

Treaties to which Spain is a Party Concerning Matters of Public International Law, 2007

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This survey includes the treaties covered by art. 2.1 a) of the Vienna Convention on the Law of Treaties, published in the *Boletín Oficial del Estado* (Official Journal of the State). Its purpose is to record the legal effects of these instruments, such as ratification or accession, municipal entry into force, provisional application, reservations or declarations, territorial application, termination and abrogation. In a few instances some relevant articles or references will be reproduced in an unofficial translation.

I. INTERNATIONAL LAW IN GENERAL

II. SOURCES OF INTERNATIONAL LAW

III. RELATIONSHIP BETWEEN INTERNATIONAL AND MUNICIPAL LAW

IV. SUBJECTS OF INTERNATIONAL LAW

V. THE INDIVIDUAL AND INTERNATIONAL LAW

1. Human rights

– Convention for the Safeguarding of the Intangible Cultural Heritage done at Paris, 3 November 2003.

Instrument of ratification: 6.10.06

Entry into force: 25.01.07 (BOE 31, 5.02.07)

– Convention on the Protection and Promotion of the Diversity of Cultural Expressions, done at Paris, 20 October 2005.

Instrument of ratification: 25.10.06

Entry into force: 18.03.07 (BOE 37, 12.02.07).

– Resolution dated 26 March 2007, of the Technical Secretariat-General of the Ministry of Foreign Affairs regarding the objection of Spain to the reservations formulated by the Sultanate of Oman to the Convention on the Elimination of All Forms of Discrimination against Women (published in the *Boletín Oficial del Estado* 69, 21 of March 1984), done at New York on 18 December 1979.

Deposit of the objection by Spain: 23.02.07 (BOE 87, 11.04.07).

Note: “The Government of the Kingdom of Spain has examined the reservations made by the Sultanate of Oman upon accession to the Convention on the Elimination of All Forms of Discrimination against Women regarding all the provisions of the Convention which are incompatible with Islamic law and with the legislation in force in Oman and to articles 9 (2), 15 (4) and 16 of the Convention.

The Government of the Kingdom of Spain considers that the first part of the reservation which subordinates all the provisions of the Convention to conform to Islamic law and the legislation in force in Oman, to which it makes general reference, without specifying its content, does not permit clear determination as to the extent to which Oman has accepted the obligations derived under the Convention and, consequently, such reservation sheds doubt as to the extent to which the Sultanate of Oman is committed to the object and purpose of the Convention.

Furthermore, the reservations to articles 9 (2), 15 (4) and 16 are incompatible with the object and purpose of the Convention, which aim at exempting Oman from its commitment essential obligations of the Convention.

The Government of the Kingdom of Spain recalls that according to article 28 (2) of the Convention, reservations that are incompatible with the object and purpose of the Convention shall not be permitted.

Therefore, the Government of the Kingdom of Spain objects to the reservations made by the Sultanate of Oman to all the provisions of the Convention on the Elimination of All Forms of Discrimination against Women which are incompatible with Islamic law and with the legislation in force in Oman and to articles 9 (2), 15 (4) and 16 of the Convention.

This objection shall not preclude the entry into force of the Convention between the Kingdom of Spain and the Sultanate of Oman.”

– Resolution dated 9 July 2007, of the Technical Secretariat-General, concerning the Agreement on the interpretation of Article 12, paragraph 2, of the Convention on the Reduction of Cases of Multiple Nationality and on Military Obligations in Cases of Multiple Nationality (number 43 of the Council of Europe), adopted in Strasbourg on 2 April 2007 (BOE 192, 11.08.07).

– Convention for the Protection of Human Rights and Fundamental Freedoms, done at Rome on 4 November 1950 (published in the *Boletín Oficial del Estado* of 10 October 1979 and 30 September 1986). Updating reservation regarding articles 5 and 6 of the Convention, transmitted by the Ministry of Foreign Affairs of Spain and registered at the Secretariat General on 23 May 2007 (BOE 267, 7.11.07).

Note: “Spain, in accordance with Article 64 of the Convention [Article 57 since the entry into force of the Protocol No 11], reserves itself the implementation

of Articles 5 and 6 insofar as they could be incompatible with the Organic Law 8/1998, of 2 December, Chapters II and III of Title III and Chapters I, II, III, IV and V of Title IV of the Disciplinary Regime of the Army Forces, which came into force on 3 February 1999.”

– Resolution of 19 October 2007, of the Technical Secretariat-General of the Ministry of Foreign Affairs concerning the objection of Spain to the reservation made by the Republic of Maldives to the International Covenant on Civil and Political Rights (published in the *Boletín Oficial del Estado* 103, of 30 April 1977), done at New York on 16 December 1966 (*BOE* 268, 8.11.07).

Note: “The Government of the Kingdom of Spain has reviewed the reservation made by the Republic of Maldives on 19 September 2006, at the time of its accession to the International Covenant on Civil and Political Rights of 16 December 1966.

The Government of the Kingdom of Spain observes that the broad formulation of the reservation, which makes the application of article 18 of the International Covenant on Civil and Political Rights conditional on its conformity with the Constitution of Maldives without specifying the content thereof, renders it impossible to ascertain to what extent the Republic of Maldives has accepted the obligations arising from that provision of the Covenant and, in consequence, raises doubts about its commitment to the object and purpose of the treaty.

The Government of the Kingdom of Spain considers the reservation of the Republic of Maldives to the International Covenant on Civil and Political Rights as incompatible with the object and purpose of the Covenant.

