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REFERENCE: C.N.290.1995.TREATIES-5/6 (Depositary Notification)

UNITED NATIONS CONVENTION ON THE LAW OF THE SEA
CONCLUDED AT MONTEGO BAY, JAMAICA,
ON 10 DECEMBER 1982

RATIFICATION BY AUSTRIA, GREECE AND SAMOA

ACCESSION BY TONGA

AGREEMENT RELATING TO THE IMPLEMENTATION OF PART XI OF THE
UNITED NATIONS CONVENTION ON THE LAW OF THE SEA
OF 10 DECEMBER 1982

ADOPTED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS
ON 28 JULY 1994

SIGNATURE BY SAMOA

RATIFICATION BY AUSTRIA, CYPRUS, FIJI, GREECE,
PARAGUAY AND SENEGAL

PARTICIPATION BY SAMOA AND TONGA

NOTIFICATIONS BY INDONESIA, MALTA, TUNISIA
AND THE UNITED REPUBLIC OF TANZANIA
PURSUANT TO ARTICLE 5 OF THE AGREEMENT

APPLICATION OF SIMPLIFIED PROCEDURE UNDER ARTICLE 5

The Secretary-General of the United Nations, acting in his
capacity as depositary, communicates the following:

I

The following States have deposited with the Secretary-General
their instruments of ratification or accession with respect to the
above Convention on the dates indicated:

<u>State</u>	<u>Date of deposit of the instrument of ratification or accession (a)</u>
Austria	14 July 1995
Greece	21 July 1995
Tonga	2 August 1995 (a)
Samoa	14 August 1995

The instrument of ratification by the Government of Austria was
accompanied by the following declarations:

Attention: Treaty Services of Ministries of Foreign Affairs and of
International organizations concerned



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(Original: English)

"In the absence of any other peaceful means to which it would give preference the Government of the Republic of Austria hereby chooses one of the following means for the settlement of disputes concerning the interpretation or application of the two Conventions in accordance with Article 287 of the Convention on the Law of the Sea, in the following order:

1. the International Tribunal for the Law of the Sea established in accordance with Annex VI;
2. a special arbitral tribunal constituted in accordance with Annex VIII;
3. the International Court of Justice.

Also in absence of any other peaceful means, the Government of the Republic of Austria hereby recognizes as of today the validity of special arbitration for any dispute concerning the interpretation or application of the Convention on the Law of the Sea relating to fisheries, protection and preservation of the marine environment, marine scientific research and navigation, including pollution from vessels and by dumping."

The instrument of ratification by the Government of Greece was accompanied by the following declarations:

(Translation) (Original: French)

1. In ratifying the United Nations Convention on the Law of the Sea, Greece secures all the rights and assumes all the obligations deriving from the Convention.

Greece shall determine when and how it shall exercise these rights, according to its national strategy. This shall not imply that Greece renounces these rights in any way.

2. Greece wishes to reiterate the interpretative declaration on straits which it deposited at the time of the Convention's adoption and at the time of its signature, the original English-language text of which reads as follows:

"The present declaration concerns the provisions of Part III 'on straits used for international navigation' and more especially the application in practice of articles 36, 38, 41 and 42 of the Convention on the Law of the Sea.

In areas where there are numerous spread out islands that form a great number of alternative straits which serve in fact one and the same route of international navigation, it is the understanding of Greece, that the coastal state concerned has the responsibility to designate the route or routes, in the said alternative straits, through which ships and aircraft of third countries could pass under transit passage régime, in such a way as on the one hand the requirements of international navigation and overflight are satisfied, and on the other hand the minimum security requirements of both the ships and aircraft in transit as well as those of the coastal state are fulfilled."



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3. Pursuant to article 287 of the United Nations Convention on the Law of the Sea, the Government of the Hellenic Republic hereby chooses the International Tribunal for the Law of the Sea established in accordance with annex VI of the Convention as the means for the settlement of disputes concerning the interpretation or application of the Convention.

4. Greece, as a State member of the European Union, has given the latter jurisdiction with respect to certain issues relating to the Convention. Following the deposit by the European Union of its instrument of formal confirmation, Greece will make a special declaration specifying in detail the issues dealt with in the Convention for which it has transferred jurisdiction to the European Union.

5. Greece's ratification of the United Nations Convention on the Law of the Sea does not imply that it recognizes the former Yugoslav Republic of Macedonia and does not, therefore, constitute the establishment of treaty relations with the latter.

In accordance with its article 308 (2), the Convention entered into force for each of the States concerned thirty days after the date of deposit of the respective instruments, i.e. for Austria on 13 August 1995, for Greece on 20 August 1995, for Tonga on 1 September 1995 and for Samoa on 13 September 1995.

II

Consequently, in accordance with article 4 (1) of the Agreement relating to the Implementation of Part XI of the Convention of the Law of the Sea of 10 December 1982, adopted by the General Assembly of the United Nations on 28 July 1994, Tonga and Samoa became Contracting States to the said Agreement on the date of deposit of their respective instruments, i.e. on 2 and 14 August 1995.

III

On 7 July 1995, the above Agreement was signed on behalf of the Government of Samoa.

IV

The following States have deposited with the Secretary-General their instruments of ratification of the above Agreement on the dates indicated:

<u>State</u>	<u>Date of deposit of the instrument of ratification</u>
Paraguay	10 July 1995
Austria	14 July 1995
Greece	21 July 1995
Senegal	25 July 1995
Cyprus	27 July 1995
Fiji	28 July 1995



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V

The following States have notified the Secretary-General that they were not availing themselves of the simplified procedure set out in article 5 of the above Agreement on the dates indicated hereinafter:

<u>State</u>	<u>Date of deposit of the notification</u>
Tunisia	13 July 1995
United Republic of Tanzania	18 July 1995
Indonesia	27 July 1995
Malta	27 July 1995

VI

The following States are considered to have established their consent to be bound by the above Agreement as of 28 July 1995, pursuant to the simplified procedure under its articles 4 (3) (c) and 5:

Bahamas
Barbados
Côte d'Ivoire
Grenada
Guinea
Iceland
Jamaica
Namibia
Nigeria
Sri Lanka
Togo
Trinidad and Tobago
Uganda
Yugoslavia
Zambia
Zimbabwe

24 November 1995

A handwritten signature in black ink, appearing to be 'G/L'.

UNITED NATIONS  NATIONS UNIES
NEW YORK

REFERENCE: C.N.290.1995.TREATIES-5/6.

RECTIFICATIF

Veillez trouver ci-joint le texte
modifié de la notification dépositaire
C.N.290.1995.TREATIES-5/6 datée du
24 novembre 1995, mise en circulation le
28 novembre 1995, et qui comportait des
erreurs de nature technique.