

Reference: C.N.363.2018.TREATIES-X.10 (Depositary Notification)

UNITED NATIONS CONVENTION ON CONTRACTS FOR THE
INTERNATIONAL SALE OF GOODS

VIENNA, 11 APRIL 1980

CANADA: COMMUNICATION ¹

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

The above action was effected on 27 July 2018.

(Original: English)

“The Permanent Mission of Canada to the United Nations presents its compliments to the Secretary-General of the United Nations and has the honour to refer to the United Nations Convention on Contracts for the International Sale of Goods and the Secretary General’s communication of January 2, 2018, C.N.804.2017.TREATIES-X.10, relating to that treaty.

The Permanent Mission of Canada notes that this communication was made pursuant to the Secretary-General’s role as Depositary for this treaty. We also note that it is for State Parties to a treaty, not the Depositary, to make their own determination with respect to any legal issues raised by communications circulated by a depositary.

In that context, the Permanent Mission of Canada wishes to underscore that Canada does not recognize ‘Palestine’ as a State, as it does not meet the necessary criteria of a State under international law. Given that consent to be bound is limited to sovereign States, Canada would like to confirm that it cannot enter into treaty relations with ‘Palestine’ as regards the Convention on Contracts for the International Sale of Goods.

Moreover, in order to avoid any possible misinterpretation, the Permanent Mission of Canada wishes to state that all present and future purported accessions to multilateral treaties, to which Canada is a Party, and for which you are depositary, will not have any legal effect on Canada’s treaty relations with respect to the ‘State of Palestine’, as ‘Palestine’ is not able to accede to those multilateral treaties.

In addition to the above statement, the Permanent Mission of Canada would like to indicate that Canada will continue to look at each purported accession to determine if additional views should be put on the record.

¹ Refer to depositary notification C.N.804.2017.TREATIES-X.10 of 2 January 2018 (Accession: State of Palestine).

As a friend and ally of Israel and friend of the Palestinian people, Canada is firmly committed to the goal of a comprehensive, just and lasting peace in the Middle East, including the creation of a Palestinian state living side by side in peace and security with Israel. The creation of a Palestinian state can only be achieved through direct negotiations between the two parties.

We are encouraged, however, by the commitment of the Palestinians to the underlying principles of multilateral treaties.”

27 July 2018

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