The Government of the Kingdom of Spain recalls that, under customary international law as codified in the Vienna Convention on the Law of Treaties, reservations incompatible with the object and purpose of a treaty are not permitted.

Accordingly, the Government of Spain objects to the reservation made by the Republic of Maldives to the International Covenant on Civil and Political Rights.

This objection does not prevent the entry into force of the International Covenant on Civil and Political Rights between the Kingdom of Spain and the Republic of Maldives.”

VI. ORGANS OF THE STATE

1. Diplomatic Relations

– Agreement between the Spanish Government and the Government of the Republic of Albania on exemption of visas for diplomatic and service passport holders, done at Tirana on 6 February 2006.

Provisional application: 8.03.06 (*BOE* 118, 18.05.2006)

Entry into force: 31.05.07 (*BOE* 137, 8.06.07).

2. Relations with International Organizations

– Convention establishing the European Organisation for Astronomical Research in the Southern Hemisphere (ESO) and Financial Protocol annexed to the Convention, done at Paris on 5 October 1962.

Instrument of accession: 10.01.07

Entry into force: 14.02.07 (BOE 139, 11.06.07 and *corr. of errors* BOE 178, 26.07.07).

– Agreement between the Kingdom of Spain and the United Nations for the creation of the United Nations Office to Support the International Decade for Action “Water for Life, 2005–2015”, done at New York on 19 September 2006.

Provisional application: 22.12.06 (BOE 44, 20.02.07).

– Agreement between the Kingdom of Spain and the World Meteorological Organization regarding the International Conference of the WMO on “Secure and Sustainable Living: Social and Economic Benefits of Weather, Climate and Water Services”, done at Geneva on 26 February 2007.

Provisional application: 26.02.07 (BOE 72, 24.03.07).

– Agreement between the Kingdom of Spain and the General Secretary of the SICA (System of Central America Integration), concerning the establishment of the Central America Tourism Agency (CATA) in Spain, done at Madrid on 31 March 2006.

Instrument of ratification: 21.02.07

Entry into force: 16.04.07 (BOE 119, 18.05.07).

– Agreement on privileges and advantages concerning the celebration of the International Exhibition “Zaragoza 2008” between the Kingdom of Spain and the International Exhibitions Bureau, done at Madrid on 19 April 2007.

Provisional application: 19.04.07 (BOE 129, 30.05.07).

– Agreement between the Kingdom of Spain and the United Nations concerning the renovation of the Conference Room (Room XX) of the United Nations Office at Geneva, Palace of Nations, done at Madrid on 28 February 2007.

Provisional application: 27.04.07 (BOE 141, 13.06.07).

– Agreement between Spain and the Organisation for the Prohibition of Chemical Weapons (OPCW), on the Privileges and Immunities of the OPCW, done at Madrid on 16 September 2003.

Entry into force: 16.09.07 (BOE 197, 17.08.07).

– Headquarters Agreement, and Agreement on the Privileges and Immunities between the Kingdom of Spain and the European Enterprise Associations for ITER and the Development of Fusion Energy, done at Madrid on 28 June 2007.

Provisional application: 28.06.07 (BOE 225, 19.09.07).

– Agreement between Spain and the Secretary of the United Nations Convention, done at Madrid on 30 July 2007, to Combat Desertification in Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa (UNCCD), concerning the Eighth Session of the Conference of the Parties to the United Nations Convention to Combat Desertification (COP 8) (held in Madrid, from 3 to 14 September 2007).

Provisional application: 30.07.07 (BOE 244, 11.10.07).

– Exchange of Letters, dated 2 and 5 November 2007, between Spain and the United Nations for the Conference on Ageing of the United Nations Economic Commission for Europe.

Provisional application: 5.11.07 (BOE 298, 13.12.07).

VII. TERRITORY

VIII. SEAS, WATERWAYS AND SHIPS

– Denunciation by Spain of the Convention on Limitation of Liability for Maritime Claims, done at London on 19 November 1976.

Entry into force: 1.11.07 (BOE 22, 27.01.07).

– Amendments 2003 to the International Convention for the Safety of Life at Sea (SOLAS), 1974 (published in the *Boletín Oficial del Estado* of 16, 17 and 18 June 1980), adopted on 5 June 2003, by Resolution MSC 142 (77).

Entry into force: 1.07.06 (BOE 32, 6.02.07).

– Amendments 2004 to the International Convention for the Safety of Life at Sea (SOLAS), 1974 (published in the *Boletín Oficial del Estado* of 16, 17 and 18 June 1980), adopted on 20 May 2004, by Resolution MSC 151 (78).

Entry into force: 1.07.06 (BOE 32, 6.02.07).

– Amendments 2004 to the International Convention for the Safety of Life at Sea (SOLAS), 1974 (published in the *Boletín Oficial del Estado* of 16, 17 and 18 June 1980), adopted on 20 May 2004, by Resolution MSC 153 (78).

Entry into force: 1.07.06 (BOE 33, 7.02.07).

– Amendments 2004 to the 1988 Protocol to the International Convention for the Safety of Life at Sea (SOLAS), 1974 (published in the *Boletín Oficial del Estado* of 16, 17 and 18 June 1980), adopted on 20 May 2004, by Resolution MSC 154 (78).

Entry into force: 1.07.06 (BOE 33, 7.02.07).

– Amendments 2004 to the technical provisions for means of access for inspections, (published in the *Boletín Oficial del Estado* 23, 27 January 2005 and 228, 29 September 2005), adopted on 20 May 2004, by Resolution MSC 158 (78).

Entry into force: 1.01.06 (BOE 34, 8.02.07).

