

# *Treaties to which Spain is a Party Concerning Matters of Public International Law, 2001 and 2002*

This material has been selected, compiled and commented on by a team from the Department of Public International Law of the University of Malaga, which includes Dr. Alejandro J. Rodríguez Carrión, Professor of Public International Law, Elena M. García Rico, Ana Salinas de Frías and M. Isabel Torres Cazorla, Lecturers in Public International Law, and David Márquez Botella, Research Associate in Public International Law.

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. *Nationality*

– Additional Protocol between the Kingdom of Spain and the Argentine Republic amending the Convention on Nationality of 14 April 1969, done at Buenos Aires on 6 March 2001.

*Provisional application:* 6 March 2001 (BOE 88, 12.4.01).

*Definitive entry into force:* 1 October 2002 (BOE 248, 16.10.02).

– Second Additional Protocol to the Convention on Nationality of 28 July 1958 subscribed to between Spain and Guatemala, amended by the Protocol of 10 February 1995, done *ad referendum* at Guatemala, on 19 November 1999.

*Entry into force:* 7 February 2001 (BOE 88, 12.4.01).

– Additional Protocol between the Kingdom of Spain and the Republic of Paraguay amending the Convention on Dual Nationality of 25 June 1959, done *ad referendum* at Asunción, 26 June 1999.

*Entry into force:* 1 March 2001 (BOE 89, 13.4.01).

– Additional Protocol between the Kingdom of Spain and the Republic of Peru amending the Convention on Dual Nationality of 16 May 1959, done *ad referendum* at Madrid, 26 June 1999.

*Entry into force:* 1 December 2001 (BOE 24.11.10).

– Additional Protocol between the Kingdom of Spain and the Republic of Bolivia amending the Convention on Dual Nationality of 12 October 1961, done *ad referendum* at Madrid, 18 October 2000.

*Entry into force:* 1 February 2002 (BOE 46, 22.2.02 and 70, 22.3.02).

– Additional Protocol between the Kingdom of Spain and the Republic of Colombia amending the Convention on Dual Nationality of 27 June 1979, done *ad referendum* at Bogotá, 14 September 1998.

*Entry into force:* 1 July 2002 (BOE 264, 4.11.02).

– Additional Protocol between the Kingdom of Spain and the Dominican Republic amending the Convention on Dual Nationality of 15 March 1968, done *ad referendum* at Santo Domingo, 2 October 2002.

*Provisional application:* 2 October 2002 (BOE 273, 14.11.02).

– Additional Protocol between the Kingdom of Spain and the Republic of Honduras amending the Treaty on Dual Nationality of 15 June 1969, done *ad referendum* at Tegucigalpa, 13 November 1999.

*Entry into force:* 1 December 2002 (BOE 289, 3.12.02).

– Exchange of Notes on 10 November 1993 constituting an Agreement between the Kingdom of Spain and the Republic of Honduras amending the Treaty on Dual Nationality of 15 June 1966.

*Entry into force:* 24 November 2002 (BOE 289, 3.12.02).

## 2. Aliens

– Agreement between the Kingdom of Spain and the Italian Republic on readmission of illegal aliens, done at Rome, 4 November 1999.

*Entry into force:* 1 February 2001 (BOE 33, 7.2.01 and 146, 19.6.01).

- Exchange of Notes of 8 and 13 June 1999, constituting an Agreement between Spain and Brunei Darussalam on the abolition of visas.

*Definitive entry into force:* 19 February 2001 (BOE 74, 27.3.01).

- Denunciation by Verbal Note of 2 November 2001 of the Exchange of Letters of 26 May 1961, between Spain and Colombia on the abolition of visas.

*Entry into force:* 2 November 2001 (BOE 282, 24.11.01).

- Exchange of Notes of 21 and 27 December 2001, between the Kingdom of Spain and the Republic of Colombia on visas issued free-of-charge.

*Provisional Application:* 2 January 2002 (BOE 73, 26.3.02).

*Definitive entry into force:* 11 November 2002 (BOE 289, 3.12.02).

### 3. Human rights

- European Agreement relating to persons participating in Proceedings of the European Court of Human Rights, done at Strasbourg on 5 March 1996.

*Instrument of ratification:* 23 December 2000.

*Entry into force:* 1 March 2001 (BOE 47, 23.2.01).

*Note:* Spain declared the following:

“In accordance with the provisions of Article 4, paragraph 2b, the Kingdom of Spain declares that the provisions of Article 4, paragraph 2 (a) of the Agreement will not apply to its own nationals”.

- Additional Protocol to the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine, on the Prohibition of Cloning Human Beings, done at Paris on 12 January 1998.

*Instrument of ratification:* 7 January 2000.

*Entry into force:* 1 March 2001 (BOE 52, 1.3.01).

- Optional Protocol to the Convention on the Elimination of All forms of Discrimination against Women, done at New York on 6 October 1999.

*Instrument of ratification:* 29 June 2001.

*Entry into force:* 6 October 2001 (BOE 190, 9.8.01).

- European Charter for Regional or Minority Languages, done at Strasbourg on 5 November 1992.

*Instrument of ratification:* 2 February 2001.

*Entry into force:* 1 August 2001 (BOE 222, 15.9.01 and 281, 23.11.01).

The Spanish ratification was made with the following declaration:

“Spain declares that, for the purposes of the mentioned articles, the languages recognized as official languages in the Statutes of Autonomy of the Autonomous Communities of the Basque Country, Catalonia, Balearic Islands, Galicia, Valencia and Navarra are considered as regional or minority languages.

For the same purposes, Spain also declares that the languages protected by the Statutes of Autonomy in the territories where they are traditionally spoken are also considered as regional or minority languages.

The following provisions of Part III of the Charter will apply to the languages mentioned in the first paragraph:

Article 8:

- paragraph 1 sub-paragraphs a(i), b(i), c(i), d(i), e(iii), f(i), g, h, i.
- paragraph 2.

Article 9:

- paragraph 1, sub-paragraphs a(i), a(ii), a(iii), a(iv), b(i), b(ii), b(iii), c(i), c(ii), c(iii), d.
- paragraph 2, sub-paragraph a.
- paragraph 3.

Article 10:

- paragraph 1, sub-paragraphs a(i), b, c.
- paragraph 2, sub-paragraphs a, b, c, d, e, f, g.
- paragraph 3, sub-paragraphs a, b.
- paragraph 4, sub-paragraphs a, b, c.
- paragraph 5.

Article 11:

- paragraph 1, sub-paragraphs a(i), b(i), c(i), d, e(i), f(ii), g.
- paragraph 2.
- paragraph 3.

Article 12:

- paragraph 1, sub-paragraphs a, b, c, d, e, f, g, h.
- paragraph 2.
- paragraph 3.

Article 13:

- paragraph 1, sub-paragraphs a, b, c, d.
- paragraph 2, sub-paragraphs a, b, c, d, e.

Article 14:

- sub-paragraph a.
- sub-paragraph b.

All the provisions of Part III of the Charter, which can reasonably apply according to the objectives and principles laid down in Article 7, will apply to the languages mentioned in the second paragraph”.

- International Covenant of Civil and Political Rights, adopted by the General Assembly on 19 December 1966.

Declaration by the Government of Spain in regard to Article 41, on 24 February 1998:

“The Government of Spain declares that, under the provisions of article 41 of the International Covenant of Civil and Political Rights, it recognizes the competence of the Human Rights Committee to receive and consider communications to the effect that a State Party claims that another State Party is not fulfilling its obligations under the Covenant” (BOE 290, 4.12.01 and 25, 29.1.02).

– Optional Protocol to the Convention on the Rights of the Child on the sale of children, child prostitution and child pornography, signed at New York, 25 May 2000.

*Instrument of Ratification:* 5 December 2001.

*Entry into force:* 18 January 2002 (BOE 27, 31.1.02).

– Protocol No. 1 to the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment, done at Strasbourg on 4 November 1993.

*Instrument of Ratification:* 11 May 1995.

*Entry into force:* 1 March 2002 (BOE 35, 9.2.02).

– Protocol No. 2 to the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment, done at Strasbourg on 4 November 1993.

*Instrument of Ratification:* 11 May 1995.

*Entry into force:* 1 March 2002 (BOE 35, 9.2.02 and 142, 14.6.02).

– Optional Protocol to the Convention on the Rights of the Child on the involvement of children in armed conflict, signed at New York, 25 May 2000.

*Instrument of Ratification:* 1 March 2002.

*Entry into force:* 8 April 2002 (BOE 92, 17.4.02).

With the following declaration:

“For the purposes of the provisions of article 3 of the Protocol, Spain declares that the minimum age for voluntary recruitment into its armed forces is 18”.

## VI. ORGANS OF THE STATE

### 1. *Diplomatic Relations*

– Agreement between the Kingdom of Spain and the Oriental Republic of Uruguay on remunerated employment for dependants of diplomatic, consular, administrative and technical personnel of diplomatic and consular missions, done at Madrid on 7 February 2000.

*Entry into force:* 21 December 2000 (BOE 83, 6.4.01).

– Agreement between the Kingdom of Spain and the Government of Australia on remunerated employment for dependants of diplomatic, consular, administrative and

technical personnel of diplomatic and consular missions, done at Madrid on 6 March 2000.

*Entry into force:* 27 April 2001 (BOE 141, 13.6.01).

