products nor a taxation of imports for revenue purposes.

## II

3. Notwithstanding paragraph 2 (a) of this Protocol, the contracting States undertake not to levy on the materials listed below any internal taxes or other internal charges of any kind, imposed at the time of importation or subsequently:

- (a) Books and publications consigned to the libraries referred to in paragraph 5 of this Protocol;
- (b) Official, parliamentary and administrative documents published in their country of origin;
- (c) Books and publications of the United Nations or any of its specialized agencies;
- (d) Books and publications received by the United Nations Educational, Scientific and Cultural Organization and distributed free of charge by it or under its supervision;

<sup>1</sup> United Nations, *Treaty Series*, vol. 823, p. 231.

<sup>2</sup> *Ibid.*, vol. 1037, p. 151.

<sup>3</sup> United Nations Educational, Scientific and Cultural Organization, *Records of General Conference, Eighteenth Session*, 1975, p. 63.

- (e) Publications intended to promote tourist travel outside the country of importation, sent and distributed free of charge;
- (f) Articles for the blind and other physically and mentally handicapped persons:
  - (i) Books, publications and documents of all kinds in raised characters for the blind;
  - (ii) Other articles specially designed for the educational, scientific or cultural advancement of the blind and other physically or mentally handicapped persons which are imported directly by institutions or organizations concerned with the education of, or assistance to, the blind and other physically or mentally handicapped persons approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles.

### III

4. The contracting States undertake not to levy on the articles and materials referred to in the annexes to this Protocol any customs duties, export duties or duties levied on goods leaving the country, or other internal taxes of any kind, levied on such articles and materials when they are intended for export to other contracting States.

### IV

5. The contracting States undertake to extend the granting of the necessary licences and/or foreign exchange provided for in article II, paragraph 1, of the Agreement, to the importation of the following materials:

- (a) Books and publications consigned to libraries serving the public interest, including the following:
  - (i) National libraries and other major research libraries;
  - (ii) General and specialized academic libraries, including university libraries, college libraries, institute libraries and university extra-mural libraries;
  - (iii) Public libraries;
  - (iv) School libraries;
  - (v) Special libraries serving a group of readers who form an entity, having particular and identifiable subjects of interest, such as government libraries, public authority libraries, industrial libraries and libraries of professional bodies;
  - (vi) Libraries for the handicapped and for readers who are unable to move around, such as libraries for the blind, hospital libraries and prison libraries;
  - (vii) Music libraries, including record libraries;
- (b) Books adopted or recommended as textbooks in higher educational establishments and imported by such establishments;
- (c) Books in foreign languages, with the exception of books in the principal native language or languages of the importing country;
- (d) Films, slides, video-tapes and sound recordings of an educational, scientific or cultural nature, imported by organizations approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles.

### V

6. The contracting States undertake to extend the granting of the facilities provided for in article III of the Agreement to materials and furniture imported exclusively for showing at a public exhibition of objects of an educational, scientific or cultural nature approved by the competent authorities of the importing country and for subsequent re-exportation.

7. Nothing in the foregoing paragraph shall prevent the authorities of an importing country from taking such steps as may be necessary to ensure that the materials and furniture in question will in fact be re-exported at the close of the exhibition.

## VI

8. The contracting States undertake:

- (a) To extend to the importation of the articles covered by the present Protocol the provisions of article IV of the Agreement;
- (b) To encourage through appropriate measures the free flow and distribution of educational, scientific and cultural objects and materials produced in the developing countries.

## VII

9. Nothing in this Protocol shall affect the right of contracting States to take measures, in conformity with their legislation, to prohibit or limit the importation of articles, or their circulation after importation, on grounds relating directly to national security, public order or public morals.

10. Notwithstanding other provisions of this Protocol, a developing country, which is defined as such by the practice established by the General Assembly of the United Nations and which is a party to the Protocol, may suspend or limit the obligations under this Protocol relating to importation of any object or material if such importation causes or threatens to cause serious injury to the nascent indigenous industry in that developing country. The country concerned shall implement such action in a non-discriminatory manner. It shall notify the Director-General of the United Nations Educational, Scientific and Cultural Organization of any such action, as far as practicable in advance of implementation, and the Director-General of the United Nations Educational, Scientific and Cultural Organization shall notify all Parties to the Protocol.

