

Treaties to which Spain is a Party Involving Questions of Public International Law, 1998

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This survey examines the treaties covered by article 2.1.a) of the Vienna Convention on the Law on 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, and termination and abrogation. In a few instances some relevant articles or references will be included in the form of 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

– Agreement between Spain and the United Nations Organization relative to the Economic Commission for Europe Eighth Conference on Urban and Regional Research (Madrid, 8–11 June 1998), done at Geneva on 25 May 1998 (*BOE* 155, 30.5.98).

V. THE INDIVIDUAL AND INTERNATIONAL LAW

1. European Citizenship

– Resolution issued on 26 May 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, whereby the decision of the Executive Committee is notified relative to the application in Italy of the Convention of 19 June 1990 for the implementation of the Schengen Agreement from 26 October 1997 (*BOE* 126, 27.5.98).

– Resolution issued on 16 June 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, notifying the application to Austria of the Convention of 19 June 1990 for the implementation of the Schengen Agreement (*BOE* 152, 26.6.98; corr. err. *BOE* 235, 1.10.98).

2. Nationality

– Additional Protocol between the Kingdom of Spain and the Republic of Costa Rica modifying the Convention on Dual Nationality, signed in Madrid, 23 October 1997 (*BOE* 271, 12.11.98).

Entry into force: 1 December 1998.

3. Human Rights

– Framework Convention for the Protection of National Minorities, done at Strasbourg, 1 February 1995 (*BOE* 20, 23.1.98, 37, 12.2.98 and 39, 14.2.98).

Instrument of ratification: 20 July 1995.

Entry into force: 1 February 1998.

– Instrument of 11 December 1997 approving the withdrawal of the reservation formulated by the Spanish State in respect of the Instrument of Ratification of the Second Optional Protocol to the International Covenant on Civil and Political Rights, aimed at the abolition of the death penalty (*BOE* 81, 4.4.98).

Note: The reservation reads as follows: “Pursuant to article 2, Spain reserves the right to apply the death penalty in the exceptional and extremely serious cases provided for in Fundamental Act n. 13/1985 of 9 December 1985 regulating the Military Criminal Code in wartime, as defined in article 25 of that Act”.

Entry into force: 13 January 1998.

– Protocol number 11 to the Convention for the Protection of Human Rights and Fundamental Freedoms, restructuring the machinery established thereby, done in Strasbourg, 11 May 1994 (*BOE* 152, 26.6.98 and 223, 17.9.98).

Entry into force: 1 November 1998.

VI. ORGANS OF THE STATE

1. Diplomatic Relations

- Exchange of Notes, dated 15 and 16 July 1997, constituting an Agreement on the Suppression of Visas for Diplomatic Passports between the Kingdom of Spain and the Kingdom of Morocco (*BOE* 231, 26.9.97)

Definitive entry into force: 11 March 1998.

VII. TERRITORY

1. Frontiers

- Convention between the Kingdom of Spain and the Portuguese Republic on the Construction of an International Bridge over the Tamaya River, between the Localities of Abaixo (Spain) and Vila Verde Da Raia (Portugal), done at Madrid, 24 June 1997 (*BOE* 71, 24.3.98).

Entry into force: 27 February 1998.

- Convention between the Kingdom of Spain and the Portuguese Republic on the Construction of an international bridge over the Manzanas River, between the localities of San Martín de Pedroso (Spain) y Quintanilha (Portugal), done at Madrid, 24 June 1997 (*BOE* 71, 24.3.98).

Entry into force: 27 February 1998.

- Agreement between the Kingdom of Spain and the Portuguese Republic, on the Establishment of Common Border-Control Offices, signed *ad referendum* at Madrid, 19 November 1997 (*BOE* 231, 26.9.98).

Entry into force: 13 August 1998.

- Convention between the Kingdom of Spain and the Portuguese Republic on the Construction of an international bridge over the Miño River, between the localities of Goian (Spain) and Vila Nova de Cerveira (Portugal), done at Madrid, 19 November 1997 (*BOE* 275, 17.11.98).

Entry into force: 8 October 1998.

VIII. SEAS, WATERWAYS, SHIPS

IX. INTERNATIONAL SPACES

1. Antarctic

– Protocol to the Antarctic Treaty on the Protection of the Environment and its Annexes, done at Madrid, 4 October 1991 (*BOE* 42, 18.2.98).

Instrument of ratification: 1 June 1992.

Entry into force: 14 January 1998.

2. Space

– Amendments to the Convention constituting the International Maritime Satellite Organisation (INMARSAT) and to the Operating Agreement of the International Maritime Satellite Organization, adopted by the Assembly of States Parties to INMARSAT on 19 January 1989 (London) (*BOE* 9, 10.1.98).