– Agreement between the Kingdom of Spain and the Republic of Peru on exemption of visas for diplomatic and service and special passport holders, done at Madrid on 8 November 2000.

*Provisional application:* 8 December 2000 (BOE 309, 26.1.2.00).

*Definitive entry into force:* 30 June 2001 (BOE 161, 6.7.01).

– Agreement between the Kingdom of Spain and the Republic of Ecuador on the free exercise of remunerated employment for dependants of diplomatic, consular, administrative and technical personnel of diplomatic or consular missions, done at Madrid on 7 March 2000.

*Entry into force:* 23 July 2001 (BOE 281, 23.11.01).

– Agreement between the Kingdom of Spain and the Argentine Republic on the free exercise of remunerated employment for dependants of diplomatic, consular, administrative and technical personnel of diplomatic or consular missions, done at Madrid on 9 May 2001.

*Entry into force:* 21 January 2002 (BOE 53, 2.3.02).

– Complementarity and Mutual Diplomatic Support Agreement between the Kingdom of Spain and the Republic of Honduras done *ad referendum* at Tegucigalpa on 15 February 1995

*Entry into force:* 26 November 2001 (BOE 57, 7.3.02).

*Note:* Spain and Honduras agree to coordinate the action of their Diplomatic Missions abroad with a view to complementing their management in benefit of both countries. To this end they may use the services of the Diplomatic Mission of the other Party in those countries in which one of the two does not have an accredited and resident representation. The Parties shall agree on the scope and procedure of this use as well as the modalities and limits by which it can be extended on the consular level.

In those capitals in which both Contracting Parties have Diplomatic Missions, the two Governments agree to the possibility of requesting diplomatic support from the other Party with respect to the Government before which it is accredited and for national interests that are exclusive to the requesting Party. In this respect it is understood that said support may not be given without a prior and formal request from the interested Party that must be formulated in writing in the form of a note for each case through the respective Embassy in Madrid and Tegucigalpa. The requested Government shall be free to decline such petition for support.

## 2. *Special Missions*

- Convention on Special Missions and Optional Protocol concerning the Compulsory Settlement of Disputes, done at New York on 8 December 1969.

*Instrument of accession:* 28 May 2001.

*Entry into force:* 30 June 2001 (BOE 159, 4.7.01 and 233, 28.9.01).

## 3. *Relations with International Organizations*

- Convention on responsibilities to be assumed between the Kingdom of Spain and the Food and Agriculture Organization with regard to the 24th session of the General Fisheries Commission for the Mediterranean (Alicante, 12 to 16 July 1999) and the 1st extraordinary session (Alicante, 7 to 9 July 1999), done at Rome on 2 July 1999.  
*Entry into force:* 2 March 2001 (BOE 153, 27.6.01).

- Exchange of Notes 1 June and 7 July 2001, constituting an Agreement between the Kingdom of Spain and the United Nations for an International Conference organised by the United Nations on the Middle East Peace Process and the Palestinian People to be held in Madrid on 17 to 19 July 2001.

*Provisional application:* 7 July 2001 (BOE 188, 7.8.01).

- Agreement between the Kingdom of Spain and the World Health Organization on facilities and services and the legal status of the Organisation for the 51st session of the Regional Committee for Europe to be held in Madrid (Spain) from 10 to 13 September 2001, done at Geneva on 2 July 2001.

*Provisional application:* 2 July 2001 (BOE 226, 20.9.01).

# VII. TERRITORY

## 1. *Frontiers*

- Framework Convention between the Kingdom of Spain and the Portuguese Republic on improvement of access to the two countries done at Albufeira on 30 November 1998.

*Provisional application:* 30 April 1999 (BOE 128, 29.5.99).

*Definitive entry into force:* 3 August 2001 (BOE 224, 18.9.01).

- Exchange of Notes on 31 July and 20 August between Spain and France on the constitution of a Security Committee and the broadening of the competencies of the Technical Joint Committee of the Spanish-French Agreement of 25 April 1991 on the Somport tunnel.

*Entry into force:* 20 August 2001 (BOE 67, 19.3.02).

## 2. Air

– Open Skies Treaty, done at Helsinki on 24 March 1992.

*Instrument of Ratification:* 18 November 2002.

*Definitive entry into force:* 1 January 2002 (BOE 46, 22.2.02).

With the following declaration:

In relation to the definition of the term territory found in Article II of the Open Skies Treaty, the Kingdom of Spain reiterates its legal position concerning its controversy with the United Kingdom on the sovereignty of the isthmus of Gibraltar.

## VIII. SEAS, WATERWAYS AND SHIPS

### 1. Fisheries

– Amendments to the Schedule to the International Convention for Regulation of Whaling, adopted at the 49th session of the International Whaling Commission, held at Monaco from 20 to 24 October 1997; the 50th Session held at Muscat (Oman) from 16 to 20 May 1998; the 51st Session held at St. George's (Grenada) from 24 to 28 May 1999; and the 52nd Session held at Adelaide (Australia) from 3 to 6 July 2000.  
*Entry into force:* 15 October 2000 (BOE 71, 23.3.01 and 83, 6.4.01).

– Agreement on the Conservation of Cetaceans of the Black Sea, Mediterranean Sea and Contiguous Atlantic Area, done at Monaco on 24 November 1996.

*Instrument of ratification:* 7 January 1999.

*Entry into force:* 1 June 2001 (BOE 150, 23.6.01).

## IX. INTERNATIONAL SPACES

### 1. Space

– Exchange of Notes 7 and 28 January 2000, constituting an Agreement between Spain and the United States of America extending the Agreement on scientific and technical cooperation in moon and planetary exploration programs and of manned and unmanned space flights by the establishment in Spain of a space tracking station, signed at Madrid on 29 January 1964.

*Provisional application:* 29 January 2000 (BOE 49, 26.2.00).

*Entry into force:* 28 February 2001 (BOE 82, 5.4.01).

– Exchange of Notes 19 and 22 January 2001, constituting an Agreement between Spain and the United States of America extending the Agreement on scientific and technical cooperation in moon and planetary exploration programs and of manned and unmanned space flights by the establishment in Spain of a space tracking station, signed at Madrid on 29 January 1964.



*Provisional application:* 29 January 2001 (BOE 80, 3.4.01).

*Definitive entry into force:* 19 December 2001 (BOE 19, 22.1.02).

– Agreement on the rescue of astronauts, the return of astronauts, and the return of objects launched into outer space, done at London, Moscow and Washington on 22 April 1968.

*Instrument of accession:* 23 January 2001.

*Entry into force:* 26 February 2001 (BOE 137, 8.6.01).

– Agreement between the Government of Canada, the Governments of the Member States of the European Space Agency, the Government of Japan, the Government of the Russian Federation and the Government of the United States of America on an International Space Station, done at Washington on 29 January 1998.

*Instrument of ratification:* 15 September 1999.

*Provisional application:* 29 January 1998 (BOE 5, 6.1.00).

*Definitive entry into force:* 27 March 2001 (BOE 270, 10.11.01).

– EUTMESAT Polar System (EPS), as approved in EUM/C/96/Res. V, which was presented for adoption at the 32nd meeting of the EUTMESAT Council on 3–5 December 1996 at Damstadt and adopted at the 42nd Council meeting on 22–24 June 1999.

*Entry into force:* 24 June 1999 (BOE 17, 19.1.02).

– Exchange of Notes 28 January 2002, constituting an Agreement between Spain and the United States of America extending the Agreement on scientific and technical cooperation in moon and planetary exploration programs and of manned and unmanned space flights by the establishment in Spain of a space tracking station, signed at Madrid on 29 January 1964.

*Provisional application:* 29 January 2002 (BOE 66, 18.3.02).

– Declaration made by certain European Governments on the phase of production of the Ariane Launchers done in Paris on 7 June 2001.

*Definitive entry into force:* 29 May 2002 (BOE 236, 2.10.02).

## X. ENVIRONMENT

### 1. General

– Regional Implementation Annex for Central and Eastern Europe of the United Nations Convention to Combat Desertification in Countries experiencing serious drought and/or desertification, particularly in Africa (done at Paris on 17 June 1997), done at Bonn on 22 December 2000.

*Entry into force:* 6 September 2001 (BOE 257, 26.10.01).

## 2. Seas

– Annex V and Appendix 3 to the Convention for the Protection of the Marine Environment of the North-East Atlantic, done at Paris on 22 September 1992), adopted at Sintra (Portugal) on 23 July 1998.

*Instrument of acceptance:* 7 November 1999.

*Entry into force:* 30 August 2000 (BOE 45, 21.2.01).

– Protocols of 27 November 1992, amending the Convention on Civil Liability for Oil Pollution Damage, 1969, and the Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 1971.

