

Reference: C.N.139.2017.TREATIES-IV.9 (Depositary Notification)

CONVENTION AGAINST TORTURE AND OTHER CRUEL, INHUMAN OR
DEGRADING TREATMENT OR PUNISHMENT
NEW YORK, 10 DECEMBER 1984

PORTUGAL: COMMUNICATION WITH RESPECT TO THE RESERVATION MADE BY FIJI UPON
RATIFICATION ¹

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

The above action was effected on 21 March 2017.

(Original: English)

“The Government of the Portuguese Republic has examined the contents of the reservations made by the Republic of Fiji upon ratification of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment.

The Government of the Portuguese Republic considers that the reservation made upon ratification regarding Article 1 is incompatible with the object and purpose of the Convention.

The Government of the Portuguese Republic considers that reservations by which a State limits its responsibilities under the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment by not recognizing the definition of torture and invoking domestic law raises doubts as to the commitment of the reserving State to the object and purpose of the Convention, as the reservation is likely to deprive the provisions of the Convention of their effect and are contrary to the object and purpose thereof.

¹ Refer to depositary notification C.N.93.2016.TREATIES-IV.9 of 16 March 2016 (Ratification: Fiji).

The Government of the Portuguese Republic recalls that according to customary international law as codified in the Vienna Convention on the Law of Treaties, a reservation incompatible with the object and purpose of the Convention shall not be permitted. The Government of the Portuguese Republic thus objects to this reservation.

This objection shall not preclude the entry into force of the Convention between the Portuguese Republic and the Republic of Fiji.”

21 March 2017

A handwritten signature in black ink, consisting of stylized, overlapping loops and lines, positioned below the date.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned. Depositary notifications are issued in electronic format only. Depositary notifications are made available to the Permanent Missions to the United Nations in the United Nations Treaty Collection at <https://treaties.un.org>, under "Depositary Notifications (CNs)". In addition, the Permanent Missions, as well as other interested individuals, can subscribe to receive depositary notifications by e-mail through the Treaty Section's "Automated Subscription Services", which is also available at https://treaties.un.org/Pages/Login.aspx?lang=_en.