Instrument of acceptance: 18 December 1991.

Entry into force: 26 June 1997.

– Announcement made by the Technical General Secretariat of the Ministry of Foreign Affairs on the entry into force on 4 December 1997 of the Exchange of Notes of 17 and 24 January 1997 constituting an Agreement between Spain and the United States to extend the Agreement on Scientific and Technical Cooperation in Moon and Planetary Exploration and on Manned and Unmanned Spaceflights Programs, by the Establishment of a Monitoring and Data-Gathering Station in Spain, signed in Madrid, 29 January 1964 (*BOE* 25, 29.1998).

– Exchange of Notes dated 14 and 28 January 1998, constituting an Agreement between Spain and the United States to Extend the Agreement on Scientific and Technical Cooperation in Moon and Planetary Exploration Programs and on Manned and Unmanned Space Flights, by the Establishment of a Monitoring and Data-Gathering Station in Spain (*BOE* 175, 23.7.98).

Provisional application: 29 January 1998.

X. ENVIRONMENT

1. General

– Treaty on the Energy Charter and the Protocol to the Energy Charter on the Energy Effectiveness and Related Environmental Aspects, signed in Lisbon, 17 December 1994.

Instrument of ratification: 11 December 1997 (*BOE* 65, 17.3.98).

Entry into force: 16 April 1998.

2. Sea

– Amendments to the Annex of the Protocol of 2 November 1973, relating to Intervention on the High Seas in Cases of Pollution by Substances other than Oil, adopted by Resolution MEPC. 72(38) on 10 July 1996 (*BOE* 129, 30.5.98).
Entry into force: 19 December 1997.

– Convention for the Protection of the Marine Environment of the North-East Atlantic, done in Paris on 22 September 1992 (*BOE* 150, 24.6.98).

Instrument of ratification: 25 January 1994.

Entry into force: 25 March 1998.

3. Air

– Protocol to the 1979 Convention on Long-Range Trans-boundary Air Pollution and Further Reduction of Sulphur Emissions, concluded in Oslo on 14 June 1994 (*BOE* 150, 24.6.98).

Instrument of Ratification: 23 July 1994.

Entry into force: 5 August 1998.

– Adjustments to articles 5 and 2H and Annex to the Montreal Protocol of 16 September 1987, on Substances that Deplete the Ozone Layer, adopted at the ninth Meeting of the Parties (Montreal) (*BOE* 276, 18.11.98).

Entry into force: 5 June 1998.

4. Fauna and Flora

– Announcement made on 27 March 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, concerning the modifications to Appendices I, II and III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora, done at Washington 3 March 1973 and adopted at the Tenth Session of the Conference of States Parties at Harare (Zimbabwe), from 9 to 20 June 1997 (*BOE* 88, 13.4.98).

XI. LEGAL ASPECTS OF INTERNATIONAL COOPERATION

1. Military and Defence Cooperation

– Agreement between the Government of the Kingdom of Spain and the Government of the Federal Republic of Germany on the Terms and Rules for Regulating the Stay of Members of the Spanish Armed Forces in the Federal

Republic of Germany with a view to their participation in the “Pegasus 98” Exercises, done at Bonn on 26 May 1997 (*BOE* 133, 4.6.98).

2. Scientific and Technical Cooperation

– General Basic Convention on Scientific and Technical Cooperation between the Kingdom of Spain and the Republic of Costa Rica, done in Madrid, 25 October 1995 (*BOE* 266, 6.11.98).

Entry into force: 30 September 1998.

– Announcement made on 23 November 1998, by the Technical General Secretariat of the Ministry of Foreign Affairs, on the entry into force on 14 July 1998 of the Complementary Agreement to the Basic Convention on Scientific and Technical Cooperation, between the Kingdom of Spain and the Republic of Mexico, for the Financing of Cooperation Programmes and Projects, done in Madrid on 25 January 1996 (*BOE* 290, 4.12.98).

3. Cultural Cooperation

– Agreement on Cooperation in the area of Tourism between the Kingdom of Spain and the Republic of Colombia, signed in Bogota, 9 June 1995 (*BOE* 57, 7.3.98).

Entry into force: 14 January 1998.

– European Convention on Cross-Border Television, done at Strasbourg, 5 May 1989 (*BOE* 96, 22.4.98).

Instrument of ratification: 19 January 1998.

Entry into force: 1 June 1998.