Declaration of 27 September 2000 by Spain, France and Italy, in accordance with the provision of article 3.a).ii of the 1992 Protocol to the Convention on Civil Liability for Oil Pollution Damage, 1969, and article 4.a).ii of the 1992 Protocol to the Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 1971:

In light of the unique configuration of the Mediterranean basin, characterised by the proximity of a number of Mediterranean coastal States, each one of the said States that is a Contracting Party to the Protocol of 1992, amending the international Convention on civil liability for oil pollution damage of 1969 and of the 1992 Protocol amending the international Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage of 1971, has the right to claim compensation for damage caused by pollution as defined in the Conventions with the inclusion of lost profits added to the cost of reasonable means of restoration actually taken or to be taken and the cost of the preventive measures and the loss or damage subsequently caused by such measures. Any damage compensation claim may be filed for damage caused by pollution within a limit of 200 marine miles measured from the base lines from which the breadth of territorial seas are measured. Nothing in this declaration made in application to article 3.a).ii) of the Protocol of 1992 amending the international Convention on civil liability for oil pollution damage of 1969 and to article 4.a).ii) of the 1992 Protocol amending the international Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage of 1971 shall prejudice the present or future controversies nor the legal opinions of either party in this Declaration in relation with the law of the sea and the nature and the scope of the jurisdiction of coastal States and of flag States (BOE 150, 23.6.01).

– Agreement between Spain and the International Compensation Fund for Oil Pollution Damages, done at London on 2 June 2000.

*Provisional application:* 2 June 2000 (BOE 174, 21.7.00).

*Definitive entry into force:* 4 May 2001 (BOE 224, 18.9.01).

*Note:* The Agreement refers to the conflict resolution between the Fund and Spain resulting from the accident of the ship the “Aegean Sea” and the civil liabilities stemming from that incident.

– Amendments of 13 March 2000 to the Annex to the Protocol of 12 July 1978 to the International Convention for the Prevention of Pollution from Ships, 1973, adopted by Resolution MEPC.84(44).

*Entry into force:* 1 January 2002 (BOE 113, 11.5.02).

– Amendments of 5 October 2000 to the Annex to the Protocol of 12 July 1978 to the International Convention for the Prevention of Pollution from Ships, 1973, adopted by Resolution MEPC.89(45).

*Entry into force:* 1 January 2002 (BOE 115, 14.5.02).

– Amendments of 13 March 2000 to the Annex to the Protocol of 12 July 1978 to the International Convention for the Prevention of Pollution from Ships, 1973, adopted by Resolution MEPC.84(44).

*Entry into force:* 1 January 2002 (BOE 113, 11.5.02).

– Amendments of 18 October 2000 to the limits of compensation set out in the Protocol of 1992 to amend the International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 1971, adopted by Resolution LEG.2(82).

*Entry into force:* 1 November 2003 (BOE 236, 2.10.02 and 271, 12.11.02).

– Amendments of 18 October 2000 to the limitation amounts set out in the Protocol of 1992 to amend the International Convention on Civil Liability for Oil Pollution Damage, 1969, adopted by Resolution LEG.1(82).

*Entry into force:* 1 November 2003 (BOE 237, 3.10.02).

– Amendments of 27 April 2001 to the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973, adopted by Resolution MEPC.95(46).

*Entry into force:* 1 September 2002 (BOE 306, 23.12.02).

### 3. *Air*

– Adjustments to the Montreal Protocol on Substances that Deplete the Ozone Layer, of 16 September 1987, adopted on the 11th meeting of the Parties to the Protocol, held at Beijing (China) on 3 December 1999.

*Entry into force:* 28 July 2000 (BOE 16, 18.1.01 and 39, 14.2.01).

– Amendments to the Montreal Protocol on Substances that Deplete the Ozone Layer, of 16 September 1987, adopted at the 11th meeting of the Parties to the Protocol, held at Beijing (China) on 3 December 1999.

*Instrument of acceptance:* 7 February 2002.

*Entry into force:* 25 February 2002 (BOE 70, 22.3.02).

#### 4. *Fauna and flora*

– Amendments to Appendices I, II and III to the Convention on International Trade in Endangered Species, done in Washington on 3 March 1973, adopted at the 11th meeting of the Conference of Parties, held at Gigiri (Kenya) on 20 April 2000.

On 12 June 2001, according to Article XVI, paragraph 2 of the Convention, Spain formulated a reservation against the inscription of *Mustela altaica*, *Mustela kathiah* and *Mustela sibirica* in Annex III of the Convention (BOE 179, 27.7.01).

– Agreement on the Conservation of African-Eurasian Migratory Waterbirds, done at The Hague on 15 August 1996.

*Instrument of ratification*: 12 March 1999.

*Entry into force*: 1 November 1999 (BOE 296, 11.12.01).

#### 5. *Nuclear Energy*

– Joint Convention on the safety of spent fuel management and on the safety of radioactive waste management, done at Vienna on 5 September 1997.

*Instrument of ratification*: 30 April 1997.

*Entry into force*: 18 June 2001 (BOE 97, 23.4.01).

– Annex V to the Protocol on Environmental Protection to the Antarctic Treaty (Protection and Management Areas), done at Bonn on 18 October 1991.

*Approval instrument*: 5 November 1993.

*Entry into force*: 24 May 2002 (BOE 248, 16.10.02).

## XI. LEGAL ASPECTS OF INTERNATIONAL COOPERATION

### 1. *General treaties*

– General Treaty of Friendship and Cooperation between the Kingdom of Spain and the Republic of Philippines, done at Manila on 30 June 2000.

*Entry into force*: 30 April 2001 (BOE 142, 14.6.01).

*Note*: The preamble set out the following points as general principles guiding relations between the two nations:

1. Respect for international law. The High Contracting Parties agree to comply in good faith with the obligations assumed under international law, both those stemming from generally recognised principles and regulations of international law as well as those based on treaties or other agreements to which they are party.

2. Sovereign equality. Each of the High Contracting Parties shall respect the sovereign equality and individuality of the other in addition to all of the rights inherent to the sovereignty of the other contained therein especially including the right to legal equality, territorial integrity, political freedom and independence and to non-intervention in the domestic affairs of the other Party. They will also respect the right

of each Party to freely choose and develop their own political, social economic and cultural system.

3. Abstention from resorting to threat or the use of force against the territorial integrity or the political independence of the other Party or to any other means incompatible with the aims and principles of the United Nations. No motive may be invoked to justify the use of such means.

4. Pacific settlement of controversies. In a spirit commensurate with the motives that have led to the conclusion of this General Treaty on Friendship and Cooperation, the High Contracting Parties shall settle any dispute that could arise between them through the exclusive use of pacific means, making a concerted effort to find fair and balanced solutions so as not to endanger international peace and security.

5. Development cooperation. The High Contracting Parties shall make a concerted effort to develop their mutual potential to the maximum with a view to attaining an elevated, effective, balanced and mutually beneficial level of cooperation. In this respect, they shall work to improve the level of their economic and social development and to establish a climate of economic and financial solidarity that may benefit from the positive complementary aspects of their respective economies thus allowing their peoples to reach a higher level of development and prosperity in the economic, scientific, technological, environmental, social, cultural and human domains.

6. Respect for human rights and the fundamental freedoms of persons. The High Contracting Parties shall respect the human rights and fundamental freedoms including freedom of opinion, conscience, religion and creed without discrimination for reasons of race, sex, religion or language. In this respect they shall promote the effective exercise of civil, political, economic, social and cultural rights and freedoms, all of which are rooted in the inherent dignity of human beings and are essential for their free and full development. As a result, both parties reaffirm their commitment to respect the Charter of the United Nations, the Universal Declaration of Human Rights and the international agreements, pacts, conventions and declarations on this subject to which they are bound.

7. Dialogue and coexistence of cultures and civilisations. The High Contracting Parties shall promote all actions intended to stimulate their common cultural values based on their traditional historic and human ties. The principles of tolerance, coexistence and mutual respect shall serve as guidelines allowing them to enrich their common heritage. In this respect the Parties shall make a concerted effort to promote an ever growing and deepening mutual awareness and to develop greater understanding among their citizens and their respective social groups.

The two Parties declare their resolve to maintain and respect these principles in a spirit of mutual trust with a view to improving cooperation or shared interests.

– Protocol to the Convention for cooperation within the framework of the Ibero-American Conference for the constitution of an Ibero-American Cooperation Secretariat (SECIB) and the Statutes of the Ibero-American Cooperation Secretariat (SECIB), done at Havana on 15 November 1999.

*Provisional application:* 15 November 1999 (BOE 11.1.00).

*Instrument of ratification:* 28 May 2001.

*Definitive entry into force:* 2 December 2001 (BOE 296, 11.12.01).

## 2. Military and Defence Cooperation

– Agreement on Mutual Protection of Classified Information between the Kingdom of Spain and Switzerland, done at Madrid on 22 May 2001.

*Provisional application:* 22 May 2001 (BOE 176, 24.7.01).

*Entry into force:* 21 January 2002 (BOE 66, 18.3.02).

– Agreement between the Kingdom of Spain and the North Atlantic Treaty Organisation represented by the Supreme Headquarters Allied Powers Europe regarding the special conditions applicable to the establishment and use of a General International Military Headquarters on Spanish soil, done at Madrid on 28 February 2000.

*Entry into force:* 10 July 2001 (BOE 183, 1.8.01).

– Framework Agreement between the French Republic, the Federal Republic of Germany, the Italian Republic, the Kingdom of Spain, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland concerning measures to facilitate the restructuring and operation of the European defence industry, done at Farnborough, on 27 July 2000.

*Instrument of ratification:* 21 June 2001.

*Entry into force:* 11 August 2001, except Articles 3.2.b), 57, 58.1 and 58.2.b) of the Agreement (BOE 190, 9.8.01).

– Agreement between the parties to the North Atlantic Treaty for cooperation regarding atomic information (Paris 18 June 1964) and the Protocol amending the Agreement's Security Annex (Brussels, 2 June 1998) done at Brussels, on 18 December 2000.

