

Reference: C.N.4.2018.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

HUNGARY: 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 10 January 2018.

(Original: English)

“The Government of Hungary has 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 whereby the Government of the Islamic Republic of Afghanistan registered a reservation in respect to its Article 18.

The reservation of the Islamic Republic of Afghanistan, to exclude the application of Article 18 in its entirety, contravenes the very purpose of the Protocol, that is to prevent and combat the smuggling of migrants by land, sea and air and to promote cooperation among States Parties. It generally excludes a principle issue the Protocol intends to regulate.

According to Article 19 of the Vienna Convention on the Law of Treaties, a reservation which is incompatible with the object and purpose of a treaty shall not be permitted.

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

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

10 January 2018

A handwritten signature in black ink, consisting of several 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](https://treaties.un.org/Pages/Login.aspx?lang=_en)>.