Note: Declaration contained in a letter from the Permanent Representative of Spain, dated 18 February 1998, delivered to the Secretary General at the time of the deposit of the Instrument of Ratification, 19 February 1998: Authority (article 19): Secretary General for Communications, Ministry of Promotion.

– Agreement on Cultural, Educational and Scientific Cooperation between the Kingdom of Spain and the Republic of Croatia, done at Madrid, 21 July 1997 (*BOE* 103, 30.4.98).

Entry into force: 11 March 1998.

– Exchange of Letters on 28 November 1996 and 21 January 1997 constituting an Agreement between the French Republic and the Kingdom of Spain, modifying the Agreement on Cinematographic Relations and Annex thereto (*BOE* 163, 9.7.98).

Entry into force: 21 January 1997.

- Agreement on Cooperation in the Area of Tourism between the Kingdom of Spain and the Republic of Brazil, done at Brasilia on 18 April 1997 (*BOE* 195, 15.8.98).

Entry into force: 20 May 1998.

- Convention on Cultural, Educational and Scientific Cooperation between the Kingdom of Spain and the Republic of Lithuania, done at Vilna, 22 November 1995 (*BOE* 231, 26.9.98).

Entry into force: 17 December 1997.

- Convention on Cultural, Educational and Scientific Cooperation between the Kingdom of Spain and the Republic of Honduras, signed in Tegucigalpa, 19 July 1994 (*BOE* 249, 17.10.98).

Entry into force: 31 July 1998.

Note: Replaces the Convention dated 12 June 1957.

- Agreement on Coproduction and Cinematographic Relations between the Kingdom of Spain and the Republic of Italy, and Annex, signed *ad referendum* in Bologna, 10 September 1997 (*BOE* 254, 23.10.98).

Entry into force: 3 June 1998.

- Convention on Cultural, Educational and Scientific Cooperation between the Kingdom of Spain and the Republic of Kazakhstan, signed *ad referendum* in Alma-Ata, 27 October 1997 (*BOE* 258, 28.10.98).

Entry into force: 21 September 1998.

4. Economic Cooperation

- Convention for the Establishment and Operation of a Food-Aid Exchange-Value Fund between Spain and Haiti, signed at Port-au-Prince on 10 December 1997 (*BOE* 93, 18.4.98).

Entry into force: 10 December 1997.

5. Financial and Tax Cooperation

- Agreement between the Kingdom of Spain and the Republic of Turkey for the Protection and Promotion of Investments, done at Ankara, 15 February 1995 (*BOE* 71, 24.3.98).

Instrument of Ratification: 28 January 1998.

Entry into force: 3 March 1998.

- Agreement for the Protection and Promotion of Investments between the Kingdom of Spain and the Republic of Ecuador, done at Quito, 26 June 1996 (*BOE* 86, 10.4.98).

Entry into force: 18 June 1997.

– Agreement between the Kingdom of Spain and the Republic of Bulgaria for the Reciprocal Promotion and Protection of Investments, done at Sofia on 5 September 1995 (*BOE* 143, 16.6.98; corr. err. *BOE* 161, 7.7.98).

Entry into force: 22 April 1998.

– Agreement between the Kingdom of Spain and the Republic of Estonia for the Reciprocal Promotion and Protection of Investments, done at Tallin, 11 November 1997 (*BOE* 168, 15.7.98).

Entry into force: 1 July 1998

– Convention and Protocol between the Kingdom of Spain and the Government of the Kingdom of Thailand for the Avoidance of Double Taxation and the Prevention of Tax Evasion and Fraud in Relation to Taxes on Income and Property, done in Madrid, 14 October 1997 (*BOE* 242, 9.10.98).

Instrument of ratification: 17 July 1998.

Entry into force: 16 September 1998.

– Agreement for the Promotion and Reciprocal Protection of Investments between the Kingdom of Spain and the Republic of Panama, done in Panama, 10 November 1997 (*BOE* 254, 23.10.98 and 277, 19.11.98).

Entry into force: 31 July 1998.

– Agreement between the Kingdom of Spain and the Republic of Croatia for the Promotion and Reciprocal Protection of Investments, done in Madrid, 21 July 1997 (*BOE* 259, 29.10.98).

Entry into force: 17 September 1998.

– Agreement and Protocol between the Kingdom of Spain and the Republic of Bolivia for the Avoidance of Double taxation and the Prevention of Tax Evasion in Relation to Taxes on Income and Property, done at La Paz, 30 June 1997 (*BOE* 295, 10.12.98).

Instrument of ratification: 18 September 1998.