*Instrument of ratification:* 16 November 2001.

*Entry into force:* 13 December 2001 (BOE 298, 13.12.02).

## 3. Scientific and Technical Cooperation

– Scientific, Technical, Cultural and Educational Framework Convention between the Kingdom of Spain and the People's Democratic Republic of Algeria, done *ad referendum* at Algiers on 5 April 1993.

*Entry into force:* 23 December 2000 (BOE 40, 15.2.01 and 129, 30.5.01).

– Scientific, Technical, Cultural and Educational Framework Convention between the Kingdom of Spain and the Lebanese Republic, done *ad referendum* at Madrid on 22 February 1996.

*Entry into force:* 19 December 2000 (BOE 122, 22.5.01).

– Scientific and Technical Agreement between the Kingdom of Spain and the Caribbean Community (CARICOM), done *ad referendum* at Port of Spain on 4 July 1999.  
*Entry into force*: 17 October 2001 (BOE 10, 11.1.02).

– Scientific and Technical Agreement between the Kingdom of Spain and the Government of Jamaica, done *ad referendum* at Port of Spain on 4 July 1999.  
*Entry into force*: 26 November 2001 (BOE 10, 11.1.02).

– Protocol of Amendment to the General Basic Convention on Scientific and Technical Cooperation between the Kingdom of Spain and the Republic of El Salvador, done at Madrid on 7 November 2000.  
*Entry into force*: 30 March 2001 (BOE 43, 19.2.02).

#### 4. Cultural Cooperation

– Agreement on Cinematographic Cooperation between the Government of the Kingdom of Spain and the Government of the Federal Republic of Germany, done at Berlin on 11 February 2000.  
*Entry into force*: 18 December 2000 (BOE 9, 10.1.01).

– Convention on Cultural and Educational Cooperation between the Kingdom of Spain and the Slovak Republic, done at Bratislava on 11 April 2000.  
*Entry into force*: 22 December 2000 (BOE 35, 9.2.01).

– Agreement on Tourism Cooperation between the Kingdom of Spain and the Republic of Namibia, done *ad referendum* at Windhoek on 20 February 1999.  
*Entry into force*: 3 July 2000 (BOE 82, 5.4.01).

– Exchange of Notes 30 March and 19 May 1998 modifying article 16 of the Convention on Cultural Cooperation between Spain and Ecuador, of 14 July 1975.  
*Entry into force*: 7 May 2001 (BOE 141, 13.6.01).

– Convention on Tourism Cooperation between the Kingdom of Spain and the Republic of Bulgaria, done *ad referendum* at Sofia on 21 July 1998.  
*Entry into force*: 9 July 1999 (BOE 190, 9.8.01).

– Exchange of Notes 18 and 20 December 2000, constituting an Agreement between the Kingdom of Spain and the Republic of Panama amending the Convention on Cultural Cooperation between Spain and Panama of 2 May 1979 and abolishing the Convention on Mutual Recognition of Academic Grades and Incorporation Qualifications of 15 March 1926.  
*Entry into force*: 28 September 2001 (BOE 256, 25.10.01).

– Agreement on Cinematography Co-Production and Exchange between the Kingdom of Spain and the Kingdom of Morocco, done *ad referendum* at Rabat on 27 April 1998.

*Entry into force:* 2 October 2001 (BOE 271, 10.11.01).

– Annex to the International Agreement for the Establishment of the University for Peace, signed at New York on 5 December 1980, adopted on 20 April 2001.

*Entry into force:* 20 April 2001 (BOE 313, 31.12.01).

– Agreement on Tourism Cooperation between the Kingdom of Spain and the Gabonese Republic, done *ad referendum* at Madrid on 2 March 1995.

*Entry into force:* 12 December 2001 (BOE 4, 4.1.02, and 81, 2.3.02).

– Constituent act for the Association of Ibero-American States for the development of National Libraries in the countries of Ibero-America (ABINIA) done at Lima on 12 October 1999.

*Instrument of accession:* 8 November 2001.

*Entry into force:* 14 December 2001 (BOE 17, 19.1.02).

– Protocol amending the European Convention on Transfrontier Television, done at Strasbourg on 9 September 1998.

*Entry into force:* 1 March 2002 (BOE 92, 17.4.02 and 158, 3.7.02).

– Agreement between the Kingdom of Spain and the Russian Federation on Cultural Centre Activities done in Madrid on 15 November 2001.

*Entry into force:* 23 May 2002 (BOE 148, 21.6.02).

– Exchange of Notes of 16 January and 6 March modifying Article 2 of the Convention of Cultural Cooperation between the Government of the Spanish State and the Government of the Argentine Republic, done at Buenos Aires on 23 March 1971.

*Entry into force:* 12 July 2002 (BOE 195, 15.8.02).

– UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects, done at Rome on 24 June 1995.

*Instrument of accession:* 9 May 2002.

With the following declarations:

Declaration foreseen in Article 3 (sections 5 and 6) of the Convention:

“No time constraint or limit may be placed on the action of requesting the restitution of a cultural asset forming part of Spain’s historical heritage in accordance with Spanish legislation.

Legal Grounds: Articles 28 and 29 of Law 16/1985 of 25 June on Spain’s Historical Heritage”.

Declaration foreseen in Article 13 (section 3) of the Convention:

“Given that Spain is a Member State of the European Union, it is hereby expressly



stated that in relations with Contracting States that are also members thereof, internal EU regulations shall exclusively apply and therefore the provisions of this Agreement whose scope of application may coincide with that of said regulations shall not apply to said relations.”

Declaration set out in Article 16 of the Convention:

“Requests for the restitution or return of cultural assets filed by a State in accordance with Article 8 of the Convention may be made in accordance with the procedure foreseen in Article 16, section b) thereof. The competent authority for this purpose shall be the Ministry of Education, Culture and Sports (Directorate-General for Fine Arts and Cultural Arts).”

*Entry into force:* 1 November 2002 (BOE 248, 16.10.2002).

– Headquarters agreement between the Kingdom of Spain and the High Council of European Schools done on 13 August 2002.

*Provisional application:* 13 August 2002 (BOE 251, 19.10.02).

– Cooperation Convention between the Kingdom of Spain and the United Nations Educational Scientific and Cultural Organisation (UNESCO) on the subject of heritage done in Paris on 18 April 2002.

*Entry into force:* 13 November 2002 (BOE 290, 4.12.02).

## 5. *Economic Cooperation*

– Agreement for the Promotion and Protection of Investments between the Kingdom of Spain and the Hashemite Kingdom of Jordan, done at Madrid on 20 October 1999.

*Entry into force:* 13 December 2000 (BOE 9, 10.1.01 and 35, 9.2.01).

– Protocol between Spain, the Inter-American Development Bank and of the Agreement between Spain and the IDB for the constitution of the Spanish General Cooperation Fund, done in Santiago on 18 March 2001.

*Provisional application:* 18 March 2001 (BOE 100, 26.4.01 and 138, 9.6.01).

– Agreement for the Promotion and Protection of Investments between the Kingdom of Spain and the Gabonese Republic, done *ad referendum* at Madrid on 2 March 1995.

*Entry into force:* 12 December 2001 (BOE 22, 25.1.02).

– Agreement for the Promotion and Protection of Investments between the Kingdom of Spain and the Republic of Bolivia, done at Madrid on 29 October 2001.

*Entry into force:* 12 December 2001 (BOE 247, 15.10.02).

## 6. *Tariffs and Trade Cooperation*

– Agreement on the creation of an International Union for the publication of Customs Tariffs done in Brussels on 5 July 1890 and on its amending Protocol done in Brussels on 16 December 1949.

*Denunciation:* 29 November 2000.

*Entry into force:* 1 April 2003 (BOE 63, 14.3.01).

– Council Act 98/C 24/01 of 18 December 1997 drawing up, on the basis of Article K3 of the Treaty on European Union, the Convention on mutual assistance and cooperation between customs administrations.

*Provisional application:* 3 May 2002 (BOE 199, 20.8.02).

Spain made the following declarations:

Article 26:

“Pursuant to Article 26.4, Spain accepts the competence of the Court of Justice of the European Communities to speak out on a preliminary basis on the interpretation of this Convention under the conditions expressed in letter a) of section 5”.

“Spain reserves the right, when an issue is placed before one of its jurisdictional bodies the decisions of which are not susceptible to subsequent domestic jurisdictional appeal, to make it incumbent upon said body to refer the issue to the Court of Justice of the European Communities.”

Article 32:

“Pursuant to Article 32, point 4, Spain declares that until it enters into force, this Convention, with the exception of its Article 26, will apply to its relations with the Member States that have made the same declaration. Said declaration shall come into effect ninety days subsequent to its date of deposit.”

– Protocol amending the Multilateral Convention on Cooperation and Mutual Assistance between National Customs Administrations and annexes I and VI, done at Cancun, Quintana Roo (Mexico) on 29 October 1999.

*Instrument of accession:*

*Entry into force:* 17 October 2002 (BOE 240, 7.10.02).

Spain made the following declarations:

1. “The Kingdom of Spain declares that the customs authority referred to in Article 1.1.b) regarding the enforcement of the Convention are, for the Kingdom of Spain, the Customs and Special Tax Department of the State Tax Administration Agency and the Home Ministry in the area of their respective competences.”