– Amendments 2004 to the International Convention for the Safety of Life at Sea (SOLAS), 1974, amended, (Chapters II-1, III, V, VII and XII) (published in the *Boletín Oficial del Estado* of 16, 17 and 18 June 1980), adopted on 9 December 2004, by Resolution MSC 170 (79).

Entry into force: 1.07.06 (BOE 34, 8.02.07).

– Amendments 2004 to the Annex of the 1978 Protocol, of the International Convention for the Prevention of Pollution from Ships, 1973, (Annex I, revised of MARPOL 73/78) (published in the *Boletín Oficial del Estado* of 17 and 18 October 1984) adopted on 15 October 2004, by Resolution MEPC 117 (52).

Entry into force: 1.01.07 (BOE 38, 13.02.07 and *corr. of errors* BOE 74, 27.03.07).

– Amendments 2004 to the Annex of the 1978 Protocol, of the International Convention for the Prevention of Pollution from Ships, 1973, (Annex I, revised of MARPOL 73/78) (published in the *Boletín Oficial del Estado* of 17 and 18 October 1984) adopted on 15 October 2004, by Resolution MEPC 118 (52).

Entry into force: 1.01.07 (BOE 38, 13.02.07).

– Amendments 2004 to the International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk (IGC Code) (published in the *Boletín Oficial del Estado* 139 of 11 June 1986), adopted on 10 December 2004, by Resolution MSC 177 (79).

Entry into force: 1.07.06 (BOE 39, 14.02.07).

– Amendments 2004 to the International Code for the Safe Carriage Of Packaged Irradiated Nuclear Fuel, Plutonium and High-Level Radioactive Wastes on Board Ships (INF Code) (published in the *Boletín Oficial del Estado* 221, of 14 September 2001 and 257, 26 October 2001), adopted on 10 December 2004, by Resolution MSC 178 (79).

Entry into force: 1.07.06 (BOE 39, 14.02.07).

– Amendments 2004 to the 1988 Protocol to the International Convention for the Safety of Life at Sea (SOLAS), 1974 (published in the *Boletín Oficial del Estado* 234, of 30 September 1999), adopted on 9 December 2004, by Resolution MSC 171 (79).

Entry into force: 1.07.06 (BOE 39, 14.02.07).

– Amendments 2005 to the Annex of the 1997 Protocol, amending the International Convention for the Prevention of Pollution from Ships, 1973, and the 1978 Protocol (Amendments to the Annex VI of MARPOL and NOx Technical Code),

(published in the *Boletín Oficial del Estado* of 17 and 18 October 1984 and 2 June 2006) adopted on 22 July 2005, by Resolution MEPC 132 (53).

Entry into force: 1.01.07 (BOE 39, 14.02.07).

– Amendments 2005 to the Condition Assessment Scheme (CAS) (published in the *Boletín Oficial del Estado* 169 of 16 July 2003) adopted on 22 July 2005, by the Resolution MEPC 131 (53).

Entry into force: 1.01.07 (BOE 39, 14.02.07).

– Amendments 2004 to the International Management Code for the Safe Operation of Ships and for Pollution Prevention (International Safety Management (ISM Code) (published in the *Boletín Oficial del Estado* 122, on 22 May 1998), adopted on 10 December 2004, by Resolution MSC 179 (79).

Entry into force: 1.07.06 (BOE 41, 16.02.07).

– Amendments 2004 to the International Code of Safety for High-Speed Craft, 1994 (1994 HSC Code) (published in the *Boletín Oficial del Estado* 301, of 17 December 2002) adopted on 10 December 2004, by Resolution MSC 174(79).

Entry into force: 1.01.06 (BOE 41, 16.02.07).

– Amendments 2004 to the International Code for Application of Fire Test Procedures (FTP Code) (published in the *Boletín Oficial del Estado* 86, of 10 April 1999 and 109, of 7 May 1999), adopted on 10 December 2004, by Resolution MSC 173(79).

Entry into force: 1.07.06 (BOE 41, 16.02.07).

– Amendments 2004 to the Seafarers' Training, Certification and Watchkeeping (STCW Code) (published in the *Boletín Oficial del Estado* of 7 November 1984), adopted on 20 May 2004, by Resolution MSC 156(78).

Entry into force: 1.07.04 (BOE 42, 17.02.07).

– Amendments 2004 to the Seafarers' Training, Certification and Watchkeeping (STCW Code) (published in the *Boletín Oficial del Estado* of 7 November 1984), adopted on 9 December 2004, by Resolution MSC 180(79).

Entry into force: 1.07.06 (BOE 42, 17.02.07).

– Amendments 2004 to the International Convention on Maritime Search and Rescue, 1979, (Chapters 2, 3 and 4) (published in the *Boletín Oficial del Estado* of 30 April 1993 and 21 September 1993), adopted on 20 May 2004 by Resolution MSC 155(78).

Entry into force: 1.07.06 (BOE 43, 19.02.07).

– Amendments 2004 to the International Convention for the Safety of Life at Sea (SOLAS), 1974 as amended, (published in the *Boletín Oficial del Estado*, of 16, 17 and 18 June 1980), adopted on 20 May 2004, by Resolution MSC 152(78).

Entry into force: 1.07.06 (BOE 53, 2.03.07).

– Amendments 2004 to the International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (IBC Code) (published in the *Boletín Oficial del Estado* 139, of 11 June 1986, 295 of 10 December 1999 and 30, of 4 February 2000), adopted on 10 December 2004, by Resolution MSC 176 (79).

Entry into force: 1.01.07 (BOE 68, 20.03.07).