Entry into force: 23 November 1998

6. Road Traffic and Transport

– Announcement made on 23 December 1997 by the Technical General Secretariat of the Ministry of Foreign Affairs on the entry into force on 24 November 1997 of the Agreement on International Road Transport between the Kingdom of Spain and the Republic of Estonia, done in Tallinn, 28 February 1997 (*BOE* 8, 9.1.98).

– Resolution n. 49 adopted on 3 March 1995 by the EEC/UNO Working Group on Customs Questions affecting Transport, according to the Customs Conven-

tion on the International Transport of Goods under Cover of TIR Carnets, done at Geneva on 14 November (BOE 26, 30.1.98).

– Announcement made on 13 February 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs on proposed amendments to Annexes A and B of the European Agreement concerning the International Carriage of Dangerous Goods (ADR), 1997 version (BOE 49, 26.2.98).
Entry into force: 15 November 1997.

– Announcement made on 7 July 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, publishing the Technical Annexes of the Agreement on the International Transport of Perishable Foodstuffs and on the Special Equipment Used for such Transport (ATP), updated 1 January 1998 (BOE 171, 18.7.98).

– Exchange of Notes on 29 June and 2 July 1998 between the Embassy of Spain in Berne and the Federal Department of Foreign Affairs of Switzerland, constituting an Agreement on the Reciprocal Recognition and Exchange of National Driving Licences (BOE 222, 16.9.98).
Entry into force: 2 July 1998.

– Amendments to Annexes A and B of the European Agreement on International Transport of Dangerous Goods (BOE 300, 16.12.98).
Entry into force: 1 January 1989.

7. Rail Traffic and Transport

– Amendments to the Regulation Regarding the International Transport by Rail of Hazardous Goods, Annex to the Convention concerning International Carriage by Rail (BOE 23, 27.1.98).
Entry into force: 1 January 1998.

– Agreement between the Government of the Kingdom of Spain and the Government of the Republic of France for the Building and Operation of the International Section of a High-Speed Railway Line between Spain and France (Mediterranean section), done at Madrid, 10 October 1995 (BOE 25, 29.19.98 and 122, 22.5.1998).
Entry into force: 11 December 1997.

– Amendments to the Regulation Regarding the International Transport by Rail of Hazardous Materials (RID) 1995, Annex to the Convention concerning International Carriage by Rail (COTIF) (BOE 273, 14.11.98).
Note: Supersedes the Regulation modified 8 August 1986.

– Amendments 1997, to the Regulation Regarding the International Transport by Rail of Hazardous Materials (RID) 1995, Annex to the Convention concerning the International Carriage by Rail (COTIF), adopted by the Commission of Experts meeting in Berne from 24 to 28 November 1997 (*BOE* 298, 14.12.98).

8. Sea Traffic and Transport

– Amendments to Annex 2 (new Chapter IX) of the International Convention for the Safety of Life at Sea 1974 (*BOE* 114, 13.5.98).

Entry into force: 1 July 1998.

– Amendments to the International Code for the Construction and Equipment of Ships carrying Liquefied Gases in Bulk, pursuant to article VIII.b) of the International Convention for the Safety of Life at Sea, 1974 (*BOE* 114, 13.5.98).

Entry into force: 1 July 1998.

– Announcement made on May 1998 by the Ministry of Foreign Affairs of Resolution A.600 (15), adopted on 19 November 1987 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea, 1974, whereby a system was established for the assignment of an International Maritime Organization number to vessels for their identification (*BOE* 122, 22.5.98).

Entry into force: not stated.

– Announcement made on 8 May 1998 by the Ministry of Foreign Affairs of Resolution A.739 (18), adopted on 4 November 1993 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea 1974, whereby the Directives were adopted relative to the authorization of the organizations that act on behalf of the Administration (*BOE* 122, 22.5.98).

– Announcement made on 8 May 1998 by the Ministry of Foreign Affairs of Resolution A.741 (18) adopted on 4 November 1993 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea, 1974, whereby the International Code was adopted for the management of operational safety of vessels and the prevention of pollution. (International Code of Safety Management – CSM) (*BOE* 122, 22.5.98).

– Announcement made on 8 May 1998 by the Ministry of Foreign Affairs of Resolution A.744 (18), adopted on 4 November 1993 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea 1974, establishing the Directives on the programme of inspections during the reconnaissance of cargo ships and oil tankers (*BOE* 122, 22.5.98).