2. “With respect to Article 3.4 of the Protocol amending the Multilateral Convention on Cooperation and Mutual Assistance between the National Customs Administrations of Latin America, Spain and Portugal, the Kingdom of Spain declares that it accepts annexes I and VI thereof.”

## 7. *Commodities Cooperation*

– Agreement between the Kingdom of Spain and the Italian Republic on the establishment of reciprocal minimum safety reserves of crude oil, intermediate petroleum products and petroleum products, done in Madrid on 10 January 2001.

*Entry into force:* 10 January 2001 (BOE 28, 1.2.01).

– Food Aid Convention. London, 13 April 1999.

*Instrument of ratification:* 23 December 2000.

*Entry into force:* 1 July 1999 (BOE 41, 16.2.01).

– International Coffee Convention, 2001 (Resolution number 393), done at London on 28 September 2000.

*Provisional application:* 1 October 2001 (BOE 296, 11.12.01).

– Agreement between the Kingdom of Spain and the Republic of Turkey on cooperation and mutual assistance in custom services, done at Madrid on 3 May 2001.

*Entry into force:* 14 February 2002 (BOE 46, 22.2.02 and 73, 26.3.02).

## 8. *Financial and Tax Cooperation*

– Convention between the Kingdom of Spain and the State of Israel for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and on capital, done at Jerusalem on 30 November 1999.

*Entry into force:* 20 November 2000 (BOE 9, 10.1.01).

– Convention between the Kingdom of Spain and the Kingdom of Norway for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and capital and Protocol, done at Madrid on 6 October 1999.

*Instrument of ratification:* 11 December 2000.

*Entry into force:* 18 December 2000 (BOE 9, 10.1.01).

– Convention between the Kingdom of Spain and the Republic of Cuba for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and capital and Protocol, done at Madrid on 3 February 1999, amended by Exchange of Notes of 9 November and 30 December 1999.

*Entry into force:* 31 December 2000 (BOE 9, 10.1.01 and 122, 22.05.01).

– Convention between the Kingdom of Spain and the Republic of Slovenia for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and capital, done at Ljubljana 30 December 2001.

*Entry into force:* 19 March 2002 (BOE 154, 28.6.02).

– Convention between the Kingdom of Spain and the Hellenic Republic for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and capital, done at Madrid on 4 December 2000.

*Entry into force:* 21 August 2002 (BOE 236, 2.10.02).

– Convention between the Kingdom of Spain and the Republic of Iceland for the avoidance of double taxation and the prevention of tax evasion and fraud in relation to taxes on income and capital, done at Madrid on 4 December 2000.

*Entry into force:* 2 August 2002 (BOE 250, 18.10.02).

## 9. *Radio and Telecommunications Cooperation*

– Amendments to the Convention on the International Maritime Satellite Organization (INMARSAT) and Amendment to the Operating Agreement on the International Maritime Satellite Organization (INMARSAT), adopted at the XII Session of the INMARSAT Assembly, held at London on 24 April 1998.

*Entry into force:* 31 July 2001 (BOE 137, 8.6.01).

– Protocol concerning the Provision of Satellite Facilities in Fixed Satellite Service between the Kingdom of Spain and the Argentine Republic, done in Madrid on 7 March 2001.

*Entry into force:* 7 March 2001 (BOE 174, 21.7.01).

– Final Acts of the World Radio Communications Conference (WRC-95), signed at Geneva on 17 November 1995.

*Instrument of ratification:* 28 May 2001.

*Entry into force:* 13 July 2001 (BOE 220, 13.9.01 and 11.12.01).

## 10. *Road Traffic and Transport*

– Exchange of Notes on 7 December and 14 January 2000, constituting an Agreement between the Kingdom of Spain and the Republic of Korea on the mutual recognition and exchange of national driving licences.

*Provisional application:* 14 January 2000 (BOE 22, 26.01.00).

*Entry into force:* 1 February 2001 (BOE 74, 27.3.01).

– Agreement between the Government of the Kingdom of Spain and the Government of the Republic of Moldova concerning international carriage by road, done at Warsaw on 20 May 1999.

*Provisional application:* 20 May 1999 (BOE 151, 25.6.99).

*Definitive entry into force:* 28 December 1999 (BOE 153, 27.6.01).

– Amendments to Annex I, Appendix 4 of the Agreement on the International Transport of Perishable Foodstuffs and on special equipment used for such transport (ATP),

done at Geneva on 1 September 1970, entered into circulation by the Secretary General of the United Nations on 27 July 1999 and 11 February 2000. 9 and 11 February 2000.

*Entry into force:* 11 February 2001 (the amendment to Annex 1, appendix 4, paragraph 1) and on 27 April 2001 (the amendment to the last paragraph of Annex I, Appendix 4) (BOE 222, 15.9.01).

– Agreement between the Kingdom of Spain and the Portuguese Republic on the creation of a Joint Committee in the area of road transport and transport infrastructures and protocol done in Salamanca on 26 January 2000.

*Entry into force:* 27 November 2001 (BOE 281, 23.11.01).

– Amendments proposed by Portugal to 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 July 2001 (BOE 70, 22.3.02 and 161, 6.7.02).

– Multilateral Agreement M-80 on the classification of aquatic environment pollutants and regarding their solutions and mixtures that cannot be classified in classes 1 to 8 or in the other sections of class 9 repealing certain provision of annex A of the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) Geneva, 30 September 1957 (BOE 97, 23.4.02).

– Agreement concerning the Establishing of Global Technical Regulations for Wheeled Vehicles, Equipment and Parts which can be fitted and/or be used on Wheeled Vehicles, done at Geneva, 25 June 1998.

*Instrument of ratification:* 12 April 2002.

*Entry into force:* 22 June 2002 (BOE 129, 30.5.02).

– Agreement between the Government of the Kingdom of Spain and the Government of the Russian Federation on international transport by road, done at Moscow on 22 May 2001.

*Entry into force:* 20 April 2002 (BOE 136, 7.6.02).

– Exchange of Notes on 30 April 2002 constituting an Agreement between the Kingdom of Spain and the Republic of Bulgaria on the mutual recognition and exchange of national driving licenses.

*Provisional Application:* 30 April 2002 (BOE 150, 24.6.02).

*Definitive entry into force:* 27 September 2002 (BOE 254, 23.10.02).

– Agreement between the Kingdom of Spain and the Slovak Republic on the international road transport of Passengers and Cargo done at Bratislava on 27 November 2001.

*Entry into force:* 27 June 2002 (BOE 158, 3.7.02).

– Exchange of Notes constituting an Agreement between the Kingdom of Spain and the Argentine Republic on the mutual recognition and exchange of national driving licenses, done at Madrid on 31 July 2002.

*Provisional Application:* 31 July 2002 (BOE 251, 19.10.02).

– Agreement between the Kingdom of Spain and the Republic of Turkey on international transport by road, done at Madrid on 3 March 1998.

*Entry into force:* 6 August 2002 (BOE 295, 10.12.02).

### 11. *Rail Traffic and Transport*

– Amendments of the Statutes of “Eurofima” European Company for the financing of railway equipment. Admissions of the railways of the Slovak Republic (ZSR) as shareholders of “EUROFIMA” adopted at Zagreb on 15 June 2001 (BOE 257, 26.10.01).

– Amendments of the Statutes of “Eurofima” European Company for the financing of railway equipment. Transfer of the Eurofima shares held by Italian State Railways Limited to “Ferrovie dello Stato, S.P.A.”, adopted at Basil on 13 December 2001 (BOE 89, 13.04.01).

– Amendments of the Statutes of “Eurofima” European Company for the financing of railway equipment. Transfer of the EUROFIMA shares held by Slovak Republic Railways (ZSR) to “Societe Ferroviaire Limited” and amendment of Article 5 of the Statutes, adopted at Brussels on 21 March 2002 (BOE 137, 8.6.02).

– Amendments to the Regulation concerning the international carriage of dangerous goods by rail (RID) (Bern, 1 May 1985). Annex to the Convention concerning International Carriage by Rail (COTIF), signed at Bern on 9 May 1980, adopted on 2001.

*Entry into force:* 1 July 2001 (BOE 241, 8.10.02).

– Multilateral Agreement RID 1/2001, on conversion deadlines for the use of certain types of train cars and tankers, partially supplanting the Regulation concerning the international carriage of dangerous goods by rail, signed at Madrid on 7 September 2001 (BOE 298, 13.12.02).

### 12. *Sea Traffic and Transport*

– International Maritime Dangerous Goods Code (Code IMDG), according to Chapter VII of the International Convention for the Safety of Life at Sea, 1974. Amendment 30–00 effective 1 January 2001, adopted at London on 26 May 2000.

*Definitive entry into force:* 31 December 2001 (BOE 173, 20.7.01 and 135, 6.6.02).

– Amendments of 1999 to the International Convention for the Safety of Life at Sea, 1974. Resolution MSC.87 (71) and International Code for the Safe Carriage of Packaged Irradiated Nuclear Fuel, Plutonium and High-Level Radioactive Wastes on Board Ships (INF Code), Resolution MSC.88(71), adopted on 27 May 1999.

*Entry into force:* 1 January 2001 (*BOE* 221, 14.9.01 and 257, 26.10.01).

– International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (IBC Code), adopted by Resolution MEPC.20(22), at London on 5 December 1985 (*BOE* 309, 26.12.01).