11. This Protocol shall not modify or affect the laws and regulations of any contracting State or any of its international treaties, conventions, agreements or proclamations, with respect to copyright, trade marks or patents.

12. Subject to the provisions of any previous conventions to which they may have subscribed for the settlement of disputes, the contracting States undertake to have recourse to negotiation or conciliation with a view to settlement of any disputes regarding the interpretation or the application of this Protocol.

13. In case of a dispute between contracting States relating to the educational, scientific or cultural character of imported materials, the interested parties may, by common agreement, refer it to the Director-General of the United Nations Educational, Scientific and Cultural Organization for an advisory opinion.

## VIII

14. (a) This Protocol, of which the English and French texts are equally authentic, shall bear today's date and shall be open to signature by all States Parties to the Agreement, as well as by customs or economic unions, provided that all the member States constituting them are also Parties to the Protocol.

The term "State" or "Country" as used in this Protocol, or in the Protocol referred to in paragraph 18, shall be taken to refer also, as the context may require, to the customs or economic unions and, in all matters which fall within their competence with regard to the scope of this Protocol, to the whole of the territories of the member States which constitute them, and not to the territory of each of those States.

It is understood that, in becoming a contracting Party to this Protocol, such customs or economic unions will also apply the provisions of the Agreement on the same basis as is provided in the preceding paragraph with respect to the Protocol.

(b) This Protocol shall be subject to ratification or acceptance by the signatory States in accordance with their respective constitutional procedures.

(c) The instruments of ratification or acceptance shall be deposited with the Secretary-General of the United Nations.

15. (a) The States referred to in paragraph 14 (a) which are not signatories of this Protocol may accede to this Protocol.

(b) Accession shall be effected by the deposit of a formal instrument with the Secretary-General of the United Nations.

16. (a) The States referred to in paragraph 14 (a) of this Protocol may, at the time of signature, ratification, acceptance or accession, declare that they will not be bound by part II, part IV, annex C.1, annex F, annex G and annex H, or by any of those parts or annexes. They may also declare that they will be bound by annex C.1 only in respect of contracting States which have themselves accepted that annex.

(b) Any contracting State which has made such a declaration may withdraw it, in whole or in part, at any time by notification to the Secretary-General of the United Nations, specifying the date on which such withdrawal takes effect.

(c) States which have declared, in accordance with subparagraph (a) of this paragraph, that they will not be bound by annex C.1 shall necessarily be bound by annex C.2. Those which have declared that they will be bound by annex C.1 only in respect of contracting States which have themselves accepted that annex shall necessarily be bound by annex C.2 in respect of contracting States which have not accepted annex C.1.

17. (a) This Protocol shall come into force six months after the date of deposit of the fifth instrument of ratification, acceptance or accession with the Secretary-General of the United Nations.

(b) It shall come into force for every other State six months after the date of the deposit of its instrument of ratification, acceptance or accession.

(c) Within one month following the expiration of the periods mentioned in subparagraphs (a) and (b) of this paragraph, the contracting States to this Protocol shall submit a report to the United Nations Educational, Scientific and Cultural Organization on the measures which they have taken to give full effect to the Protocol.

(d) The United Nations Educational, Scientific and Cultural Organization shall transmit these reports to all States Parties to this Protocol.

18. The Protocol annexed to the Agreement, and made an integral part thereof, as provided for in article XVII of the Agreement, is hereby made an integral part of this Protocol and shall apply to obligations incurred under this Protocol and to products covered by this Protocol.

19. (a) Two years after the date of the coming into force of this Protocol, any contracting State may denounce this Protocol by an instrument in writing deposited with the Secretary-General of the United Nations.

(b) The denunciation shall take effect one year after the receipt of the instrument of denunciation.

(c) Denunciation of the Agreement pursuant to article XIV thereof shall automatically imply denunciation of this Protocol.

