

Reference: C.N.43.2018.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

BULGARIA: OBJECTION TO THE RESERVATION MADE BY AFGHANISTAN UPON
ACCESSION ¹

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

The above action was effected on 19 January 2018.

(Original: English)

“The Republic of Bulgaria 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, adopted in New York on 15 November 2000, which states that ‘... the Government of the Islamic Republic of Afghanistan registers its reservation in relation to Article 18 of the said Protocol.’

The Republic of Bulgaria considers that the exclusion of the application of Article 18 of the Protocol as a whole places an obstacle to the sufficient implementation of the obligations laid down therein concerning the return of smuggled migrants, thus affecting the efficient cooperation among States Parties to the Protocol. Therefore, we consider that the aforementioned reservation to Article 18 is incompatible with the object and the purpose of the Protocol.

According to the aforesaid, the Republic of Bulgaria objects to the reservation made by the Islamic Republic of Afghanistan concerning Article 18 of the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime.

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

However, the Republic of Bulgaria specifies that this objection shall not preclude the entry into force of the Protocol between the Republic of Bulgaria and the Islamic Republic of Afghanistan, without the Islamic Republic of Afghanistan benefitting from its reservation.”

19 January 2018

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the bottom.

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