– Amendments to the Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code), adopted by Resolution MEPC.70(38), on 10 July 1996.

*Entry into force:* 1 July 1998 (*BOE* 70, 22.3.02).

– Amendments to the 1988 Protocol concerning the International Convention for the Safety of Life at Sea, 1974, adopted by Resolution MSC.92(72), on 26 May 2000.

*Entry into force:* 1 January 2002 (*BOE*, 86, 10.4.02).

– Amendments to the International Convention for the Safety of Life at Sea, 1974, adopted by Resolution MSC.91(72), on 26 May 2000.

*Entry into force:* 1 January 2002 (*BOE*, 86, 10.4.02).

– Amendments to the Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code), adopted by Resolution MEPC.91(45), on 5 October 2000.

*Entry into force:* 1 July 2002 (*BOE*, 115, 14.5.02 and 140, 12.6.02).

– 1999 Amendments to the Convention on Facilitation of International Maritime Traffic, 9 April 1965, as amended, adopted by the Facilitation Committee in its 27th session by Resolution FAL.6(27), on 9 September 1999.

*Entry into force:* 1 January 2001 (*BOE*, 177, 25.7.02).

– Amendments to the Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code), adopted by Resolution MEPC.80(43), on 1 July 1999.

*Entry into force:* 1 July 2002 (*BOE*, 271, 12.11.02).

– Amendments to the Guidelines on the enhanced program of inspections during surveys of bulk carriers and oil tankers, Resolution A 744 (18), adopted on 5 December 2000 by Resolution MSC.105(73).

*Entry into force:* 1 July 2002 (*BOE*, 299, 14.12.02).

– International Code of Application of Fire Test Procedures (FTP Code), adopted on 5 December 2000 by Resolution MSC.98 (73).

*Entry into force:* 1 July 2002 (BOE, 299, 14.12.02).

– Amendments to the International Convention for the Safety of Life at Sea, 1974, adopted on 18 May 1998 by Resolution MSC. 69 (69).

*Entry into force:* 1 July 2002 (BOE, 299, 14.12.02).

– Amendments to the International Code for the safe Operation of Ships and for Pollution Prevention (ISM Code), adopted on 5 December 2000 by Resolution MSC.104(73).

*Entry into force:* 1 July 2002 (BOE, 300, 16.12.02).

– Amendments to the International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk (IGC Code), adopted on 5 December 2000 by Resolution MSC.103(73).

*Entry into force:* 1 July 2002 (BOE, 300, 16.12.02).

– Amendments to the Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code), adopted by Resolution MSC.102(73), on 5 December 2000.

*Entry into force:* 1 July 2002 (BOE, 300, 16.12.02).

– Amendments to the International Code of Application of Fire Test Procedures (FTP Code), adopted on 5 December 2000 by Resolution MSC.101(73).

*Entry into force:* 1 July 2002 (BOE, 300, 16.12.02).

– Amendments to the 1988 Protocol to the International Convention for the Safety of Life at Sea, 1974, adopted on 5 December 2000 by Resolution MSC.100(73).

*Entry into force:* 1 July 2002 (BOE 300, 16.12.02).

– Amendments to the International Convention for the Safety of Life at Sea, 1974, adopted on 5 December 2000 by Resolution MSC.99(73).

*Entry into force:* 1 July 2002 (BOE, 302, 18.12.02).

– International Code of Safety for High-Speed Craft (HSC 2000 Code) adopted on 5 December 2000 through Resolution MSC.97(73).

*Entry into force:* 1 July 2002 (BOE, 301, 17.12.02).

### 13. *Air Traffic and Transport*

– Agreement on Air Transport between the Kingdom of Spain and the Republic of Croatia, done at Madrid on 21 July 1997.

*Entry into force:* 21 March 2001 (BOE 119, 18.5.01).



– Protocol relating to an Amendment to the Convention on International Civil Aviation, done at Madrid on 30 September 1977.

*Entry into force:* 17 August 1999 (*BOE* 156, 30.6.01).

– Exchange of Notes 15 January 1998 and 14 December 2001 constituting an Agreement between Spain and Uruguay modifying the Agreement on commercial air transport between the Kingdom of Spain and the Oriental Republic of Uruguay, signed at Montevideo on 13 August 1979.

*Entry into force:* 14 December 2001 (*BOE* 16, 18.1.02).

– Agreement concerning the European Air Group between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the French Republic, done at London on 6 July 1998 and Amendment Protocol, done at London, on 16 June 1999.

*Instrument of accession:* 22 November 2001.

*Entry into force for Spain:* 3 January 2002 (*BOE* 25, 29.1.02).

– Exchange of Notes 20 May 1993 and 15 January 2002 constituting an Agreement between Spain and Uruguay modifying the Agreement on commercial air transport between the Kingdom of Spain and the Republic of Uruguay, signed at Montevideo on 13 August 1979.

*Entry into force:* 15 January 2002 (*BOE* 43, 19.2.02).

– Agreement on Air Transport between the Kingdom of Spain and the Republic of Panama, done at Panama, on 7 August 2001.

*Entry into force:* 10 May 2002 (*BOE* 139, 11.6.02).

#### 14. *Labour, Social Security and Immigration*

– Administrative Agreement for the implementation of the Convention on Social Security between the Kingdom of Spain and the Oriental Republic of Uruguay, done at Madrid on 24 July 2000.

*Entry into force:* 1 April 2000 (*BOE* 80, 3.4.01 and 146, 19.6.01).

– Administrative Agreement for the implementation of the Convention on Social Security between Spain and the Ukraine, done at Madrid on 17 January 2001.

*Entry into force:* 17 January 2001 (*BOE* 84, 7.4.01).

– Agreement between the Kingdom of Spain and the United Nations on arrangements for the Second World Assembly on Ageing, done at New York on 25 February 2002.

*Provisional application:* 25 February 2002 (*BOE* 85, 9.4.02).

– Agreement between the Competent Authorities of Spain and the Netherlands to facilitate the payment of reciprocal credits for sickness and maternity benefits according

to Regulations (EEC) 1408/71 and 574/72, done at Madrid and The Hague on 21 February 2002.

*Entry into force:* 21 February 2001 (*BOE* 93, 18.4.01).

– Agreement between the Competent Authorities of the United Kingdom of Great Britain and Northern Ireland and the Competent Authority of the Kingdom of Spain concerning the reimbursement of contributions for benefits in kind according to Regulations (EEC) 1408/71 and 574/72, done on 18 June 1999.

*Entry into force:* 19 June 1999 (*BOE* 93, 18.4.01).

– Agreement between the Competent Authorities of Spain and Belgium concerning the reimbursement of contributions for benefits in kind according to Regulations (EEC) 1408/71 and 574/72, done at Madrid and Brussels on 25 May 1999.

*Entry into force:* 25 May 1999 (*BOE* 93, 18.4.01).

– Agreement between the Competent Authorities of Spain and Italy concerning the definition of pre-existing reciprocal credits and the establishment of a new procedure for the simplification and acceleration of reimbursements for real expenditures and lump sums done at Madrid and Rome, 13 October and 21 November 1997.

*Entry into force:* 22 November 1997 (*BOE* 93, 18.4.01 and 138, 9.6.01).

– ILO Convention No. 182 concerning the prohibition and immediate action for the elimination of the worst forms of child labour, done at Geneva on 17 June 1999.

*Instrument of ratification:* 14 March 2001.

*Entry into force:* 2 April 2002 (*BOE* 118, 17.5.01).

– Agreement between Spain And Colombia on the regulation and planning of migratory labour flows done in Madrid on 21 May 2001.

*Provisional application:* 21 May 2001 (*BOE* 159, 4.7.01).

*Definitive entry into force:* 11 March 2002 (*BOE* 111, 9.5.02)

– Agreement between the Kingdom of Spain and the Republic of Ecuador on the regulation and planning of migratory flows done in Madrid on 29 May 2001.

*Provisional application:* 28 June 2001 (*BOE* 164, 10.7.01).

– Labour Agreement between the Kingdom of Spain and the Kingdom of Morocco done in Madrid on 25 July 2001.

*Provisional application:* 24 August 2001 (*BOE* 226, 20.9.01).

– Additional Protocol to the Convention between the Kingdom of Spain and the Kingdom of Morocco modifying the General Convention on Social Security between the Kingdom of Spain and the Kingdom of Morocco of 8 November 1979, done at Rabat on 27 January 1998.

*Entry into force:* 1 December 2001 (*BOE* 282, 24.11.01).

– Convention on Social Security between the Kingdom of Spain and the Tunisian Republic, done at Tunis on 26 February 2001.

*Entry into force:* 1 January 2002 (BOE 309, 26.12.01 and 32, 6.2.02).

– Agreement between the Kingdom of Spain and the Dominican Republic on the regulation and planning of migratory labour flows done at Madrid on 17 December 2001.

*Provisional application:* 16 January 2002 (BOE 31, 5.2.02 and 70, 22.3.02).

– Complementary Convention to the Convention on Social Security between the Kingdom of Spain and the Republic of Chile on 28 January 1997, done at Valencia on 14 May 2002.

*Provisional application:* 1 June 2002 (BOE 225, 19.9.02).

– Complementary Agreement to the Administrative Spanish-Peruvian Agreement on Social Security of 24 November 1978, done at Valencia on 14 May 2002.

*Provisional application:* 1 June 2002 (BOE 225, 19.9.02).