– Amendments 2005 to the Annex of the Convention on Facilitation of International Maritime Traffic (FAL), 1965, as amended, done at London on 9 April 1965 (published in the *Boletín Oficial del Estado* of 26 September 1973), adopted by the Facilitation Committee by Resolution FAL 8(32), dated 7 July 2005.

Entry into force: 1.11.06 (corr. of errors BOE 50, 27.02.07, BOE 70, 22.03.07, and BOE 194, 14.08.07).

– Amendments 2005 to the International Convention for the Safety of Life at Sea (SOLAS), 1974 as amended, (published in the *Boletín Oficial del Estado*, of 16, 17 and 18 June 1980), adopted on 20 May 2005, by Resolution MSC 194(80).

Entry into force: 1.01.07 (Annex I) and 1.01.09 (Annex II) (BOE 80, 3.04.07 and corr. of errors BOE 192, 11.08.07).

– Protocol Concerning Cooperation in Preventing Pollution from Ships and, in Cases of Emergency, Combating Pollution of the Mediterranean Sea (Prevention and Emergency Protocol) done at La Valetta on 25 January 2002.

Instrument of ratification: 9.07.07

Entry into force: 9.08.07 (BOE 178, 26.07.07).

– Amendments 2004 to the International Code of Safety for High-Speed Craft, 2000 (2000 HSC Code) (published in the *Boletín Oficial del Estado* 301, of 17 December 2002), adopted on 10 December 2004 by Resolution MSC 175(79).

Entry into force: 1.07.06 (BOE 220, 13.09.07).

– Standards for Side Structures in Single-side Skin Bulk Carriers, adopted on 9 December 2004, by Resolution MSC 168 (79).

Entry into force: 1.07.06 (BOE 221, 14.09.07).

– Standards for Owners Inspection and Maintenance of Bulk Carrier Hatch Covers, adopted on 9 December 2004, by Resolution MSC 169 (79).

Entry into force: 1.07.06 (BOE 223, 17.09.07).

– International Convention on the Control of Harmful Anti-fouling Systems on Ships, done at London on 5 October 2001.

Instrument of accession: 30.01.04

Entry into force: 17.09.08 (BOE 267, 7.11.07).

IX. INTERNATIONAL SPACES

X. ENVIRONMENT

– Amendments to the Annex of the International Agreement for the Regulation of Whaling, adopted by the International Whaling Commission's 58th annual meeting in St. Kitts and Nevis on 20 June 2006.

Entry into force: 4.10.06 (*BOE* 23, 26.01.07).

– Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), done at Washington on 3 March 1973, (published in the *Boletín Oficial del Estado* of 30 July 1986 and 10 August 1991), amendments of the Appendices I and II, adopted on the XIII meeting of the Conference of the Parties, done at Bangkok on 14 October 2004 (*BOE* 45, 21.02.07).

– Protocol on Preparedness, Response and Co-operation to Pollution Incidents by Hazardous and Noxious Substances, done at London on 15 March 2000.

Instrument of accession: 14.01.05.

Entry into force: 14.06.07 (*BOE* 201, 23.08.06).

– Annex G to the Convention on Persistent Organic Pollutants, done at Stockholm on 22 May 2001 (published in the *Boletín Oficial del Estado* 151, of 23 June 2004), amendments adopted at Punta Del Este (Uruguay) on 6 May 2005.

Entry into force: 27.03.07 (*BOE* 238, 4.10.07).

– Amendments to the Annex III of the Rotterdam Convention on the Prior Informed Consent (PIC) Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, Rotterdam 10 September 1998 (published in the *Boletín Oficial del Estado* 73, of 25 March 2004) adopted at Geneva on 24 September 2004.

Entry into force: 1.02.05 and 1.01.06 (*BOE* 238, 4.10.07).

XI. LEGAL ASPECTS OF INTERNATIONAL COOPERATION

1. General Treaties

– International Convention against Doping in Sport, done at Paris on 18 November 2005.

Instrument of ratification: 26.09.06

Entry into force: 1.02.07 (*BOE* 41, 16.02.07).

– Resolution dated 26 April 2007, of the Technical Secretariat-General of the Ministry of Foreign Affairs, on the amendment of Annex I, of the 2007 Prohibited List International Standard, of the International Convention against Doping in Sport,

done at Paris on 18 November 2005 (published in the *Boletín Oficial del Estado* 41, 16 February 2007), adopted in the first session of the Conference of Parties to the International Convention against Doping in Sport, in Paris, 7 February 2007 (*BOE* 102, 28.04.07 and *corr. of errors BOE* 169, 16.07.07).

2. Military and Defence Cooperation

– General Agreement on Security Matters between the Kingdom of Sweden and the Kingdom of Spain for the protection and exchange of classified information regarding the co-operation in matters of defence, research and production, done at Madrid and Stockholm on 29 September and 3 October 2005.

Entry into force: 31.05.06 (*BOE* 30, 3.02.07)

Note: This AGS replaces the Agreement on Security Matters between the two countries dated 8 July 1985.

– Agreement between the Kingdom of Spain and the Republic of Bulgaria for the protection and exchange of classified information, done at Madrid on 27 September 2005.

Entry into force: 29.12.06 (*BOE* 43, 19.02.07).

– Security Agreement for the protection of classified information between the Kingdom of Spain and the Republic of Estonia, done at Madrid on 11 November 2005.

Entry into force: 26.01.07 (*BOE* 45, 21.02.07).

– Correction of errors of the Treaty on the Statute of EUROFOR, done at Rome on 5 July 2000 (*BOE* 69, 21.03.07).

