

No. 6465. CONVENTION ON THE HIGH SEAS. DONE AT GENEVA ON 29 APRIL 1958¹

OBJECTION to the reservation made upon accession by the German Democratic Republic² in respect of article 9

Notification received on:

11 July 1974

UNITED STATES OF AMERICA

“The Government of the United States does not find acceptable the reservations made by the German Democratic Republic to article 20 of the Convention on the Territorial Sea and the Contiguous Zone³ and to article 9 of the Convention on the High Seas.⁴ The Government of the United States, however, considers those Conventions as continuing in force between it and the German Democratic Republic except that provisions to which the above-mentioned reservations are addressed shall apply only to the extent that they are not affected by those reservations.”

Registered ex officio on 11 July 1974.

OBJECTION to reservations and declarations made upon ratification, accession (*a*) or signature (*s*) by Albania (*a*),⁵ Bulgaria,⁶ Byelorussian Soviet Socialist Republic,⁷ Czechoslovakia,⁸ German Democratic Republic (*a*),⁹ Hungary,¹⁰ Indonesia,¹¹ Iran (*s*),¹² Mexico (*a*),¹³ Poland,¹⁴ Romania,¹⁵ Ukrainian Soviet Socialist Republic¹⁶ and Union of Soviet Socialist Republics¹⁷

Notification received on:

15 July 1974

FEDERAL REPUBLIC OF GERMANY

“The Government of the Federal Republic of Germany considers the following reservations to be inconsistent with the aims and purposes of the Convention of 29 April 1958 on the High Seas and therefore to be unacceptable:

1. The reservation made to the Convention by the Government of Indonesia;
2. The reservation declared at signature of the Convention by the Government of Iran to articles 2, 3 and 4 and to article 2, item 3, in conjunction with article 26, paragraphs 1 and 2, of the Convention, the latter in so far as that reservation is to

¹ United Nations, *Treaty Series*, vol. 450, p. 11; for subsequent actions, see references in Cumulative Indexes Nos. 6 to 10, as well as annex A in volumes 751, 752, 767, 771, 786, 807, 814, 883, 896, 897, 901, 905, 907 and 917.

² *Ibid.*, vol. 905, p. 80.

³ *Ibid.*, vol. 516, p. 205.

⁴ *Ibid.*, vol. 450, p. 11.

⁵ *Ibid.*, vol. 520, p. 430.

⁶ *Ibid.*, vol. 450, pp. 138 and 162.

⁷ *Ibid.*, p. 139.

⁸ *Ibid.*, p. 142.

⁹ *Ibid.*, vol. 905, p. 80.

¹⁰ *Ibid.*, vol. 450, p. 146.

¹¹ *Ibid.*, p. 163.

¹² *Ibid.*, p. 148.

¹³ *Ibid.*, vol. 570, p. 331.

¹⁴ *Ibid.*, vol. 450, p. 154.

¹⁵ *Ibid.*, p. 155.

¹⁶ *Ibid.*, p. 158.

¹⁷ *Ibid.*, p. 159.

open up the possibility of refusing permission to lay submarine cables and pipelines even where certain conditions have been fulfilled;

3. The reservations and the declarations to be qualified in substance as reservations made to article 9 of the Convention by the Governments of Albania, Bulgaria, Mexico, Poland, Romania, the Union of Soviet Socialist Republics, the Byelorussian Soviet Socialist Republic, the Ukrainian Soviet Socialist Republic, Czechoslovakia and Hungary;
4. The declarations made by the Governments of Albania, Bulgaria, Poland, Romania, the Union of Soviet Socialist Republics, the Byelorussian Soviet Socialist Republic, the Ukrainian Soviet Socialist Republic, Czechoslovakia and Hungary to the definition of piracy as given in the Convention in so far as the said declarations are to be qualified as reservations.

“The Government of the Federal Republic of Germany furthermore considers the reservation made on 27 December 1973 by the German Democratic Republic to article 9 of the Convention to be inconsistent with the aims and purposes of the Convention and therefore to be unacceptable.

“This also applies to the declaration made by the Government of the German Democratic Republic on the same date to the definition of piracy as given in the Convention in so far as that declaration is to be qualified as a reservation.

“The present declaration does not affect the applicability, in all other respects, of the Convention under international law as between the Federal Republic of Germany and the Parties to the Convention having made the reservations and declarations referred to above.”

Registered ex officio on 15 July 1974.
