

# Report 105

## **Treaties tabled on 13 May, 25 June and 20 August 2009**

Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel (New York, 8 December 2005)

Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (The Hague, 15 November 1965)

Amendment, Adopted at Bergen in April/May 2009, to Annex 1 of the Agreement on the Conservation of Albatrosses and Petrels of 19 June 2001

Agreement to Amend the Agreement between Australia and the United States of America concerning Acquisition and Cross-Servicing of 9 December 1998, done at Washington on 30 July 2009

© Commonwealth of Australia 2009

ISBN 978-0-642-79214-3 (Printed version)

ISBN 978-0-642-79215-0 (HTML version)



# Contents

Membership of the Committee .....	v
Resolution of Appointment .....	vii
List of recommendations .....	viii
<b>1 Introduction .....</b>	<b>1</b>
Purpose of the Report .....	1
Conduct of the Committee's Review .....	2
<b>2 Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel.....</b>	<b>3</b>
Background .....	3
The Optional Protocol.....	4
Obligations .....	5
Reasons for entering into the Optional Protocol .....	5
Conclusions and recommendation .....	6
<b>3 Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (Hague Service Convention) .....</b>	<b>9</b>
Background .....	9
The Hague Service Convention .....	10
Existing treaties .....	11
Operation of the Convention.....	12
Conclusion and recommendation .....	13

<b>Appendix A — Submissions .....</b>	<b>15</b>
<b>Appendix B — Witnesses .....</b>	<b>17</b>
Monday, 17 August 2009 - Canberra .....	17
<b>Appendix C — Minor treaty actions.....</b>	<b>19</b>
Minor treaty actions tabled on 20 August 2009 .....	19



## Membership of the Committee

Chair Mr Kelvin Thomson MP

Deputy Chair Senator Julian McGauran

Members Mr Jamie Briggs MP

Senator Simon Birmingham

Mr John Forrest MP

Senator Michaelia Cash

Ms Jill Hall MP

Senator Don Farrell

Hon John Murphy MP

Senator Scott Ludlam

Ms Belinda Neal MP

Senator Louise Pratt

Ms Melissa Parke MP

Senator Dana Wortley

Mr Luke Simpkins MP

Ms Maria Vamvakinou MP

## Committee Secretariat

Secretary	Jerome Brown
Inquiry Secretary	Kevin Bodel
Research Officer	Geoff Wells
Administrative Officers	Heidi Lushtinetz Dorota Cooley



# Resolution of Appointment

The Resolution of Appointment of the Joint Standing Committee on Treaties allows it to inquire into and report on:

- a) matters arising from treaties and related National Interest Analyses and proposed treaty actions and related Explanatory Statements presented or deemed to be presented to the Parliament;
- b) any question relating to a treaty or other international instrument, whether or not negotiated to completion, referred to the committee by:
  - (i) either House of the Parliament, or
  - (ii) a Minister; and

such other matters as may be referred to the committee by the Minister for Foreign Affairs and on such conditions as the Minister may prescribe.



## List of recommendations

### 2 Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel

#### Recommendation 1

The Committee supports the *Optional Protocol to the Convention on the Safety of United Nations and Associated Personnel* and recommends that binding treaty action be taken.

### 3 Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (Hague Service Convention)

#### Recommendation 2

The Committee supports the *Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters* and recommends that binding treaty action be taken.



