

## United Kingdom Treaty Action Bulletin for October 2013

### TREATIES FOR WHICH UNITED KINGDOM IS DEPOSITARY

(No depositary activities to report in October 2013)

#### BILATERAL TREATIES

**Exchange of Letters between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Belgium amending the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Belgium relating to the Delimitation of the Continental Shelf under the North Sea between the two Countries, done at Brussels on 29 May 1991, as amended by the Exchange of Letters of 21 March and 7 June 2005** (signed in Brussels on 25 June and 12 August 2013) has been published as Country Series: Belgium No.1(2013), Cm 8723. The Exchange of Letters is not in force.

**Exchange of Notes between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of the Netherlands amending the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of the Netherlands relating to the Delimitation of the Continental Shelf under the North Sea between the two countries, done at London on 6 October 1965, as amended by the Protocol of 25 November 1971 and the Exchange of Notes of January and June 2004** (signed in The Hague on 19 April 2013 and 3 July 2013) has been published as Country Series: Netherlands No.1(2013), Cm 8724. The Exchange of Notes is not in force.

#### MULTILATERAL TREATIES

**Agreement on the Establishment of the Global Green Growth Institute** (signed in Rio de Janeiro on 20 June 2013) has been published as Treaty Series No.28 (2013), Cm 8722. The Agreement entered into force for the United Kingdom on 27 June 2012.

**MULTILATERAL TREATIES** (continued)

**Fifth Protocol to the Convention of 19 January 1967, as amended by the Protocol of 6 July 1971, between the Government of the French Republic and the Government of the Federal Republic of Germany on the Construction and Operation of a very High Neutron Flux Reactor, as further amended by the Agreement of 19 July 1974 between the above-mentioned two Governments and the Government of the United Kingdom of Great Britain and Northern Ireland concerning that Government's Accession to the Convention, by the Protocol of 27 July 1976, the Second Protocol of 9 December 1981, the Third Protocol of 25 March 1993 and the Fourth Protocol of 4 December 2002 between the above-mentioned three Governments** (signed at Paris on 1 July 2012) has been published as Miscellaneous Series No.5 (2013), Cm 8718. The Protocol is not yet in force.

**International Convention for the Suppression of the Financing of Terrorism**, signed in New York on 9 December 1999

**Action – United Kingdom of Great Britain and Northern Ireland: Objection to the reservation made by Namibia upon ratification**

On 24 October 2013, the Secretary-General of the United Nations, as depositary, received from the Government of the United Kingdom of Great Britain and Northern Ireland the following communication:

“The Government of the United Kingdom of Great Britain and Northern Ireland have examined the Reservation made by the Government of Namibia, ‘That a struggle waged by people in accordance with the principles of international law for their liberation or self-determination, including armed struggle against colonialism, occupation, aggression and domination by foreign forces, shall not be considered as terrorist acts.’

The Government of the United Kingdom of Great Britain and Northern Ireland consider that the Reservation is not in compliance with Article 19 of the Vienna Convention on the Law of Treaties in that it is incompatible with the object and purpose of the International Convention for the Suppression of the Financing of Terrorism.

The purpose of the Convention is to suppress the financing of all terrorist acts, including those defined in paragraph 1 of Article 2 of the Convention. Furthermore, the Government of the United Kingdom of Great Britain and Northern Ireland consider the Reservation made by the Government of Namibia to be contrary to the terms of Article 6 of the Convention, under which States Parties are committed to ‘adopt such measures as may be necessary, including, where appropriate, domestic legislation, to ensure that criminal acts within the scope of this Convention are under no circumstances justifiable by considerations of a political, philosophical, ideological, racial, ethnic, religious or other similar nature.’ The above action was effected on 17 October 2013.

This text can also be found on depositary website of the United Nations below (ref. C.N. 868. 2013. TREATIES-XVIII.11)

<http://treaties.un.org/doc/Publication/CN/2013/CN.868.2013-Eng.pdf>

## United Kingdom Treaty Action Bulletin for October 2013

### **MULTILATERAL TREATIES** (continued)

**Convention on Mutual Administrative Assistance in Tax Matters (ETS 127)**, signed at Strasbourg on 25 January 1988

**And**

**Protocol amending the Convention on Mutual Assistance in the Tax Matters (CETS No 208)** signed on Paris on 29 October 2010

### **Action- United Kingdom of Great Britain and Northern Ireland – Cayman Islands (Territorial Extension)**

On 4 October 2013, the Secretary-General of the Council of Europe, as depositary, received a notification from the Government of the United Kingdom of Great Britain and Northern Ireland relating to the following declaration of territorial extension of the Cayman Islands:

“The Government of the United Kingdom of Great Britain and Northern Ireland declares that the United Kingdom's ratification of the Convention as amended by its Protocol shall be extended to the territory of the Cayman Islands, for whose international relations the United Kingdom is responsible.

Pursuant to Article 30, paragraph 1.a, of the Convention, the Government of the Cayman Islands will not provide any form of assistance in relation to the taxes of other Parties described in Article 2, paragraph 1b(i), (ii) or (iv), of the Convention (taxes imposed by or on behalf of political subdivisions or local authorities and social security contributions).

Pursuant to Article 30, paragraph 1(b), of the Convention, the Government of the Cayman Islands will not provide assistance in the recovery of any tax claim, or in the recovery of an administrative fine, for all taxes.

#### **Annex A - Taxes to which the Convention applies**

For the Cayman Islands, the Convention shall apply to those taxes in Article 2, paragraph 1, which fall within:

- a) any of paragraphs (i) to (iii) of sub-paragraph (a); or
- b) Paragraph (iii) of sub-paragraph (b).

#### **Annex B - Competent authorities**

The competent authority for the Cayman Islands shall be the Tax Information Authority or its authorised representative.

#### **Annex C - Definition of the word "national" for the purpose of the Convention**

In relation to the Cayman Islands, the term “national” means any person who possesses Caymanian status under the repealed Immigration Law (2003 Revision) or any earlier law providing for the same or similar rights, and includes any person who acquires the status under Part III of the Immigration Law (2012 Revision).”

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### EUROPEAN UNION

**Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the One Part, and the Republic of the Philippines, of the Other Part** (signed in Phnom Penh on July 2012) has been published as European Union No. 4(2013), Cm 8720. The Agreement is not yet in force.

**Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the One Part, and The Socialist Republic of Vietnam, of the Other Part** (signed at Brussels on 27th June 2013) has been published as European Union No.27 (2013), Cm 8721. The Agreement is not yet in force.

**Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the One Part, and Mongolia of the Other Part** (signed at Ulaanbaatar on 30 April 2013) has been published as European Union No.31 (2013), Cm 8725. The Agreement is not yet in force.

**Trade Agreement between the European Union and its Member States, of the one part, and Columbia and Peru, of the other Part** (signed in Brussels on 26 June 2012) has been published as European Union No.2 (2013), Cm 8634-1. The Agreement is not in force yet.