- Announcement made on 8 May 1998 by the Ministry of Foreign Affairs of Resolution MSC.36(3), adopted on 20 May 1994 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea, 1974, adopting the International Safety Code for high-speed vessels (*BOE* 122, 22.5.98).
- Announcement made on 8 May 1998 by the Ministry of Foreign Affairs of Resolution A.787 (19), adopted on 23 November 1995 by the Conference of Contracting Parties to the International Convention for the Safety of Life at Sea, 1974, relative to the proceedings for supervision by the port authority state (*BOE* 122, 22.5.98).
- Announcement made on 17 June 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs publishing Resolution 2 concerning the implementation of Chapter IX of the SOLAS Convention on the Management of Operational Safety of Vessels; Resolution 3 on the Establishment of the International Code of Safety Management (ICSM) for vessels of 500 gross internal tonnage; Resolution 4 relative to the Accelerated Procedure of Tacit Acceptance by virtue of the 1974 SOLAS Convention in exceptional circumstances and Resolution 5 on future amendments to Chapter XI of the 1974 SOLAS Convention and the Special Measures to Increase Maritime Safety, adopted in London 24 May 1994 by the 1974 Conference of the Contracting Parties to the International Convention for the Safety of Life at Sea (*BOE* 152, 26.6.98).
- Resolution MSC 50(66), adopted on 4 June 1996, whereby 1996 amendments to the International Code were passed regarding the building and equipment of vessels that transport bulk hazardous chemical products (CIQ Code), in conformity with article VIII of the International Convention for the Safety of Life at Sea, 1 November 1974 (*BOE* 259, 29.10.98).
Entry into force: 1 July 1998.
- Resolution MSC.47(66), adopted 14 June 1996, approving amendments to the International Convention for the Safety of Life at Sea, 1974 (*BOE* 274, 16.11.98).
Entry into force: 1 July 1998.
- Resolution MSC.48(66), adopted 4 June 1996, approving the International Code on Rescue Mechanisms (ICRM) (*BOE* 275, 17.11.98).
Entry into force: 1 July 1998.
- Resolution MSC.57(67), adopted 5 December 1996, approving amendments to the International Convention for the Safety of Life at Sea, 1974 (*BOE* 281, 24.11.98 and 306, 23.12.98).
Entry into force: 1 July 1998.

9. Air Traffic and Transport

– Announcement made on 2 February 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, on the entry into force of the Agreement between the Kingdom of Spain and the Republic of Nicaragua on Air Transport, done at Madrid, 24 July 1992 (*BOE* 37, 12.2.98).

Entry into force: 11 November 1997.

– Agreement between the Government of Spain and the Government of Ukraine on Air Transport, done at Madrid, 7 October 1996 (*BOE* 43, 19.2.98).

Entry into force: 22 April 1997.

– Exchange of Notes 22 and 27 January 1998 between Spain and Romania, constituting an agreement on the amendment of the Convention on Air Transport and Annex of 10 January 1989 (*BOE* 43, 19.2.98).

Entry into force: 27 January 1998.

– Announcement made on 24 February 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, on the entry into force of the Agreement between the Kingdom of Spain and the Republic of El Salvador on Air Transport, done at Madrid, 10 March 1997 (*BOE* 62, 13.3.98).

Entry into force: 23 January 1998.

10. Labour, Social Security and Emigration

Note: See also XXI. Labour Law and Social Security in the Section on Private International Law.

– Convention between the Kingdom of Spain and the Republic of Chile on Social Security and Administrative Agreement for its Implementation, done at Madrid, 28 January 1997 (*BOE* 72, 25.3.98).

Entry into force: 13 March 1998.

Note: Supersedes the Convention of 9 May 1977, and the Administrative Agreement of 25 May 1982.

– Convention between the Kingdom of Spain and Ukraine on Social Security, done at Madrid, 7 October 1996 (*BOE* 81, 4.4.98).

Instrument of ratification: 7 February 1998.

Entry into force: 27 March 1998.

11. Narcotic Drugs

– Agreement between the Kingdom of Spain and the Republic of Venezuela on Cooperation in the Fight against the Undue Use of and Illicit Traffic in Narcotic

Drugs and Psychotropic Substances, signed *ad referendum* in Madrid, 24 September 1996 (BOE 74, 27.3.98).

Entry into force: 5 March 1998.

– Agreement between the Kingdom of Spain and the Republic of Bolivia on Cooperation in the Fight against the Undue Use of and Illicit Traffic in Narcotic Drugs and Psychotropic Substances, done at La Paz, 10 November 1997 (BOE 80, 3.4.98).

Provisional application: 10 November 1997.

– Agreement between the Kingdom of Spain and the Republic of Chile on Cooperation in the Fight against the Undue Use of and Illicit Traffic in Narcotic Drugs and Psychotropic Substances, done at Santiago, 12 November 1996 (BOE 121, 21.5.98).

