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IALA Secretary General
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Swedish comments on draft IALA Convention

In accordance with the invitation by the Secretary General to the Diplomatic Conference, 25 to 28 February 2020, in Kuala Lumpur Sweden hereby submits its comments, with reference to the applicable paragraphs of the draft Convention as agreed at the 3rd Preparatory Diplomatic Conference in Istanbul (document KL-6.1.2 E).

Article 5 Membership

3 The Council may require or a Member State may request that aspects of an application for Affiliate Membership be reviewed by the Member State (or Member States) where the applicant carries out its activities or has its principal place of business or registered office. If supported by the Member State (or Member States), who requested the review, then Affiliate membership [shall/may] be granted by the Council.

Swedish position:

Sweden would prefer “may” instead of “shall”.

Article 12 Languages

The official languages of the Organization shall be [English, French and Spanish].

Swedish position:

As mentioned during the third Preparatory Diplomatic Conference Sweden wishes to keep the costs at a minimum. Sweden can accept the compromise discussed in March 2019 with three official languages. The working language of IALA is English and that should not change

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Article 15 Amendments

5 An amendment to this Convention shall come into force for Member States having accepted the amendment six months after written notification of the acceptance to the Depositary by two-thirds of Member States and thereafter for each remaining Member State upon acceptance by it. [The amendment shall come into force for all Member States six months after written notifications of acceptance by two-thirds of the Member States have been received by the Depositary. The Depositary shall inform the Member States and the Secretary-General of the fact, specifying the date of entry into force of the amendment.]

Swedish position:

Sweden would prefer to delete the square brackets in article 15.5 and keep the text. That is to avoid having different versions of the Convention depending on how the Member States vote.

Article 19 Entry into force

19.1 According to the draft Convention Article 19.1 “The Convention shall enter into force on the ninetieth day after the date of deposit of the [thirtieth] instrument of ratification, acceptance, approval or accession”.

Swedish position:

Thirty instruments of ratification, acceptance, approval or accession are to be satisfactory for the entry into force of the Convention. A Swedish reflection on that is whether a total of thirty Members is sufficient for keeping the IALA budget in balance?

Article 21 Termination

DONE at [xxx] on [xxx] in the [English, French and Spanish] languages, each text being equally authentic, the original of which shall be deposited in the archives of the Depositary. The Depositary shall transmit certified copies thereof to all the [signatory and acceding] governments and to the Secretary-General of the Organization.

Swedish position:

Regarding the issue of languages Sweden refers to our comment to article 12 Languages above.