



869-2 – LUG 1/16

Notification to the Parties to the Convention on Jurisdiction and the Recognition and Enforcement of Judgments in Civil and Commercial Matters, concluded at Lugano on 30 October 2007

Communication by the European Union pursuant to article 77 of the Convention, consultation and decision of the Standing Committee by written procedure

On 23 March 2016, the European Union communicated to the depositary legal texts which amend the lists set out in Annexes I through IV to the Convention. It has also requested that Annex IX to the Convention be amended. The request to adapt the Annexes accordingly is enclosed (French/English).

Pursuant to Article 77, paragraph 1, 3rd sentence of the Convention, the Depositary shall adapt the Annexes concerned accordingly, after having consulted the Standing Committee in accordance with Article 4 of Protocol 2. Pursuant to Article 77, paragraph 2 of the Convention, any amendment of Annexes V through VI and VIII through IX to the Convention shall be adopted by the Standing Committee in accordance with Article 4 of Protocol 2. This latter provision provides for the Depositary to convene meetings of the Committee in particular for the purpose of a consultation on amendments to Annexes I through IV and of necessary amendments to Annex IX.

As the European Union recalls in its request, the Committee may, in such cases pursuant to Article 77 of the Convention, be consulted and take decisions by written procedure, according to Article 6 of the Rules of Procedures of the Standing Committee of 3 May 2011.

In application of these provisions, and of the practical indications proposed within the Standing Committee on the occasion of the approval of its Rules of Procedures, the Depositary initiates herewith the written consultation procedure of the Standing Committee on the amendments to Annexes I through IV and the written decision procedure on the request of amendment to Annex IX. Therefore, **any Contracting Party who does not communicate its objection to the proposed amendments until 10 May 2016** to the Chair of the Standing Committee (jpr@bj.admin.ch), copied to the Depositary (staver@eda.admin.ch), **shall be regarded as having tacitly agreed to them.**

The Depositary will then notify to the Contracting Parties the results of the said written consultation and decision.

The Swiss Federal Council makes the present notification in its capacity as Depositary (www.fdfa.admin.ch/depositary) and according to article 78 of the Convention.

Enclosure

Bern, 8 April 2016

