

Reference: C.N.488.2017.TREATIES-XVIII.12.b (Depositary Notification)

PROTOCOL AGAINST THE SMUGGLING OF MIGRANTS BY LAND, SEA  
AND AIR, SUPPLEMENTING THE UNITED NATIONS CONVENTION  
AGAINST TRANSNATIONAL ORGANIZED CRIME  
NEW YORK, 15 NOVEMBER 2000

AUSTRIA: OBJECTION TO THE RESERVATION MADE BY AFGHANISTAN UPON ACCESSION <sup>1</sup>

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

The above action was effected on 18 August 2017, with:

(Original: English)

“The Government of Austria has carefully examined the reservation made by the Islamic Republic of Afghanistan upon accession to the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime.

By seeking to exclude the application of Article 18 of the Protocol in its entirety, the reservation contravenes the purpose of the Protocol, namely to protect the rights of migrants and to promote cooperation among States Parties. It generally excludes a central issue the Protocol intends to govern.

Austria therefore considers the reservation to be incompatible with the object and purpose of the Protocol and objects to it. This objection shall not preclude the entry into force of the Protocol between Austria and the Islamic Republic of Afghanistan. The Protocol will thus become operative between the two States without the Islamic Republic of Afghanistan benefitting from the aforementioned reservation.”

18 August 2017



<sup>1</sup> Refer to depositary notification C.N.46.2017.TREATIES-XVIII.12.b of 3 February 2017 (Accession: Afghanistan).