Entry into force: 4 May 1998.

– Agreement between the Kingdom of Spain and the United States of Mexico on Cooperation in the Fight against the Undue Use of and Fight against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, done at Mexico, City, 6 November 1997 (BOE 152, 26.6.98).

Entry into force: 8 August 1998.

– Agreement between the Kingdom of Spain and the Republic of Malta on Cooperation in the Fight against the Undue Use of and Illicit Traffic in Narcotic Drugs and Psychotropic Substances, done at La Valetta, 28 May 1998 (BOE 181, 30.7.98).

Provisional application: 28 May 1998.

Definitive entry into force: 27 November 1998 (BOE 246, 4.11.98).

– Announcement on 21 October 1998, by the Technical General Secretariat of the Ministry of Foreign Affairs notifying the entry into force on 27 November 1998 of the Agreement between the Kingdom of Spain and the Republic of Malta, on Cooperation in the Prevention of Undue Use of and Fight against Illicit Traffic in Narcotics Drugs and Psychotropic Substances, done at La Valetta, 28 May 1998 (BOE 264, 4.11.98).

– Announcement on 11 November 1998, by the Technical General Secretariat of the Ministry of Foreign Affairs, notifying the entry into force of the Agreement between the Kingdom of Spain and the Republic of Bolivia, on Cooperation in the Prevention of the Undue Use of and Illicit Traffic in Narcotics Drugs and Psychotropic Substances, done at La Paz, 10 November 1998 (BOE 281, 24.11.98).

– Agreement between the Kingdom of Spain and the Republic of Cuba, on

Cooperation in the Prevention of Undue Use of and the Fight against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, done at Havana, 10 November 1998 (*BOE* 312, 30.12.98).

Provisional application: 10 November 1998.

12. Industrial and Intellectual Property

Note: See XIV. Property, in the Section on Private International Law.

– Announcement on 28 January 1998, by the Technical General Secretariat of the Ministry of Foreign Affairs, on the withdrawal of the reservation formulated by the Government of Spain in the Instrument of Accession to the Treaty on Cooperation in respect of Patents (*BOE* 36, 11.2.98).

Entry into force: 6 September 1997.

Note: “Availing itself of the reservation provided on article 64.1.a) and b), Spain does not consider itself obliged by the provisions of chapter II of the Treaty nor by the corresponding provisions of the Regulations”.

13. Civil and Criminal Cooperation

Note: See II. International Jurisdiction; III. Procedure and Judicial Assistance; IV. Recognition and Enforcement of Foreign Judgments and Decisions; and XXII. Criminal Law in Section on Private International Law.

– Treaty on Extradition between the Kingdom of Spain and the Republic of El Salvador, signed in Madrid, 10 March 1997 (*BOE* 38, 13.2.98).

Entry into force: 4 February 1998.

– Declaration 11 February 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs on the acceptance by Spain of Iceland’s accession to the Convention on the Civil Aspects of International Child Abduction, done at The Hague, 25 October 1980 (*BOE* 44, 20.2.98).

Entry into force: 1 April 1998.

– Convention between the Kingdom of Spain and the Russian Federation, relative to the Transfer of Convicted Persons Sentenced to Terms in Custody, done at Moscow, 16 January 1998 (*BOE* 45, 21.2.98 and 63, 14.3.98).

Provisional application: 16 January 1998.

– Convention concluded on the basis of Article K.3 of the Treaty on European Union, relative to Extradition between Member States of the European Union, 27 September 1996 (*BOE* 47, 24.2.98).

Provisional application: between Spain and Denmark, 9 March 1998, according to article 18.4 of the Convention.

Note: Spanish Declarations:

Addendum to article 7: "In accordance with the provisions of article 18, in relation to article 7.2, Spain declares that it will grant extradition of its nationals as long as the act also constitutes an offence in Spain and that the requesting state provides guarantees that, in the event of conviction, the convicted person will be transferred without delay to Spain in order to serve the sentence."

Addendum to article 13: "In accordance with the provisions of article 18, in relation to article 13.2, Spain hereby appoints the Technical General Secretariat of the Ministry of Justice as the Central Authority."

Addendum to article 14: "In accordance with the provisions of article 18, relative to article 14, Spain declares that in its relations with the States which have made the same declaration, requests for supplementary information may be sent directly to the judicial body which requested the extradition."

Addendum to article 18: "In accordance with the provisions of paragraph 4, section 4, of article 18, Spain declares that this Convention will be applicable, in so far as it is concerned, in its relations with Member States which have formulated the same declaration as of ninety days following the deposit of said declaration, after the notification referred to in section 2, of this same article has been made".

