

Reference: C.N.29.2019.TREATIES-IV.15 (Depositary Notification)

CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES
NEW YORK, 13 DECEMBER 2006

NETHERLANDS: OBJECTION TO THE RESERVATION MADE BY LIBYA
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 8 February 2019.

(Original: English)

“The Government of the Kingdom of the Netherlands has carefully examined the declaration made by the State of Libya upon ratification of the Convention on the Rights of Persons with Disabilities on February 13, 2018.

The Government of the Kingdom of the Netherlands considers that the declaration made by the State of Libya in substance constitutes a reservation limiting the scope of article 25 paragraph a of the Convention by interpreting that provision ‘in a manner that does not contravene the Islamic sharia and national legislation’.

The Government of the Kingdom of the Netherlands considers that such a reservation, which seeks to limit the responsibilities of the reserving State under the Convention by invoking provisions of its domestic law and/or religious beliefs and principles, is likely to deprive the provision of the Convention of its effect. Therefore, the reservation must be regarded as incompatible with the object and purpose of the Convention.

The Government of the Kingdom of the Netherlands recalls that in accordance with article 46 of the Convention, reservations incompatible with the object and purpose of the Convention shall not be permitted.

The Government of the Kingdom of the Netherlands therefore objects to the reservation of the State of Libya to the Convention.

This objection shall not preclude the entry into force of the Convention between the Kingdom of the Netherlands and the State of Libya.”

8 February 2019



¹ Refer to depositary notification C.N.75.2018.TREATIES-IV.15 of 15 February 2018 (Ratification: Libya).