Note: This Treaty was published in *BOE* 108, 6.05.05.

– Agreement between the Kingdom of Spain and the Republic of Poland for the protection and exchange of classified information, done at Madrid and Warsaw on 18 April and 25 May de 2006.

Entry into force: 01.04.07 (*BOE* 88, 12.04.07).

– Protocol of Amendment of the Agreement on Defence Cooperation (ADC) between the United States of America and the Kingdom of Spain, dated 1 December 1988, done at Madrid on 10 April 2002.

Entry into force: 24.04.07 (*BOE* 169, 16.07.07).

– General Security Agreement between the Kingdom of Spain and the French Republic concerning the exchange and protection of classified information, done at Madrid on 21 July 2006.

Entry into force: 1.08.07 (*BOE* 244, 11.10.07 and *corr. of errors BOE* 268, 8.11.07).

3. Cultural Cooperation

– Agreement on Cultural, Educational and Scientific Cooperation between the Government of the Kingdom of Spain and the Government of Macedonia, done at Madrid, on 20 June 2005.

Entry into force: 30.01.07 (BOE 43, 19.02.07).

– Exchange of Notes, constitutive of the Agreement between Spain and the International Centre for Advanced Mediterranean Agronomic Studies (CIHEAM) for the recognition of the MSc diplomas that are delivered for the Mediterranean Agronomic Institute of Zaragoza as official diplomas of Master, done at Madrid on 27 September 2006.

Provisional application: 27.09.06 (BOE 278, 21.11.06).

Entry into force: 31.01.07 (BOE 44, 20.02.07)

– Protocol amending the Convention between the Kingdom of Spain and the Russian Federation on Cultural Centres activities, 15 November 2001, done at Moscow on 24 September 2007.

Provisional application: 24.09.07 (except article 1.6) (BOE 269, 9.11.07).

– Exchange of Notes of 23 December 2004 constituting a Convention between the Kingdom of Spain and the Principality of Andorra on education.

Entry into force: 10.10.07 (BOE 259, 29.10.07).

Note: This Convention has been provisionally applied since 23 December 2004 (BOE 69, 22.03.05).

– Agreement on Cultural, Educational and Scientific Cooperation between the Kingdom of Spain and the Republic of Estonia, done at Madrid on 10 July 2007.

Entry into force: 7.11.07 (BOE 299, 14.12.07)

– Agreement on mutual recognition of titles between the Government of the Kingdom of Spain and the Government of the People's Republic of China, done at Beijing on 21 October 2007.

Provisional application: 21.10.07 (BOE 307, 24.12.07).

4. Scientific and Technical Cooperation

– Declaration of certain European Governments concerning the production of ARIANE, done at Berlin on 6 December 2005.

Entry into force: 22.12.06 (BOE 97, 23.04.07).

– Agreement between the Kingdom of Spain and the Principality of Andorra on the transport and management of waste, done at Madrid on 17 October 2006.

Provisional application: 17.10.06 (BOE 292, 7.12.06).

Entry into force: 25.05.07 (BOE 143, 15.06.07).

– International Convention for the Protection of New Varieties of Plants (UPOV), dated 2 December 1961, as revised at Geneva on 10 November 1972, 23 October 1978 and 19 March 1991.

Instrument of ratification: 1.06.07.

Entry into force: 18.07.07 (BOE 173, 20.07.07).

– Final Acts of the Regional Radio-communication Conference for planning of the digital terrestrial broadcasting service in parts of Regions 1 and 3, in the frequency bands 174–230 MHz and 470–862 MHz (RRC-06), done at Geneva on 16 June 2006.

Provisional application: 17.06.06 (BOE 173, 20.07.07).

Entry into force: 31.07.07 (BOE 232, 27.09.07).

– Final Acts of the World Radio-communication Conference (CMR-03), done at Geneva on 4 July 2003.

Entry into force: 11.07.07 (BOE 233, 28.09.07).

5. Financial and Tax Cooperation

– Convention and Protocol between the Spanish Government and the United Arab Emirates for the avoidance of double taxation and the prevention of tax evasion in relation to taxes on income and on capital, done at Abu Dhabi on 5 March 2006.

Entry into force: 2.04.07 (BOE 20, 23.01.07 and *corr. of errors* BOE 75, 28.03.07).

– Agreement for the mutual promotion and protection of investments between the Kingdom of Spain and the Republic of Moldova, done at Chisinau on 11 May 2006.

Entry into force: 17.01.07 (BOE 37, 12.02.07 and *corr. of errors* BOE 79, 2.04.07).

– Agreement for the mutual promotion and protection of investments between the Government of Spain and the Government of Macedonia, done at Madrid on 20 June 2005.

Entry into force: 30.01.07 (BOE 43, 19.02.07).

– Protocol modifying the Convention dated 26 April 1966 between Spain and the Swiss Confederation for the avoidance of double taxation and the prevention of tax evasion in relation to taxes on income and capital, done at Madrid on 29 June 2006.

Entry into force: 1.06.07 (BOE 74, 27.03.07).

– Convention between the Kingdom of Spain and the Republic of Croatia for the avoidance of double taxation and the prevention of tax evasion in relation to taxes on income and on capital, done at Zagreb on 19 May 2005.

Entry into force: 20.04.06 (BOE 122, 23.5.06 and *corr. of errors* BOE 76, 29.03.07).

– Convention between the Kingdom of Spain and the People's Democratic Republic of Algeria for the avoidance of double taxation and the prevention of tax evasion in relation to taxes on income and on capital, done "ad referendum" in Madrid on 7 October 2002 (*corr. of errors* BOE 81, 4.04.07).