20. The Secretary-General of the United Nations shall inform the States referred to in paragraph 14 (a), as well as the United Nations Educational, Scientific and Cultural Organization, of the deposit of all the instruments of ratification, acceptance or accession referred to in paragraphs 14 and 15; of declarations made and withdrawn under paragraph

16; of the dates of entry into force of this Protocol in accordance with paragraph 17 (a) and (b); and of the denunciations provided for in paragraph 19.

21. (a) This Protocol may be revised by the General Conference of the United Nations Educational, Scientific and Cultural Organization. Any such revision, however, shall be binding only upon States that become parties to the revising Protocol.

(b) Should the General Conference adopt a new protocol revising this Protocol either totally or in part, and unless the new protocol provides otherwise, the present Protocol shall cease to be open to signature, ratification, acceptance or accession as from the date of the coming into force of the new revising protocol.

22. This Protocol shall not change or modify the Agreement.

23. Annexes A, B, C.1, C.2, D, E, F, G and H are hereby made an integral part of this Protocol.

24. In accordance with Article 102 of the Charter of the United Nations, this Protocol shall be registered by the Secretary-General of the United Nations on the date of its coming into force.

IN FAITH WHEREOF the undersigned, duly authorized, have signed this Protocol on behalf of their respective Governments.

DONE at United Nations Headquarters, New York, this first day of March one thousand nine hundred and seventy-seven, in a single copy.

#### ANNEX A

##### *Books, publications and documents*

- (i) Printed books, irrespective of the language in which they are printed and whatever the amount of space given over to illustrations, including the following:
  - (a) Luxury editions;
  - (b) Books printed abroad from the manuscript of an author resident in the importing country;
  - (c) Children's drawing and painting books;
  - (d) School exercise books (workbooks) with printed texts and blank spaces to be filled in by the pupils;
  - (e) Crossword puzzle books containing printed texts;
  - (f) Loose illustrations and printed pages in the form of loose or bound sheets and reproduction proofs or reproduction films to be used for the production of books.
- (ii) Printed documents or reports of a non-commercial character.
- (iii) Microforms of the articles listed under items (i) and (ii) of this annex, as well as of those listed under items (i) to (vi) of annex A to the Agreement.
- (iv) Catalogues of films, recordings or other visual and auditory material of an educational, scientific or cultural character.
- (v) Maps and charts of interest in scientific fields such as geology, zoology, botany, mineralogy, palaeontology, archaeology, ethnology, meteorology, climatology and geophysics, and also meteorological and geophysical diagrams.
- (vi) Architectural, industrial or engineering plans and designs and reproductions thereof.
- (vii) Bibliographical information material for distribution free of charge.

#### ANNEX B

##### *Works of art and collectors' pieces of an educational, scientific or cultural character*

- (i) Paintings and drawings, whatever the nature of the materials on which they have been executed entirely by hand, including copies executed by hand, but excluding manufactured decorated wares.

- (ii) Ceramics and mosaics on wood, being original works of art.
- (iii) Collectors' pieces and objects of art consigned to galleries, museums and other institutions approved by the competent authorities of the importing country for the purpose of duty-free entry of those types of materials, on condition they are not resold.

#### ANNEX C.1

##### *Visual and auditory materials*

- (i) Films,\* filmstrips, microforms and slides.
- (ii) Sound recordings.
- (iii) Patterns, models and wall charts of an educational, scientific or cultural character, except toy models.
- (iv) Other visual and auditory materials, such as:
  - (a) Video-tapes, kinescopes, video-discs, videograms and other forms of visual and sound recordings;
  - (b) Microcards, microfiches and magnetic or other information storage media required in computerized information and documentation services;
  - (c) Materials for programmed instruction, which may be presented in kit form, with the corresponding printed materials, including video-cassettes and audio-cassettes;
  - (d) Transparencies, including those intended for direct projection or for viewing through optical devices;
  - (e) Holograms for laser projection;
  - (f) Mock-ups or visualizations of abstract concepts such as molecular structures or mathematical formulae;
  - (g) Multi-media kits;
  - (h) Materials for the promotion of tourism, including those produced by private concerns, designed to encourage the public to travel outside the country of importation.