– Complementary Agreement to the Administrative Agreement for the Implementation of the Social Security Convention between the Kingdom of Spain and the Argentine Republic on 28 May 1966, done at Valencia on 14 May 2002.

*Provisional application:* 1 June 2002 (BOE 225, 19.9.02).

– Agreement between the Kingdom of Spain and the Republic of Poland on the Regulation and Planning of Migratory Flows between the two countries done in Warsaw on 21 May 2002.

*Provisional application:* 20 June 2002 (BOE 226, 20.9.02).

– Agreement between the Kingdom of Spain and Romania on the regulation and planning of migratory labour flows between the two countries done in Madrid on 23 January 2002.

*Entry into force:* 20 June 2002 (BOE 289, 3.12.02).

– Convention on Social Security between the Kingdom of Spain and the Principality of Andorra, done at Andorra on 9 November 2001.

*Entry into force:* 1 January 2003 (BOE 290, 4.12.02).

– Administrative Agreement for the Implementation of the Convention on Social Security between the Kingdom of Spain and the Principality of Andorra, done at Andorra on 9 November 2001.

*Entry into force:* 1 January 2003 (BOE 290, 4.12.02).

– Convention between Spain and Australia on Social Security, done at Madrid, 31 January 2002.

*Entry into force:* 1 January 2003 (BOE 303, 19.12.02).

### 15. *Health and Relief Cooperation*

– Agreement between the Government of the Kingdom of Spain and the Government of the Russian Federation on cooperation in the area of disaster prevention and mutual assistance in the mitigation of its consequences done *ad referendum* at Madrid on 14 June 2000.

*Entry into force:* 30 June 2001 (BOE 153, 27.6.01 and 183, 1.8.01).

### 16. *Recognition of Qualifications*

– Exchange of verbal notes between the Kingdom of Spain and the Italian Republic on the admission of Spanish students attending the Spanish high school “Cervantes” of Rome at Italian universities, done at Rome on 26 July 2000 and 23 May 2001.

*Entry into force:* 23 May 2001 (BOE 161, 6.7.01).

### 17. *Narcotics*

– Treaty between the Kingdom of Spain and the Portuguese Republic for the repression of the illegal trafficking of drugs at sea, done at Lisbon on 2 March 1998.

*Entry into force:* 21 January 2001 (BOE 18, 20.1.01).

*Note:* In accordance with Treaty Article 4, in the case of a well-founded suspicion of illicit drug trafficking at sea, each Party recognises the right of representation of the other that justifies the intervention of its warships, military aircraft or other ships or aircraft bearing easily visible and identifiable external markings that they are at the service of the State or are duly authorised for such purpose, over the ships of the other State found operating outside of its territorial waters. In the exercise of this right of representation, the official ships or aircraft may pursue, detain and board the ship, examine documents, interrogate individuals found on board and inspect the ship and, if suspicions are confirmed, proceed to seize the drugs, take those allegedly responsible into custody and direct the ship to the closest port or the one most convenient for its immobilisation in the case that it may have to be returned.

– Extension to the Isle of Man of the Agreement on the prevention and repression of the illicit trafficking and illegal use of drugs, via the 21 February 2001 verbal note between the Kingdom of Spain and the United Kingdom of Great Britain and Northern Ireland, done at Madrid on 26 June 1989.

*Entry into force:* 23 March 2001 (BOE 100, 26.4.01).

– Complementary Agreement between the Kingdom of Spain and the Republic of Costa Rica on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances, done *ad referendum* in San Jose de Costa Rica, 24 November 1999.

*Entry into force:* 31 August 2001 (BOE 178, 26.7.01).

– Agreement between the Kingdom of Spain and the Republic of Cuba on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances, done at Havana, 10 November 1998.

*Definitive entry into force:* 26 January 2001 (BOE 183, 1.8.01).

– Agreement between the Kingdom of Spain and the Dominican Republic on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances, done at Santo Domingo, 15 November 2000.

*Entry into force:* 1 January 2001 (BOE 309, 26.12.01).

– Agreement between the Kingdom of Spain and the Republic of Honduras on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances, done *ad referendum* at Tegucigalpa, 13 November 1999.

*Entry into force:* 25 January 2002 (BOE 27, 31.1.02).

– Agreement between the Kingdom of Spain and the Republic of Guatemala on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances, done *ad referendum* at Guatemala, 9 July 1999.

*Entry into force:* 7 November 2001 (BOE 43, 19.2.02 and 81, 4.4.02).

– Agreement between the Kingdom of Spain and the Republic of Uruguay on cooperation in the prevention of the consumption of, and trafficking in narcotic drugs and psychotropic substances done *ad referendum* at Montevideo, 18 March 1998.

*Entry into force:* 25 January 2002 (BOE 73, 26.3.02).

## 18. Civil and Criminal Cooperation

– Convention on the accession of the Kingdom of Spain and the Portuguese Republic to the Convention on jurisdiction and the enforcement of judgements in civil and commercial matters and to the Protocol on its interpretation by the Court of Justice with the adjustments made to them by the Convention on the accession of the Kingdom of Denmark, of Ireland and of the United Kingdom of Great Britain and Northern Ireland and the adjustments made to them by the Convention on the accession of the Hellenic Republic, done at Donostia (San Sebastian), on 26 May 1989 (BOE 58, 8.3.01).

*Note:* The United Kingdom, via a Letter addressed to the Secretary-General of the European Union Council dated 24 July 2000, communicated that when a decision taken by a Gibraltar Court must be enforced directly by a Court or other authority with the power to do so of another Member State in accordance with the Convention's applicable provisions, the documents comprising said decisions of the Gibraltar Court shall be legalised as being authentic by the United Kingdom Government/Gibraltar Liaison Unit for EU Affairs of the Foreign and Commonwealth Office ("The Unit") with headquarters in London. This certification will be done in the form of a note.

On 19 October 2000, Spain communicated that it was removing the reservation that it had tabled in August 1998 thus accepting the extension of the 1968 Brussels Convention to Gibraltar in the terms contained in the current agreed regime set out in the document of the above-mentioned Council.

– Second Protocol modifying the Treaty of extradition and judicial assistance in criminal matters between the Kingdom of Spain and the United States of Mexico, done *ad referendum* at Mexico City on 6 December 1999.

*Instrument of Ratification:* 16 February 2001.

*Entry into force:* 1 April 2001 (BOE 80, 3.4.01).

– Treaty of Extradition between the Kingdom of Spain and the Republic of Paraguay, done at Asuncion on 27 July 1998.

*Entry into force:* 23 February 2001 (BOE 89, 13.4.01 and 118, 18.5.01).

– Convention on judicial assistance in criminal matters between the Kingdom of Spain and the Republic of Paraguay, done *ad referendum*, at Asunción on 26 June 1999.

*Instrument of ratification:* 16 February 2001.

*Entry into force:* 1 May 2001 (BOE 99, 25.4.01).

– Treaty on the transfer of sentenced persons between the Kingdom of Spain and the Republic of Honduras, done at Tegucigalpa on 13 November 1999.

*Instrument of ratification:* 9 February 2001.

*Entry into force:* 30 April 2001 (BOE 112, 10.5.01).

– Convention between the Kingdom of Spain and the Russian Federation on the transfer of sentenced persons for the serving of prison sentences, done at Moscow on 16 January 1998.

*Instrument of ratification:* 11 May 2001.

*Entry into force:* 21 June 2001 (BOE 141, 13.6.01).

– Convention between the Government of the Kingdom of Spain and the Government of the Republic of Bulgaria for cooperation in the fight against delinquency done *ad referendum* at Sofia on 21 July 1998.

*Provisional application:* 5 February 1999 (BOE 65, 17.3.99).

*Definitive entry into force:* 9 August 1999 (BOE 153, 27.6.01).

– Exchange of Notes on 5 May 2000 and 5 February 2001, constituting an Agreement between the Kingdom of Spain and the United Kingdom of Great Britain and Northern Ireland, for the extension to the Isle of Man of the European Convention on Mutual Assistance in Criminal Matters of 20 April 1959.

*Entry into force:* February 2001 (BOE 196, 16.8.01).

- Treaty between the Kingdom of Spain and the Republic of El Salvador on judicial competency, recognition and enforcement of sentences in civil and commercial matters done at Madrid on 7 November 2000.

*Instrument of ratification:* 28 June 2001.

*Entry into force:* 1 September 2001 (BOE 256, 25.10.01).

- Bilateral agreement between the Kingdom of Spain and the Republic of Bolivia on adoption matters, done at Madrid on 29 October 2001.

*Provisional application:* 29 October 2001 (BOE 304, 20.12.01).

*Definitive entry into force:* 1 August 2002 (BOE 177, 25.7.02).

- Convention on the fight against the corruption of foreign public agents in international business transactions, done at Paris on 17 December 1997.

*Instrument of ratification:* 3 January 2000.

*Entry into force:* 4 March 2000 (BOE 46, 22.2.02).

- Treaty between the Kingdom of Spain and the Republic of Peru on judicial assistance in criminal matters, done *ad referendum* at Madrid, 8 November 2000.

*Entry into force:* 12 December 2001 (BOE 53, 2.3.02).

- Treaty on Extradition between the Kingdom of Spain and the Republic of Honduras, done *ad referendum* at Tegucigalpa, 13 November 1999.

*Entry into force:* 24 May 2002 (BOE 129, 30.5.02).