– Convention between the Kingdom of Spain and the Socialist Republic of Vietnam for the avoidance of double taxation and the prevention of tax evasion in relation to taxes on income, done at Hanoi on 7 March 2005.

Entry into force: 22.12.05 (BOE 8, 10.01.06 and *corr. of errors* BOE 81, 4.04.07).

– Amendment Protocol to the International Convention on the Harmonization and Simplification of Customs Procedures, and General Annex, done at Brussels, on 26 June 1999.

Instrument of accession: 22.05.03.

Entry into force: 3.02.06 (BOE 196, 16.08.07).

– Agreement for the mutual promotion and protection of investments between the Kingdom of Spain and the Republic of Colombia, done at Bogota, on 31 March 2005.

Entry into force: 22.09.07 (BOE 219, 12.09.07).

– Convention on accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the Convention on the elimination of double taxation in connection with the adjustment of profits of associated enterprises, done at Brussels on 8 December 2004.

Entry into force: 1.11.07 (BOE 230, 25.09.07).

6. Road Traffic and Transport

– Exchange of Letters, dated 24 March and 14 July 2006, between the Kingdom of Spain and the Dominican Republic on the mutual recognition and exchange of national driving licenses.

Entry into force: 16.01.07 (BOE 20, 23.01.07).

– Amendments proposed by France to the Annex and to the Appendices of the European Agreement concerning the work of Crews of Vehicles engaged in

International Road Transport (AETR), done at Geneva on 1 July 1970 (published in the *Boletín Oficial del Estado*, on 18 November 1976).

Entry into force: 16.06.06 (BOE 47, 23.02.07).

– Amendments proposed by Portugal to the Annexes A and B of the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR), done at Geneva on 30 September 1957.

Entry into force: 1.01.07 (BOE 69, 21.03.07 and *corr. of errors* BOE 87, 11.04.07 and BOE 267, 7.11.07).

– Exchange of Letters between the Kingdom of Spain and the Republic of Paraguay on the mutual recognition and exchange of national driving licenses, done “ad referendum” in Asunción on 7 November 2006 and Exchange of Notes dated 20 December 2006 (*corr. of errors*).

Entry into force: 28.10.07 (BOE 245, 12.10.07).

– Exchange of Letters between the Kingdom of Spain and the Republic of Bolivia on the mutual recognition and exchange of national driving licenses, done “ad referendum” in La Paz on 26 June 2007.

Entry into force: 23.11.07 (BOE 301, 17.12.07).

7. Rail Traffic and Transport

– Amendments of the Regulations concerning the International Transport of Dangerous Goods by Rail (RID 2007) (published in the *Boletín Oficial del Estado* on 20–26 August 1986), annexed to the Convention concerning International Transport by Rail (COTIF), Bern 9 May 1980, (published in the *Boletín Oficial del Estado* of 18 January 1986), adopted by the RID Commission of Experts, in Madrid on 25 November 2005.

Entry into force: 1.01.07 (BOE 59, 9.03.07).

– Amendments to the Statute of “EUROFIMA”, European Company for the Financing of Railroad Rolling Stock. Increase of the Hungarian Share participation in the capital of EUROFIMA and amendment of article 5 of the Statute, done at Santiago de Compostela on 23 June 2006.

Entry into force: 23.06.06 (BOE 65, 16.03.07).

– Amendments to the Statute of “EUROFIMA”, European Company for the Financing of Railroad Rolling Stock. Changes concerning Yugoslav Railways and amendment of article 5 of the Statute, done at Basel on 29 September 2006.

Entry into force: 17.10.06 (BOE 106, 3.05.07).

8. Sea Traffic and Transport

– 2004 Amendments to the 1988 Protocol, relating to the International Convention on Load Lines, 1966 (published in the *Boletín Oficial del Estado* 233, 29 September 1999), adopted on 9 December 2004, by Resolution MSC 172(79).

Entry into force: 2.07.06 (*BOE* 43, 19.02.07 and *corr. of errors BOE* 193, 13.08.07).

– Exchange of letters, dated 9 June and 3 July 2006, concerning the creation of a Spanish-French Intergovernmental Commission to propose the selection of a maritime superhighway between Spain and France.

Entry into force: 18.01.07 (*BOE* 70, 22.03.07).

9. Air traffic and transport

– Multilateral Agreement between the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the European Community, the Republic of Iceland, the former Yugoslav Republic of Macedonia, the Kingdom of Norway, Serbia and Montenegro, Rumania and the United Nations Mission in Kosovo for the establishment of the European Common Aviation Area (ECAA), done at Luxembourg on 9 June 2006.

Instrument of ratification: 19.07.07.

Provisional application: 31.07.07 (*BOE* 253, 22.10.07).

10. Labour, Social Security and Emigration

– Agreement regarding cooperation on immigration matters between the Kingdom of Spain and the Republic of Guinea, done *ad referendum* in Conakry on 9 October 2006.

Provisional application: 7.01.07 (*BOE* 26, 30.01.07 and *corr. of errors BOE* 80, 3.04.07).

– Agreement between the Kingdom of Spain and the Republic of Colombia relating to the free exercise of remunerative activities by dependents of diplomatic, consular, administrative and technical employees of diplomatic missions and consular offices, done at Madrid on 21 June 2007.

Provisional application: 21.06.07 (*BOE* 175, 23.07.07).

– Complementary Protocol to the Convention on Social Security between the Kingdom of Spain and the Republic of Argentina, signed on 28 January 1997, done at Buenos Aires on 21 March 2005.