(The exemptions provided for in the present annex C.1 shall not apply to:

- (a) Unused microform stock and unused visual and auditory recording media and their specific packaging such as cassettes, cartridges, reels;
- (b) Visual and auditory recordings with the exception of materials for the promotion of tourism covered by paragraph (iv) (h), produced by or for a private commercial enterprise, essentially for advertising purposes;
- (c) Visual and auditory recordings in which the advertising matter is in excess of 25 per cent by time. In the case of the materials for the promotion of tourism covered by paragraph (iv) (h), this percentage applies only to private commercial publicity.)

#### ANNEX C.2

##### *Visual and auditory materials of an educational, scientific or cultural character*

Visual and auditory materials of an educational, scientific or cultural character, when imported by organizations (including, at the discretion of the importing country, broadcasting and television organizations) or by any other public or private institution or association, approved by the competent authorities of the importing country for the purpose of duty-free admission of these types of materials

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\* The duty-free entry of exposed and developed cinematographic films for public commercial exhibition or sale may be limited to negatives, it being understood that this limitation shall not apply to films (including newsreels) when admitted duty-free under the provisions of annex C.2 to this Protocol.



or when produced by the United Nations or any of its specialized agencies and including the following:

- (i) Films, filmstrips, microfilms and slides;
- (ii) Newsreels (with or without sound track) depicting events of current news value at the time of importation, and imported in either negative form, exposed and developed, or positive form, printed and developed, it being understood that duty-free entry may be limited to two copies of each subject for copying purposes;
- (iii) Archival film material (with or without sound track) intended for use in connexion with newsreel films;
- (iv) Recreational films particularly suited for children and youth;
- (v) Sound recordings;
- (vi) Video-tapes, kinescopes, video-discs, videograms and other forms of visual and sound recordings;
- (vii) Microcards, microfiches and magnetic or other information storage media required in computerized information and documentation services;
- (viii) Materials for programmed instruction, which may be presented in kit form, with the corresponding printed materials, including video-cassettes and audio-cassettes;
- (ix) Transparencies, including those intended for direct projection or for viewing through optical devices;
- (x) Holograms for laser projection;
- (xi) Mock-ups or visualizations of abstract concepts such as molecular structures or mathematical formulae;
- (xii) Multi-media kits.

#### ANNEX D

##### *Scientific instruments or apparatus*

- (i) Scientific instruments or apparatus, provided:
  - (a) That they are consigned to public or private scientific or educational institutions approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, and used for non-commercial purposes under the control and responsibility of these institutions;
  - (b) That instruments or apparatus of equivalent scientific value are not being manufactured in the country of importation.
- (ii) Spare parts, components or accessories specifically matching scientific instruments or apparatus, provided these spare parts, components or accessories are imported at the same time as such instruments and apparatus, or if imported subsequently, that they are identifiable as intended for instruments or apparatus previously admitted duty-free or entitled to duty-free entry.
- (iii) Tools to be used for the maintenance, checking, gauging or repair of scientific instruments, provided these tools are imported at the same time as such instruments and apparatus or, if imported subsequently, that they are identifiable as intended for the specific instruments or apparatus previously admitted duty-free or entitled to duty-free entry, and further provided that tools of equivalent scientific value are not being manufactured in the country of importation.

#### ANNEX E

##### *Articles for the blind and other handicapped persons*

- (i) All articles specially designed for the educational, scientific or cultural advancement of the blind which are imported directly by institutions or organizations concerned with the education

of, or assistance to, the blind, approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, including:

- (a) Talking books (discs, cassettes or other sound reproductions) and large-print books;
  - (b) Phonographs and cassette players, specially designed or adapted for the blind and other handicapped persons and required to play the talking books;
  - (c) Equipment for the reading of normal print by the blind and partially sighted, such as electronic reading machines, television-enlargers and optical aids;
  - (d) Equipment for the mechanical or computerized production of braille and recorded material, such as stereo-typing machines, electronic braille, transfer and pressing machines, braille computer terminals and displays;
  - (e) Braille paper, magnetic tapes and cassettes for the production of braille and talking books;
  - (f) Aids for improving the mobility of the blind, such as electronic orientation and obstacle detection appliances and white canes;
  - (g) Technical aids for the education, rehabilitation, vocational training and employment of the blind, such as braille watches, braille typewriters, teaching and learning aids, games and other instruments specifically adapted for the use of the blind.
- (ii) All materials specially designed for the education, employment and social advancement of other physically or mentally handicapped persons, directly imported by institutions or organizations concerned with the education of, or assistance to, such persons, approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, provided that equivalent objects are not being manufactured in the importing country.