– Treaty on the Transfer of Convicted Persons between the Kingdom of Spain and the Federative Republic of Brazil, done at Brasilia, 7 November 1997 (*BOE* 84, 8.4.98).

Instrument of ratification: 24 March 1998.

Entry into force: 22 April 1998.

– Convention on Judicial Assistance between the Kingdom of Spain and the Eastern Republic of Uruguay, done at Montevideo, 4 November 1987 (*BOE* 103, 30.4.98).

Instrument of ratification: 16 October 1987.

Entry into force: 30 April 1998.

– Treaty between the Kingdom of Spain and the Republic of Colombia on the Transfer of Convicted Persons, signed in Madrid 28 April 1993 (*BOE* 109, 7.5.98)

Entry into force: 10 April 1998.

Note: In an Exchange of Notes, both Parties have agreed not to use the powers provided under art. 3.3, following the declaration by the Colombian Constitutional Court in its Ruling 655, of 28 November, 1996 that this was not feasible. In this section it was provided that both Parties – both the transferring State and the receiving State, with the consent of the transferring State – could grant a pardon, a reprieve, the commutation of a sentence or a security measure, or take any decision that would entail a reduction or total cancellation of the sentence.

– Treaty establishing the Conference of Ministers of Justice of the Ibero-American Countries, done at Madrid, 7 October 1992 (*BOE* 170, 17.7.98).

Entry into force: 1 September 1998.

– Treaty on Extradition between the Kingdom of Spain and the Republic of Costa Rica, signed in Madrid on 23 October 1997 (*BOE* 175, 23.7.98 and 229, 24.9.98).

Entry into force: 30 July 1998.

Note: Pursuant to art. 21.4 of this Treaty, the former Treaty on Extradition is hereby repealed.

– Convention on Judicial Cooperation in Criminal Matters between the Kingdom of Spain and the Republic of El Salvador, concluded in Madrid on 10 March 1997 (*BOE* 182, 31.7.98).

Instrument of ratification: 3 March 1998.

Entry into force: 1 September 1998.

– Treaty on Extradition between the Kingdom of Spain and the Republic of Panama, signed in Panama, 10 November 1997 (*BOE* 213, 5.9.98 and 231, 26.9.98).

Entry into force: 6 September 1998.

– Convention on the Laundering, Search, Seizure and Confiscation of the Proceeds from Crime, done in Strasbourg, 8 November 1990 (*BOE* 252, 21.10.98).

Instrument of ratification: 22 July 1998.

Entry into force: 1 December 1998.

Note: Reservations:

“In accordance with Article 25, paragraph 3, Spain reserves the right to require that requests made to it and documents supporting such requests be accompanied by a translation into one of the official languages of the Council of Europe.”

“In accordance with Article 32, paragraph 2, Spain declares that, without its prior consent, information or evidence provided by it under this chapter may not be used or transmitted by the authorities of the requesting Party in investigations or proceedings other than those specified in the request.”

Declaration:

“In accordance with Article 23, Spain designates as central authority responsible for sending and answering requests made under this Convention, and the transmission of them to the authorities competent for their execution, the Technical General Secretariat of the Ministry of Justice”.

– Convention between the Kingdom of Spain and the Republic of Cuba on the Enforcement of Criminal Judgments, done in Madrid, 23 July 1998 (*BOE* 267, 7.11.98 and 288, 2.12.98).

Provisional application: 26 September 1998.

XII. INTERNATIONAL ORGANIZATIONS

– Fourth Protocol, 15 April 1997, annexed to the General Agreement on Trade in Services, annexed to the General Agreement of 15 April 1994 whereby the World Trade Organization is established (*BOE* 48, 25.2.98).

Entry into force: 5 February 1998.

– Agreement between the States Parties to the North Atlantic Treaty and the other States Participating in the Partnership for Peace Regarding the Status of their Forces, and Additional Protocol, done at Brussels 19 June 1995 (*BOE* 128, 29.5.98).

Instrument of ratification: 19 January 1998.

Entry into force for Spain: 6 March 1998.

Note: At the time of ratification, the Government formulated the following reservation:

“Spain shall be bound by the Convention between the States Parties to the North Atlantic Treaty and the other States Participating in the Partnership for Peace Relative to the Status of their Forces only in respect of those States Participating in the Partnership for Peace which ratify the Convention and the Additional Protocol thereto”.

XIII. EUROPEAN UNION

– Protocol and Exchange of Notes attached to the Agreement on Collaboration and Cooperation whereby Collaboration is Established between the European Communities and their Member States, on the one hand, and the Russian Federation, on the other, done at Brussels, 21 May 1997; and Exchange of Notes 21 May 1997 (*BOE* 26, 30.1.98).