Entry into force: 16.08.07 (*BOE* 243, 10.10.07).

– Agreement between the Kingdom of Spain and the Islamic Republic of Mauritania concerning the regulation of labour migratory flows between both countries, done at Nuakchott on 25 July 2007.

Provisional application: 23.09.07 (BOE 260, 30.10.07 and *corr. of errors* BOE 298, 13.12.07).

– Executive Protocol between the Kingdom of Spain and the Russian Federation, regarding the Agreement between the European Community and the Russian Federation on readmission, dated 25 May 2006, done at Moscow on 1 February 2007.

Provisional application: 1.06.07 (BOE 269, 9.11.07).

– Additional Protocol between the Kingdom of Spain and the Dominican Republic, modifying the Convention on dual nationality, dated 15 March 1968, done at Santo Domingo on 2 October 2002.

Entry into force: 1.10.07 (BOE 272, 13.11.07)

11. Civil and Criminal Cooperation

– Protocol drawn up on the basis of Article 43(1) of the Convention on the establishment of a European Police Office (Europol Convention) amending Article 2 and the Annex to that Convention, done at Brussels on 30 November 2000.

Entry into force: 29.03.07 (BOE 40, 15.02.07).

– Protocol amending the Convention on the establishment of a European Police Office (Europol Convention) and the Protocol on the privileges and immunities of Europol, the members of its organs, the deputy directors and the employees of Europol, done at Brussels on 28 November 2002.

Entry into force: 3.04.07 (BOE 40, 15.02.07 and *corr. of errors* BOE 68, 20.03.07).

– Convention between Spain and Rumania on cooperation to fight against criminality, done at Madrid on 30 March 2006.

Entry into force: 14.02.07 (BOE 41, 16.02.07).

– Agreement on judicial assistance in criminal matters between the Kingdom of Spain and the Republic of India, done at New Delhi on 3 July de 2006.

Entry into force: 31.03.07 (BOE 70, 22.03.07).

– Protocol against the Illicit Manufacturing of and Trafficking in Firearms, Their Parts and Components and Ammunition, supplementing the United Nations Convention against Transnational Organized Crime, New York, 31 May 2001.

Instrument of Accession: 25.01.07.

Entry into force: 11.03.07 (BOE 71, 23.03.07).

Note: With the following declaration made by Spain:

“1. Spain is not opposed to the application of the principle of self-determination in the process of decolonization but wishes to emphasize that the application of the principle of self-determination must be compatible with the principle of the territorial integrity of States. This is particularly relevant in those cases in which

a sovereignty dispute exists concerning the territory in question, as is the case with Gibraltar.

2. This position taken by Spain is based on the doctrine established by the United Nations on this point, to be found in General Assembly resolutions 1514 (XV), 2353 (XXII), 2429 (XXIII) and 2625 (XXV), among others”.

– Treaty on Extradition between the Kingdom of Spain and the People’s Republic of China, done at Madrid on 14 November 2005.

Instrument of ratification: 30.06.06.

Entry into force: 4.04.07 (BOE 75, 28.03.07).

– Convention on Transfer of Sentenced Persons between the People’s Republic of China and the Kingdom of Spain, done at Madrid on 14 November 2005.

Instrument of ratification: 30.06.06.

Entry into force: 4.04.07 (BOE 76, 29.03.07)

– Treaty between the Kingdom of Spain and the People’s Republic of China on judicial assistance in criminal matters, done at Beijing on 21 July 2005.

Instrument of ratification: 11.07.06.

Entry into force: 15.04.07 (BOE 77, 30.03.07).

– Treaty on Transfer of Sentenced Persons between the Kingdom of Spain and the Republic of Guatemala, done “ad referendum” in Madrid on 26 March 1996.

Instrument of ratification: 21.02.07.

Entry into force: 30.04.07 (BOE 107, 4.05.07).

– Denouncement of the Exchange of Notes dated 26 March 1962 between Spain and Bolivia, on mutual suppression of visas, done at La Paz on 26 April 2007 (BOE 136, 7.06.07).

– Convention between the Kingdom of Spain and the Republic of Cyprus on cooperation to fight against criminality, done at Nicosia on 30 April 2007.

Provisional application: 30.05.07 (BOE 140, 12.06.07).

– Treaty on Mutual judicial assistance in criminal matters between the Kingdom of Spain and the United Mexican States, done at Las Palmas de Gran Canaria on 29 September 2006.

Entry into force: 26.07.07 (BOE 182, 31.07.07).

– Resolution dated 19 July 2007, concerning the accession of the Republic of Korea to the Convention Abolishing the Requirement of Legalisation for Foreign Public Documents, done at The Hague on 5 October 1961 (published in the *Boletín Oficial del Estado* 229, 25 September 1978) (BOE 184, 2.08.07).

Entry into force: 14.07.07 (between Korea and the State Parties).

– Resolution of the Technical Secretariat-General of the Ministry of Foreign Affairs, publishing the Declaration adopted by the *Ministerio del Interior*, regarding the Convention on transfrontier co-operation in criminal and fiscal matters between the Kingdom of Spain and the French Republic, done *ad referendum* in Blois on 7 July 1998 (*BOE* 242, 9.10.07).

Note: Following article 1 of this Convention Spain declares that the police of the *Generalitat de Catalunya* – the so-called *Mozos de Escuadra* – are the competent body in order to apply this convention.

XII. INTERNATIONAL ORGANIZATIONS

– Convention concerning Indigenous and Tribal Peoples in Independent Countries, 1989 (Convention number 169 of the ILO), done at Geneva on 27 June 1989.