#### ANNEX F

##### *Sports equipment*

Sports equipment intended exclusively for amateur sports associations or groups approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, provided that equivalent materials are not being manufactured in the importing country.

#### ANNEX G

##### *Musical instruments and other musical equipment*

Musical instruments and other musical equipment intended solely for cultural institutions or music schools approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, provided that equivalent instruments and other equipment are not being manufactured in the importing country.

#### ANNEX H

##### *Material and machines used for the production of books, publications and documents*

- (i) Material used for the production of books, publications and documents (paper pulp, recycled paper, newsprint and other types of paper used for printing, printing inks, glue, etc.).
- (ii) Machines for the processing of paper pulp and paper and also printing and binding machines, provided that machines of equivalent technical quality are not being manufactured in the importing country.

For Afghanistan:

Pour l'Afghanistan :

For Albania:

Pour l'Albanie :

For Algeria:

Pour l'Algérie :

For Angola:

Pour l'Angola :

For Argentina:

Pour l'Argentine :

For Australia:

Pour l'Australie :

For Austria:

Pour l'Autriche :

For Bahrain:

Pour Bahreïn :

For Bangladesh:

Pour le Bangladesh :

For Barbados:

Pour la Barbade :

For Belgium:

Pour la Belgique :

ANDRÉ ERNEMANN<sup>1</sup>  
18 juin 1980

For Benin:

Pour le Bénin :

For Bolivia:

Pour la Bolivie :

For Brazil:

Pour le Brésil :

For Bulgaria:

Pour la Bulgarie :

For Burma:

Pour la Birmanie :

For Burundi:

Pour le Burundi :

For the Byelorussian Soviet Socialist Republic:

Pour la République socialiste soviétique de Biélorussie :

For Canada:

Pour le Canada :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

For the Central African Empire:

Pour l'Empire centrafricain :

For Chad:

Pour le Tchad :

For Chile:

Pour le Chili :

For China:

Pour la Chine :

For Colombia:

Pour la Colombie :

For the Congo:

Pour le Congo :

For Costa Rica:

Pour le Costa Rica :

For Cuba:

Pour Cuba :

For Cyprus:

Pour Chypre :

For Czechoslovakia:

Pour la Tchécoslovaquie :

For Democratic Kampuchea:

Pour le Kampuchea démocratique :

For the Democratic People's Republic of Korea:  
Pour la République populaire démocratique de Corée :

For Democratic Yemen:  
Pour le Yémen démocratique :

For Denmark:  
Pour le Danemark :

WILHELM ULRICHSEN<sup>1</sup>  
June 18, 1980

For the Dominican Republic:  
Pour la République Dominicaine :

For Ecuador:  
Pour l'Équateur :

For Egypt:  
Pour l'Égypte :

For El Salvador:  
Pour El Salvador :

For Ethiopia:  
Pour l'Éthiopie :

For Fiji:  
Pour Fidji :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

For Finland:

Pour la Finlande :

For France:

Pour la France :

JACQUES LEPRETTE<sup>1</sup>

18.6.80

Sous réserve d'approbation<sup>2</sup>

For Gabon:

Pour le Gabon :

For Gambia:

Pour la Gambie :

For the German Democratic Republic:

Pour la République démocratique allemande :

For Germany, Federal Republic of:

Pour l'Allemagne, République fédérale d' :

RÜDIGER FREIHERR VON WECHMAR<sup>1</sup>

18 June 1980

For Ghana:

Pour le Ghana :

For Greece:

Pour la Grèce :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

<sup>2</sup> Subject to approval.