Provisional application: 1 December 1997.

– Agreement on Collaboration and Cooperation between the European Communities and their Member States and the Russian Federation, done at Corfu on 24 June 1994 (*BOE* 26, 30.1.98)

Entry into force: 1 December 1997.

– European Agreement setting up an Association between the European Communities and their Member States, on the one hand, and the Republic of Latvia on the other, done at Luxembourg, 12 June 1995 (*BOE* 56, 6.3.98).

Entry into force: 1 February 1998.

– European Agreement setting up an Association between the European Communities and their Member States, on the one hand, and the Republic of Estonia on the other, done at Luxembourg, 12 June 1995 (*BOE* 56, 6.3.98).

Entry into force: 1 February 1998.

– European Agreement setting up an Association between the European Communities and their Member States, on the one hand, and the Republic of Lithuania on the other, done at Luxembourg, 12 June 1995 (*BOE* 60, 11.3.98).
Entry into force: 1 February 1998.

– Euro-Mediterranean Agreement setting up an Association between the European Communities and their Member States, on the one hand, and the Republic of Tunisia on the other, done at Luxembourg, 17 July 1995 (*BOE* 73, 26.3.98).

Entry into force: 1 March 1998.

– Agreement on Collaboration and Cooperation between the European Communities and their Member States, on the one hand, and Ukraine on the other, signed in Luxembourg on 14 June 1994 (*BOE* 110, 8.5.98)

Entry into force: 1 March 1998.

– Protocol to the Agreement on Collaboration and Cooperation between the European Communities and their Member States, on the one hand, and Ukraine on the other, signed in Luxemburg on 14 June 1994 (*BOE* 110, 8.5.98).

Provisional application: 1 March 1998.

– Agreement on Collaboration and Cooperation between the European Communities and their Member States, on the one hand, and the Republic of Moldova on the other, signed on 26 July 1994 (*BOE* 152, 26.6.98).

Entry into force: 1 July 1998.

– Protocol to the Agreement on Collaboration and Cooperation establishing collaboration between the European Communities and their Member States, on the one hand, and the Republic of Moldova on the other, and Exchange of Notes on provisional application, done at Brussels, 15 May 1997 (*BOE* 156, 1.7.98).

Provisional application: 1 July 1998.

– Internal Agreement between the representatives of the Governments of the Member States, meeting in the Council, relative to the financing and management of the Community aids within the framework of the Second Financial Protocol to the Fourth ACP-EC Convention, done at Brussels, 20 December 1995 (*BOE* 204, 26.8.98)

Entry into force: 1 June 1998.

– Convention based on Article K.3 of the Treaty on European Union, whereby a European Police Office is set up (Europol Convention), done at Brussels, 26 July 1998 (*BOE* 232, 28.9.98).

Entry into force: 1 October 1998.

XIV. RESPONSIBILITY

XV. PACIFIC SETTLEMENT OF DISPUTES

XVI. COERCION AND USE OF FORCE SHORT OF WAR

– Announcement made on 26 June 1998 by the Technical General Secretariat of the Ministry of Foreign Affairs, on the definitive entry into force, on 14 January 1998, of the Agreement between Albania and the Governments of the Nations Contributing to the Multinational Protection Force, relative to the status of that Force (*BOE* 163, 9.7.98).

XVII. WAR AND NEUTRALITY

– Additional Protocol IV to the 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 Vienna, 13 October 1995 (*BOE* 114, 13.5.98).

Entry into force: 30 July 1998

– Agreement on Module D of the OPCW Training Course for Candidates to Posts as Inspectors and Inspection assistants between the Organisation for the Prohibition of Chemical Weapons (OPCW) and the National Authority of Spain for the Prohibition of Chemical Weapons (NAPCW), signed in Madrid on 12 May 1998 (*BOE* 192, 12.8.98).

Entry into force: 12 May 1998.

– Protocol II on prohibitions or restrictions on the use of mines, booby traps and other devices, such as amended on 3 May 1996, Annex to the Convention of 10 October 1990 on Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may be Deemed to be Excessively Injurious or to have Indiscriminate Effects (*BOE* 269, 10.11.98).

Instrument of accession: 19 January 1998.

Entry into force: 3 December 1998.

– Convention on the marking of plastic explosive for purposes of detection, done in Montreal, 1 March 1991 (*BOE* 288, 2.12.98).

Instrument of ratification: 23 February 1994.

Entry into force: 21 June 1998.