Instrument of ratification: 29.01.07.

Entry into force: 15.02.08 (*BOE* 58, 8.03.07)

– Amendments to the Regulations under the Patent Co-operation Treaty (PCT) (*Boletín Oficial del Estado* dated 7 November 1989), adopted in the 31st Session of the Assembly of the International Patent Cooperation Union (Geneva 1 October 2002).

Entry into force: 1.01.03 (*BOE* 77, 30.03.07 and corr. of errors *BOE* 121, 21.05.07).

– Amendments to the Regulations under the Patent Co-operation Treaty (PCT) (*Boletín Oficial del Estado* dated 7 November 1989), adopted in the 31st Session of the Assembly of the International Patent Cooperation Union (Geneva 1 October 2002).

Entry into force: 1.01.04 (*BOE* 81, 4.04.07).

– Protocol on the Privileges and Immunities of the European Organization for Nuclear Research (CERN), done at Geneva on 18 March 2004.

Instrument of ratification: 21.10.05

Entry into force: 22.02.07 (*BOE* 194, 14.08.07).

– Final Acts of the Regional Radio-communication Conference for the Revision of the 1961 Stockholm Agreement (RRC-06–Rev.ST61), done at Geneva on 16 June 2006.

Provisional application: 17.06.06 (*BOE* 241, 8.10.07).

– Final Acts of the Regional Radio-communication Conference for the Revision of the 1989 Geneva Agreement (RRC-06–Rev.GE89), done at Geneva on 16 June 2006.

Provisional application: 17.06.06 (*BOE* 243, 10.10.07).

– Acts and Resolutions of the Postal Union of the Americas, Spain and Portugal (UPAEP), approved in the XIX Congress of the Postal Union of the Americas, Spain and Portugal, in Rio de Janeiro on 16 August 2005.

Instrument of ratification: 9.07.07.

Entry into force: 1.01.06 (BOE 251, 19.10.07).

– International Agreement on Olive Oil and Table Olives, 2005, done at Geneva on 29 April 2005.

Entry into force: 25.05.07 (BOE 268, 8.11.07)

XIII. EUROPEAN UNION

– Treaty between the Kingdom of Belgium, the Czech Republic, the Kingdom of Denmark, the Federal Republic of Germany, the Republic of Estonia, the Hellenic Republic, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Grand Duchy of Luxembourg, the Republic of Hungary, the Republic of Malta, the Kingdom of the Netherlands, the Republic of Austria, the Republic of Poland, the Portuguese Republic, the Republic of Slovenia, the Slovak Republic, the Republic of Finland, the Kingdom of Sweden, the United Kingdom of Great Britain and Northern Ireland (Member States of the European Union) and the Republic of Bulgaria and Romania, concerning the accession of the Republic of Bulgaria and Romania to the European Union, signed in Luxembourg on 25 April 2005.

Instrument of ratification: 26.05.06 (BOE 17, 19.01.07).

Entry into force: 1.01.07.

– Rectification to the Instrument of Ratification of the Treaty between the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the Hellenic Republic, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Republic of Austria, the Portuguese Republic, the Republic of Finland, the Kingdom of Sweden, the United Kingdom of Great Britain and Northern Ireland (Member States of the European Union) and the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, the Slovak Republic, concerning the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the European Union signed in Athens on 16 April 2003 (BOE 57, 7.03.07).

– Convention on the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the Convention on the law applicable to

contractual obligations opened for signature in Rome on 19 June 1980, and to the First and Second Protocols on its interpretation by the Court of Justice of the European Communities, done at Luxembourg on 14 April 2005.

Instrument of ratification: 11.06.07

Entry into force: 1.09.07 (BOE 193, 13.08.07).

– Protocol established in accordance with Article 34 of the Treaty on European Union, amending, as regards the creation of a customs files identification database, the Convention on the use of information technology for customs purposes, done at Brussels on 8 May 2003.

Entry into force: 15.10.07 (BOE 224, 18.09.07).

– Euro-Mediterranean aviation agreement between the European Community and its Member States, of the one part and the Kingdom of Morocco, of the other part, done at Brussels on 12 December 2006.

Provisional application: 29.06.07 (BOE 271, 12.11.07).

XIV. INTERNATIONAL RESPONSIBILITY

XV. PEACEFUL SETTLEMENT OF DISPUTES

– Amendments to Annex VI of the Rotterdam Convention on the Prior Informed Consent (PIC) Procedure for Certain Hazardous Chemicals and Pesticides in International Trade dated 10 September 1998 (published in the *Boletín Oficial del Estado* 73 of 25 March 2004) adopted in Geneva on 24 September 2004.

Entry into force: 11.01.06 (BOE 271, 12.11.07).

XVI. COERCION AND USE OF FORCE SHORT OF WAR

XVII. WAR AND NEUTRALITY

– Convention for the reciprocal recognition of proof marks on small arms (with regulations and annexes I and II), signed at Brussels on 1 July 1969 (published in the *Boletín Oficial del Estado* 228, 22 September 1973), Decision XXVIII adopted on May 2005.

Entry into force: 25.03.06 (BOE 52, 1.03.07).

– Protocol on Explosive Remnants of War (Protocol V to the 1980 Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects), done at Geneva on 28 November 2003.

Instrument of acceptance: 25.01.07.

Entry into force: 9.08.07 (BOE 57, 7.03.07).

– International Convention for the Suppression of Acts of Nuclear Terrorism, done at New York on 13 April 2005.

Instrument of ratification: 29.01.07.

Entry into force: 7.07.07 (BOE 146, 19.06.07).