For Grenada:

Pour la Grenade :

For Guatemala:

Pour le Guatemala :

For Guinea:

Pour la Guinée :

For Guinea-Bissau:

Pour la Guinée-Bissau :

For Guyana:

Pour la Guyane :

For Haiti:

Pour Haïti :

For Honduras:

Pour le Honduras :

For Hungary:

Pour la Hongrie :

For Iceland:

Pour l'Islande :

For India:

Pour l'Inde :



For Indonesia:

Pour l'Indonésie :

For Iran:

Pour l'Iran :

For Iraq:

Pour l'Irak :

For Ireland:

Pour l'Irlande :

AIDAN MULLOY<sup>1</sup>  
18 June 1980

For Israel:

Pour Israël :

For Italy:

Pour l'Italie :

UMBERTO LA ROCCA<sup>1</sup>  
18 June 1980

For the Ivory Coast:

Pour la Côte d'Ivoire :

For Jamaica:

Pour la Jamaïque :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

For Japan:

Pour le Japon :

For Jordan:

Pour la Jordanie :

For Kenya:

Pour le Kenya :

For Kuwait:

Pour le Koweït :

For the Lao People's Democratic Republic:

Pour la République démocratique populaire lao :

For Lebanon:

Pour le Liban :

For Lesotho:

Pour le Lesotho :

For Liberia:

Pour le Libéria :

For the Libyan Arab Republic:

Pour la République arabe libyenne :

For Luxembourg:

Pour le Luxembourg :

PAUL PETERS<sup>1</sup>  
18 juin 1980

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

For Madagascar:

Pour Madagascar :

For Malawi:

Pour le Malawi :

For Malaysia:

Pour la Malaisie :

For Mali:

Pour le Mali :

For Malta:

Pour Malte :

For Mauritania:

Pour la Mauritanie :

For Mauritius:

Pour Maurice :

For Mexico:

Pour le Mexique :

For Monaco:

Pour Monaco :

For Mongolia:

Pour la Mongolie :

For Morocco:

Pour le Maroc :

For Mozambique:  
Pour le Mozambique :

For Nepal:  
Pour le Népal :

For the Netherlands:  
Pour les Pays-Bas :

HUGO SCHELTEMA<sup>1</sup>  
18 June 1980

For New Zealand:  
Pour la Nouvelle-Zélande :

H. H. FRANCIS<sup>1</sup>  
9 November 1981

For Nicaragua:  
Pour le Nicaragua :

For the Niger:  
Pour le Niger :

For Nigeria:  
Pour le Nigéria :

For Norway:  
Pour la Norvège :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.

For Oman:

Pour l'Oman :

FARID MUBARAK AL HINAI  
19th December 1977

For Pakistan:

Pour le Pakistan :

For Panama:

Pour le Panama :

For Papua New Guinea:

Pour la Papouasie-Nouvelle-Guinée :

For Paraguay:

Pour le Paraguay :

For Peru:

Pour le Pérou :

For the Philippines:

Pour les Philippines :

For Poland:

Pour la Pologne :

For Portugal:

Pour le Portugal :

For Qatar:

Pour le Qatar :

For the Republic of Korea:  
Pour la République de Corée :

For Romania:  
Pour la Roumanie :

For Rwanda:  
Pour le Rwanda :

For San Marino:  
Pour Saint-Marin :

For Saudi Arabia:  
Pour l'Arabie Saoudite :

For Senegal:  
Pour le Sénégal :

For Seychelles:  
Pour les Seychelles :

For Sierra Leone:  
Pour la Sierra Leone :

For Singapore:  
Pour Singapour :

For the Socialist Republic of Viet Nam:  
Pour la République socialiste du Viet Nam :

For Somalia:

Pour la Somalie :

For Spain:

Pour l'Espagne :

For Sri Lanka:

Pour Sri Lanka :

For the Sudan:

Pour le Soudan :

For Surinam:

Pour le Surinam :

For Sweden:

Pour la Suède :

For Switzerland:

Pour la Suisse :

For the Syrian Arab Republic:

Pour la République arabe syrienne :

For Thailand:

Pour la Thaïlande :

For Togo:

Pour le Togo :

For Trinidad and Tobago:  
Pour la Trinité-et-Tobago :

For Tunisia:  
Pour la Tunisie :

For Turkey:  
Pour la Turquie :

For Uganda:  
Pour l'Ouganda :

For the Ukrainian Soviet Socialist Republic:  
Pour la République socialiste soviétique d'Ukraine :