- Cooperation agreement for the fight against organised crime between the Government of the Kingdom of Spain and the Government of the People's Republic of China, done *ad referendum* at Peking on 25 June 2000.

*Entry into force:* 6 June 2002 (BOE 135, 6.6.02).

## XII. INTERNATIONAL ORGANIZATIONS

- Amendment to Article 6 (1) of the Organic Statute of the International Institute for the Unification of Private Law (UNIDROIT), Rome, 15 March 1940, adopted by the General Assembly of UNIDROIT at Rome on 12 December 1989, at its 42nd Session by Resolution 42 (3).

*Entry into force:* 26 March 1993 (BOE 2, 2.1.01).

- Amendments to the Constitutive Convention of the International Maritime Organization, adopted by Resolution A.735(I8), 4 November 1993.

*Instrument of acceptance:* 30 November 1994.

*Entry into force:* 7 November 2000 (BOE 35, 9.2.02).

– Convention on headquarters, privileges and immunities between Spain and the Ibero-American Youth Organisation concerning the legal status of the organisation in Spain, done at Madrid on 21 February 2002.

*Provisional application:* 21 February 2002 (BOE 100, 26.4.02).

– Framework cooperation agreement between the Kingdom of Spain and the World Health Organisation done at Madrid on 12 September 2001.

*Entry into force:* 24 June 2002 (BOE 181, 30.7.02).

– Agreement on immunities and prerogatives between the Andean Development Corporation and the Kingdom of Spain done at Madrid on 18 February 2002.

*Entry into force:* 3 October 2002 (BOE 262, 1.11.02).

– Convention on the underwriting of share issues of ordinary capital between the Andean Development Corporation and the Kingdom of Spain done at Madrid on 18 February 2002.

*Entry into force:* 3 October 2002 (BOE 262, 1.11.02).

### XIII. EUROPEAN UNION

– Framework Agreement on Trade and Cooperation between the European Communities and their Member States, on the one side, and the Republic of Korea on the other, done at Luxembourg on 28 October 1996.

*Entry into force:* 1 April 2001 (BOE 113, 11.5.01).

– 2000/597/EC, EURATOM: Council Decision of 29 September 2000, on the system of the European Communities own resources.

*Provisional application:* 1 January 2002 (BOE 312, 29.12.01).

– Decision of the Representatives of the Governments of the European Union Member States at a Council meeting on the privileges and immunities granted to the Institute for Security Studies and the European Union Satellite Centre as well as their bodies and personnel, done at Brussels on 15 October 2001.

*Provisional application:* 1 January 2002 (BOE 312, 29.12.01).

– Decision of the Representatives of the Governments of the European Union Member States at a Council meeting on the financial consequences of the expiry of the ECSC Treaty and on the Coal and Steel Research Fund done at Brussels on 27 February 2002.

*Provisional application:* 24 July 2002 (BOE 236, 2.10.02).



## XIV. INTERNATIONAL RESPONSIBILITY

### 1. *Responsibility of Individuals*

– Agreement between the Kingdom of Spain and the United Nations on the enforcement of sentences imposed by the International Criminal Tribunal for the Former Yugoslavia done at The Hague on 28 March 2000.

*Entry into force:* 16 January 2000 (BOE 54, 3.3.01).

*Note:* Spain's national competent authorities shall be bound for the duration of the sentence and may only examine the enforcement of a sentence imposed by the International Tribunal in cases in which the duration thereof does not exceed the highest maximum sentence foreseen for any crime in accordance with Spanish legislation.

When, pursuant to applicable Spanish national legislation, the sentenced person may benefit from early release from prison, Spain shall duly notify the Secretary. The President of the International Tribunal, subsequent to consultations with the Judges of the International Tribunal, shall determine whether early release from prison may be granted. If the President decides that early release from prison may not be granted, it will no longer be possible to carry out the sentence in Spain.

Confinement conditions shall be governed by Spanish legislation subject to the supervision of the International Tribunal. Those conditions shall be compatible with the minimum Regulations for the treatment of prisoners, the list of Principles for the protection of all persons subject to any form of confinement or prison and the basic principles for the treatment of prisoners and shall be under the supervision of a Peer Commission.

– Resolution 1329 (2000), of 30 November, adopted by the Security Council of the United Nations, amending the Statutes of the International Criminal Courts for the former Yugoslavia and Rwanda [Resolution 827 (1993), of 25 May and Resolution 955 (1994), of 8 November (BOE 64, 15.3.01 and 80, 3.4.01)].

– International Convention for the suppression of terrorist bombings, done at New York on 15 December 1997.

*Instrument of ratification:* 22 April 1999.

*Entry into force:* 23 May 2001 (BOE 140, 12.6.01).

– Act of Rectification of the Secretary-General of the United Nations of 3 May 2002 on the correction of the authentic text in Spanish of the International Convention for the Suppression of Terrorist Bombings, done at New York, 15 December 1997 (BOE 137, 8.6.02).

– Resolution 1373 (2001), of 28 September, on international cooperation to combat threats to international peace and security caused by terrorist acts, adopted by the Security Council of the United Nations at its 4385th Session (BOE 281, 23.11.01 and 8, 9.1.02).

– Call for the publication of the Council of Ministers Agreement of 30 November 2001 for the enforcement of Resolution number 1267 (1999) and concordant of the United Nations Security Council in compliance with the principles set out in Resolution 1373 (2001) as well as EC Council Regulation number 467/2001 of 6 March 2001.  
*Entry into force:* 3 October 2002 (BOE 19, 22.1.02).

*Note:* One: Prohibit movements of capital and their corresponding operations of encashment, payment or transfer when the issuer, beneficiary or addressee are any of the persons, entities or organisations listed in the annex to EC Regulation number 467/2001 of 6 March 2001 and any other dictates issued in its development in accordance with that contained therein.

Two: Prohibit movements of capital and their corresponding operations of encashment, payment or transfer when the issuer, beneficiary or addressee are any of the persons, entities or organisations listed in the annex to this Agreement that includes the latest consolidated list made public by the Sanctioning Committee created by virtue of Resolution 1267 (1999) of the United Nations Security Council of 26 November 2001 in the terms agreed to under that Resolution and successive ones adopted to the same end.

Three: Instruct the credit and insurance entities, investment service companies, collective investment institutions and their managing entities, pension fund managing entities, secondary market governing entities, foreign currency exchange establishments, electronic money emitting entities and any other persons, entities and institutions enumerated in Article 2 of Law 19/1993 of 19 December on the prevention of money laundering so that the necessary measures may be taken for compliance with this Agreement.

Four: The reference made to persons and entities in the annex shall be understood as also including any other persons, entities and organisations that act on behalf of the aforementioned as well as Spanish establishments and companies controlled by them. Moreover, all of those entities and organisations with respect to which, from the standpoint of the persons that govern or manage them or, due to other circumstances, may be presumed to be a continuation, transformation, merger or succession of any other entity or organisation included in said annex shall be understood as included as well.

– International Convention for the Suppression of the Financing of Terrorism, done at New York, 9 December 1999.

*Instrument of ratification:* 1 April 2002.

*Entry into force:* 10 April 2002 (BOE 123, 23.5.02 and 141, 13.6.02).

*Note:* Notification made under article 7 (3): “In accordance with the provisions of article 7, paragraph 3, the Kingdom of Spain gives notification that its courts have international jurisdiction over the offences referred to in paragraphs 1 and 2, pursuant to article 23 of the Organization of Justice Act No. 6/1985 of 1 July 1985”.

– Statute of the International Criminal Court, done at Rome on 17 July 1998.

*Instrument of ratification:* 19 October 2000.

*Entry into force:* 1 July 2002 (BOE 126, 27.5.02 and 180, 29.7.02).

*Note:* Spanish Declaration under article 103, paragraph 1(b): "Spain declares its willingness to accept at the appropriate time, persons sentenced by the International Criminal Court, provided that the duration of the sentence does not exceed the maximum stipulated for any crime under Spanish law".

## 2. *Responsibility of States*

– European Convention on the Compensation of Victims of Violent Crimes, done at Strasbourg on 24 November 1983.

*Instrument of ratification:* 20 October 2001.

*Entry into force:* 1 February 2002 (BOE 312, 29.12.01).

## XV. PEACEFUL SETTLEMENT OF DISPUTES

– Agreement on the Privileges and Immunities of the International Tribunal for the Law of the Sea, done at New York, 23 May 1997

*Instrument of accession:* 23 December 2000.

*Entry into force:* 1 February 2002.

*Entry into force:* 30 December 2001 (BOE 15, 17.1.02 and 29, 2.2.02).

## XVI. COERCION AND USE OF FORCE SHORT OF WAR

## XVII. WAR AND NEUTRALITY

– Convention for the reciprocal recognition of proof marks on small arms, done at Brussels on 1 July 1969. Decisions taken by the Permanent International Commission for the proof of small arms at its XXV Plenary Session in June 1998.

*Entry into force:* 15 November 1999 (BOE 190, 9.8.01).

– Convention for the reciprocal recognition of proof marks on small arms and Regulation with annexes I and II, done at Brussels on 1 July 1969. Decision adopted by the Permanent International Commission for the proof of small arms at the XXVI Session, on 1 June 2000.

*Entry into force:* 15 November 2001 (BOE 25, 29.1.02 and 45, 21.2.02).