
STATUTORY INSTRUMENTS

2009 No. 702

CHILDREN AND YOUNG PERSONS

The Child Abduction and Custody (Parties to Conventions) (Amendment) Order 2009

Made - - - - *18th March 2009*

Coming into force - - *1st May 2009*

At the Court at Buckingham Palace, the 18th day of March 2009

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 13 of the Child Abduction and Custody Act 1985(1), is pleased, by and with the advice of Her Privy Council, to order, and it is ordered, as follows:

Citation and commencement

1. This Order may be cited as the Child Abduction and Custody (Parties to Conventions) (Amendment) Order 2009 and shall come into force on 1st May 2009.

Revocation of 2005 Order

2. The Child Abduction and Custody (Parties to Conventions) (Amendment) Order 2005(2) is revoked.

Amendment of 1986 Order

3. In the Child Abduction and Custody (Parties to Conventions) Order 1986(3), for Schedules 1 and 2 there are substituted Schedules 1 and 2 set out in the Schedule to this Order.

(1) 1985 c.60.
(2) S.I. 2005/1260.
(3) S.I. 1986/1159.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Judith Simpson
Clerk of the Privy Council

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 3

Schedules 1 and 2 substituted in the Child Abduction and Custody (Parties to Conventions) Order 1986

“SCHEDULE 1

Article 2

CONVENTION ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION, THE HAGUE, 25TH OCTOBER 1980

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of Coming into Force of Convention as between the United Kingdom and the State or Territory</i>
Argentina	—	1st June 1991
Australia	Australian States and mainland Territories	1st January 1987
Austria	—	1st October 1988
The Bahamas	—	1st January 1994
Belarus	—	1st October 2003
Belgium	—	1st May 1999
Belize	—	1st October 1989
Bosnia and Herzegovina	—	1st December 1991
Brazil	—	1st March 2005
Bulgaria	—	1st May 2009
Burkina Faso	—	1st November 1992
Canada	Ontario	1st August 1986
	New Brunswick	1st August 1986
	British Columbia	1st August 1986
	Manitoba	1st August 1986
	Nova Scotia	1st August 1986
	Newfoundland and Labrador	1st August 1986
	Prince Edward Island	1st August 1986
	Quebec	1st August 1986
	Yukon Territory	1st August 1986
	Saskatchewan	1st November 1986
	Alberta	1st February 1987
	Northwest Territories	1st April 1988
	Nunavut	1st January 2001

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of Coming into Force of Convention as between the United Kingdom and the State or Territory</i>
Chile	–	1st May 1994
China	Hong Kong Special Administrative Region	1st September 1997
	Macau Special Administrative Region	1st March 1999
Colombia	–	1st March 1996
Costa Rica	–	1st May 2009
Croatia	–	1st December 1991
Cyprus	–	1st February 1995
Czech Republic	–	1st March 1998
Denmark	–	1st July 1991
Ecuador	–	1st June 1992
El Salvador	–	1st May 2009
Estonia	–	1st October 2003
Fiji	–	1st October 2003
Finland	–	1st August 1994
France	–	1st August 1986
Georgia	–	1st October 1997
Germany	–	1st December 1990
Greece	–	1st June 1993
Honduras	–	1st March 1994
Hungary	–	1st September 1986
Iceland	–	1st November 1996
Ireland	–	1st October 1991
Israel	–	1st December 1991
Italy	–	1st May 1995
Latvia	–	1st October 2003
Lithuania	–	1st March 2005
Luxembourg	–	1st January 1987
Macedonia	–	1st December 1991
Malta	–	1st March 2002
Mauritius	–	1st June 1993

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of Coming into Force of Convention as between the United Kingdom and the State or Territory</i>
Mexico	–	1st October 1991
Monaco	–	1st February 1993
Montenegro	–	1st December 1991
Netherlands	–	1st September 1990
New Zealand	–	1st October 1991
Norway	–	1st April 1989
Panama	–	1st May 1994
Peru	–	1st October 2003
Poland	–	1st November 1992
Portugal	–	1st August 1986
Romania	–	1st February 1993
St Kitts and Nevis	–	1st August 1994
Serbia	–	1st December 1991
Slovakia	–	1st February 2001
Slovenia	–	1st June 1994
South Africa	–	1st October 1997
Spain	–	1st September 1987
Sweden	–	1st June 1989
Switzerland	–	1st August 1986
Turkey	–	1st August 2000
Turkmenistan	–	1st May 1998
United States of America	–	1st July 1988
Uruguay	–	1st October 2003
Uzbekistan	–	1st October 2003
Venezuela	–	1st January 1997
Zimbabwe	–	1st July 1995

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 2

Article 3

EUROPEAN CONVENTION ON RECOGNITION AND ENFORCEMENT
OF DECISIONS CONCERNING CUSTODY OF CHILDREN AND ON THE
RESTORATION OF CUSTODY OF CHILDREN, LUXEMBOURG, 20TH MAY 1980

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 24 or 25 of the Convention</i>	<i>Date of Coming into Force of Convention as between the United Kingdom and the State or Territory</i>
Austria	—	1st August 1986
Belgium	—	1st August 1986
Bulgaria	—	1st October 2003
Cyprus	—	1st October 1986
Czech Republic	—	1st July 2000
Denmark	—	1st August 1991
Estonia	—	1st September 2001
Finland	—	1st August 1994
France	—	1st August 1986
Germany	—	1st February 1991
Greece	—	1st July 1993
Hungary	—	1st June 2004
Iceland	—	1st November 1996
Ireland	—	1st October 1991
Italy	—	1st June 1995
Latvia	—	1st August 2002
Liechtenstein	—	1st August 1997
Lithuania	—	1st May 2003
Luxembourg	—	1st August 1986
Macedonia	—	1st March 2003
Malta	—	1st February 2000
Moldova	—	1st May 2004
Montenegro	—	6th June 2006
Netherlands	—	1st September 1990
Norway	—	1st May 1989
Poland	—	1st March 1996
Portugal	—	1st August 1986
Romania	—	1st September 2004

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 24 or 25 of the Convention</i>	<i>Date of Coming into Force of Convention as between the United Kingdom and the State or Territory</i>
Serbia	–	1st May 2002
Slovakia	–	1st September 2001
Spain	–	1st August 1986
Sweden	–	1st July 1989
Switzerland	–	1st August 1986
Turkey	–	1st June 2000”

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Child Abduction and Custody (Parties to Conventions) Order 1986 to substitute two new Schedules for the existing two Schedules. The changes made to the Schedules include adding Bulgaria, Costa Rica and El Salvador to the list of Contracting States to the Convention on the Civil Aspects of International Child Abduction, done at The Hague on 25th October 1980 (Cm. 33) (“the Hague Convention”). This Order also replaces the entry for Serbia and Montenegro with separate entries for Montenegro and Serbia in respect of both the Hague Convention and the European Convention on Recognition and Enforcement of Decisions concerning Custody of Children and on Restoration of Custody of Children, signed at Luxembourg on 20th May 1980 (Cm. 191). This Order also amends the entries in Schedule 1 in relation to the Hague Convention for Canada in respect of Newfoundland and Labrador and Nunavut, to reflect relevant records.

An impact assessment has not been prepared for this instrument because no impact on the private or voluntary sectors is foreseen.