For the Union of Soviet Socialist Republics:  
Pour l'Union des Républiques socialistes soviétiques :

For the United Arab Emirates:  
Pour les Emirats arabes unis :

For the United Kingdom of Great Britain and Northern Ireland:  
Pour le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord :

A. D. PARSONS<sup>1</sup>  
18th June 1980

For the United Republic of Cameroon:  
Pour la République-Unie du Cameroun :

For the United Republic of Tanzania:  
Pour la République-Unie de Tanzanie :

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<sup>1</sup> See p. 38 of this volume for the texts of the reservations and declarations made upon signature — Voir p. 38 du présent volume pour les textes des réserves et déclarations faites lors de la signature.



For the United States of America:

Pour les Etats-Unis d'Amérique :

KENNETH L. ADELMAN  
September 1, 1981

For the Upper Volta:

Pour la Haute-Volta :

For Uruguay:

Pour l'Uruguay :

For Venezuela:

Pour le Venezuela :

For Yemen:

Pour le Yémen :

For Yugoslavia:

Pour la Yougoslavie :

For Zaire:

Pour le Zaïre :

For Zambia:

Pour la Zambie :

For the European Economic Community:

Pour la Communauté économique européenne :

PIERRE MALVÉ<sup>1</sup>  
9/28/79

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<sup>1</sup> Signature considered null and void, the conditions provided in article VIII, 14 (a), of the Protocol for its apposition not having been satisfied (*Note by the Secretariat*) — Signature considérée comme nulle et non avenue, les conditions prévues par le paragraphe 14a) de l'article VIII du Protocole pour l'apposer n'étant pas remplies (*Note du Secrétariat*).

## RESERVATIONS AND DECLARATIONS MADE UPON SIGNATURE

## RÉSERVES ET DÉCLARATIONS FAITES LORS DE LA SIGNATURE

*BELGIUM*<sup>1</sup>*BELGIQUE*<sup>1</sup>*DENMARK*<sup>1</sup>*DANEMARK*<sup>1</sup>*FRANCE*<sup>1</sup>*FRANCE*<sup>1</sup>*GERMANY, FEDERAL  
REPUBLIC OF*<sup>1</sup>*ALLEMAGNE, RÉPUBLIQUE  
FÉDÉRALE D'*<sup>1</sup>*IRELAND*<sup>1</sup>*IRLANDE*<sup>1</sup>*ITALY*<sup>1</sup>*ITALIE*<sup>1</sup>*LUXEMBOURG*<sup>1</sup>*LUXEMBOURG*<sup>1</sup>*NETHERLANDS*<sup>1</sup>*PAYS-BAS*<sup>1</sup>*NEW ZEALAND**NOUVELLE-ZÉLANDE*

[TRADUCTION — TRANSLATION]

“ . . . in accordance with paragraph 16 (a) of Article VIII of the said Protocol . . . the Government of New Zealand shall not be bound by Annex C.1, Annex F and Annex H to the said Protocol.

“ . . . Signature of the said Protocol on behalf of the Government of New Zealand shall extend to Tokelau.”

. . . conformément au paragraphe 16 a) de l'article VIII du Protocole . . . le Gouvernement néo-zélandais ne sera pas lié par l'annexe C.1, l'annexe F et l'annexe H dudit Protocole.

. . . La signature du Protocole par le Gouvernement néo-zélandais s'étend aux îles Tokélaou.

*UNITED KINGDOM OF GREAT  
BRITAIN AND NORTHERN IRE-  
LAND*<sup>1</sup>

*ROYAUME-UNI DE GRANDE-  
BRETAGNE ET D'IRLANDE DU  
NORD*<sup>1</sup>

<sup>1</sup> Each of the above-mentioned Governments, in accordance with the provisions of paragraph 16 (a) of the said Protocol, made a declaration according to the terms of which it shall not be bound by part II, part IV, annex C1, annex F, annex G and annex H of the said Protocol, and within the framework of the European Economic Community, it will examine the possibility of accepting annex C1 in the light of the position adopted by other Contracting Parties with regard to that annex.

<sup>1</sup> Chacun des gouvernements des Etats susmentionnés, conformément aux dispositions du paragraphe 16 a) dudit Protocole, a formulé une déclaration, aux termes de laquelle il ne sera pas lié par les parties II et IV, ni par les annexes C1, F, G et H dudit Protocole, et dans le cadre de la Communauté économique européenne, examinera la possibilité d'accepter l'annexe C1 à la lumière de la position adoptée à cet égard par les autres Parties contractantes.

RESERVATIONS AND DECLARATIONS MADE UPON RATIFICATION, ACCEPTANCE (A) OR ACCESSION (a)

*BARBADOS* (a)

“The Government of Barbados hereby declares that it will not be bound by annex H.”

*IRAQ*<sup>1</sup> (a)

[ARABIC TEXT — TEXTE ARABE]

ان هذا التصديق لا يعني بأن حال من الاحوال اعترافا باسرائيل او الدخول بساى  
علاقة معها ،

[TRANSLATION]

Entry into the above Protocol by the Republic of Iraq shall, however, in no way signify recognition of Israel or be conducive to entry into any relations with it.

*IRELAND*

“Ireland will not be bound by Part II, Part IV, Annex C.1, Annex F, Annex G and Annex H, or by any of those Parts or Annexes.”

RÉSERVES ET DÉCLARATIONS FAITES LORS DE LA RATIFICATION, DE L'ACCEPTATION (A) OU DE L'ADHÉSION (a)

*BARBADE* (a)

[TRANSDUCTION — TRANSLATION]  
Le Gouvernement barbadien déclare qu'il ne sera pas lié par l'annexe H.

*IRAQ*<sup>1</sup> (a)

[TRANSDUCTION]

La participation de la République d'Iraq au Protocole susmentionné ne signifie cependant en aucune façon qu'elle reconnaisse Israël ou qu'elle établisse des relations avec ce dernier.

*IRLANDE*

[TRANSDUCTION — TRANSLATION]

L'Irlande ne sera pas liée par les parties II et IV, ni par l'annexe C1, l'annexe F, l'annexe G et l'annexe H dudit Protocole, ou par aucune de ces parties ou annexes.

<sup>1</sup> With reference to the above declaration the Secretary-General received from the Government of Israel, on 1 May 1979, the following communication:

“The instrument deposited by the Government of Iraq contains a statement of a political character in respect to Israel. In the view of the Government of Israel, this is not the proper place for making such political pronouncements, which are, moreover, in flagrant contradiction to the principles, objects and purposes of the Organization. That pronouncement by the Government of Iraq cannot in any way affect whatever obligations are binding upon it under general international law or under particular treaties.

“The Government of Israel will, insofar as concerns the substance of the matter, adopt towards the Government of Iraq an attitude of complete reciprocity.”

<sup>1</sup> Eu égard cette déclaration, le Secrétaire général a reçu du Gouvernement israélien le 1<sup>er</sup> mai 1979 la communication suivante :

«L'instrument déposé par le Gouvernement iraquien contient une déclaration de caractère politique au sujet d'Israël. De l'avis du Gouvernement israélien, ce n'est pas là la place de proclamations politiques de ce genre, qui sont d'ailleurs en contradiction flagrante avec les principes, les buts et objectifs de l'Organisation. La déclaration du Gouvernement iraquien ne peut en aucune manière modifier les obligations qui lui incombent en vertu du droit international général ou de traités particuliers.

«Quant au fond de la question, le Gouvernement israélien adoptera envers le Gouvernement iraquien une attitude de complète réciprocité.»

*ITALY (A)*

[*Confirming the declaration made upon signature; for the text, see p. 38 of this volume.*]

*NETHERLANDS (A)*

“In conformity with paragraph 16 (a) of the said Protocol, the Kingdom shall not be bound by part II, part IV, annex C.1, annex F, annex G and annex H thereof.”

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*ITALIE (A)*

[*Avec confirmation de la déclaration faite lors de la signature; pour le texte, voir p. 38 du présent volume.*]

*PAYS-BAS (A)*

## [TRADUCTION — TRANSLATION]

Conformément au paragraphe 16 a) du Protocole, le Royaume ne sera pas lié par les parties II et IV, ni par les annexes C.1, F, G et H dudit Protocole.

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