

V. STATUS OF CONVENTIONS

Status of conventions: note by the secretariat (A/CN.9/294)

1. At its thirteenth session the Commission decided that it would consider, at each of its sessions, the status of conventions that were the outcome of work carried out by it.^a

2. The present note is submitted pursuant to that decision. The annex hereto sets forth the state of signatures, ratifications, accessions and approvals as of 15 May 1987 to the following conventions: Convention on the Limitation Period in the International Sale of Goods (New York, 1974); Protocol amending the

^aReport of the United Nations Commission on International Trade Law on the work of its thirteenth session, *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 17 (A/35/17)*, para. 163.

Convention on the Limitation Period in the International Sale of Goods (Vienna, 1980); United Nations Convention on the Carriage of Goods by Sea, 1978 (Hamburg); United Nations Convention on Contracts for the International Sale of Goods (Vienna, 1980); and Convention on the Recognition and Enforcement of Foreign Arbitral Awards (New York, 1958). The latter convention, which has not emanated from the work of the Commission, has been included because of the close interest of the Commission in it, particularly in connection with the Commission's work in the field of international commercial arbitration. In addition, the annex sets forth those jurisdictions that have enacted legislation based on the UNCITRAL Model Law on International Commercial Arbitration.

ANNEX

1. *Convention on the Limitation Period in the International Sale of Goods* (New York, 1974)

State	Signature	Ratification	Accession
Argentina			9 October 1981
Brazil	14 June 1974		
Bulgaria	24 February 1975		
Byelorussian SSR	14 June 1974		
Costa Rica	30 August 1974		
Czechoslovakia	29 August 1975	26 May 1977	
Dominican Republic			23 December 1977
Egypt			6 December 1982*
German Democratic Republic	14 June 1974		
Ghana	5 December 1974	7 October 1975	
Hungary	14 June 1974	16 June 1983	
Mongolia	14 June 1974		
Nicaragua	13 May 1975		
Norway	11 December 1975	20 March 1980	
Poland	14 June 1974		
Ukrainian SSR	14 June 1974		
USSR	14 June 1974		
Yugoslavia			27 November 1978
Zambia			6 June 1986

Signatures only: 10; ratifications: 4; accessions: 5

Ratifications and accessions necessary to bring Convention into force: 10

*By virtue of accession to Protocol Amending the Convention on the Limitation Period in the International Sale of Goods (Vienna, 1980) (article VIII(2) of the Protocol).

Declarations and reservations

Upon signature Norway declared that in accordance with article 34 the Convention would not govern contracts of sale where the seller and the buyer both had their relevant places of business within the territories of the Nordic States (i.e. Norway, Denmark, Finland, Iceland and Sweden).

**2. Protocol amending the Convention on the Limitation Period
in the International Sale of Goods (Vienna, 1980)**

Since the other requirements for entering into force will have been met, the Protocol will enter into force on the day on which the Convention on the Limitation Period in the International Sale of Goods (New York, 1974) enters into force.

<i>State</i>	<i>Accession</i>
Argentina	19 July 1983
Egypt	6 December 1982
Hungary	16 June 1983
Zambia	6 June 1986

3. United Nations Convention on the Carriage of Goods by Sea (Hamburg 1978)

<i>State</i>	<i>Signature</i>	<i>Ratification</i>	<i>Accession</i>
Austria	30 April 1979		
Barbados			2 February 1981
Brazil	31 March 1978		
Chile	31 March 1978	9 July 1982	
Czechoslovakia	6 March 1979		
Denmark	18 April 1979		
Ecuador	31 March 1978		
Egypt	31 March 1978	23 April 1979	
Finland	18 April 1979		
France	18 April 1979		
Germany, Federal Republic of	31 March 1978		
Ghana	31 March 1978		
Holy See	31 March 1978		
Hungary	23 April 1979	5 July 1984	
Lebanon			4 April 1983
Madagascar	31 March 1978		
Mexico	31 March 1978		
Morocco			12 June 1981
Norway	18 April 1979		
Pakistan	8 March 1979		
Panama	31 March 1978		
Philippines	14 June 1978		
Portugal	31 March 1978		
Romania			7 January 1982
Senegal	31 March 1978	17 March 1986	
Sierra Leone	15 August 1978		
Singapore	31 March 1978		
Sweden	18 April 1979		
Tunisia			15 September 1980
Uganda			6 July 1979
United Republic of Tanzania			24 July 1979
United States of America	30 April 1979		
Venezuela	31 March 1978		
Zaire	19 April 1979		

Signatures only: 23; ratifications: 4; accessions: 7

Ratifications and accessions necessary to bring Convention into force: 20

Declarations and reservations

Upon signing the Convention the Czechoslovak Socialist Republic declared in accordance with article 26 a formula for converting the amounts of liability referred to in paragraph (2) of that article into the Czechoslovak currency and the amount of the limits of liability to be applied in the territory of the Czechoslovak Socialist Republic as expressed in the Czechoslovak currency.

4. United Nations Convention on Contracts for the International Sale of Goods (Vienna, 1980)

The Convention will enter into force on 1 January 1988 in respect of Argentina, China, Egypt, France, Hungary, Italy, Lesotho, Syrian Arab Republic, United States of America, Yugoslavia and Zambia.

<i>State</i>	<i>Signature</i>	<i>Ratification of approval (A)</i>	<i>Accession</i>
Argentina			19 July 1983
Austria	11 April 1980		
Chile	11 April 1980		
China	30 September 1981	11 December 1986 (A)	
Czechoslovakia	1 September 1981		
Denmark	26 May 1981		
Egypt			6 December 1982
Finland	26 May 1981		
France	27 August 1981	6 August 1982	
German Democratic Republic	13 August 1981		
Germany, Federal Republic of	26 May 1981		
Ghana	11 April 1980		
Hungary	11 April 1980	16 June 1983	
Italy	30 September 1981	11 December 1986	
Lesotho	18 June 1981	18 June 1981	
Netherlands	29 May 1981		
Norway	26 May 1981		
Poland	28 September 1981		
Singapore	11 April 1980		
Sweden	26 May 1981		
Syrian Arab Republic			19 October 1982
United States of America	31 August 1981	11 December 1986	
Venezuela	28 September 1981		
Yugoslavia	11 April 1980	27 March 1985	
Zambia			6 June 1986

Signatures only: 14; ratifications: 6; accessions: 4; approval: 1.

Declarations and reservations

Upon signing the Convention the Governments of Denmark, Finland, Norway and Sweden declared in accordance with article 92(1) that they would not be bound by Part II of the Convention (Formation of the Contract).

Upon ratifying the Convention the Government of Hungary declared that it considered the General Conditions of Delivery of Goods between Organizations of the Member Countries of the Council for Mutual Economic Assistance to be subject to the provisions of article 90 of the Convention.

Upon ratifying the Convention the Governments of Argentina and Hungary stated, in accordance with articles 12 and 96 of the Convention, that any provision of article 11, article 29 or Part II of the Convention that allowed a contract of sale or its modification or termination by agreement or any offer, acceptance or other indication of intention to be made in any form other than in writing, did not apply where any party had his place of business in their respective States.

Upon approving the Convention the Government of China declared that it did not consider itself bound by subparagraph (b) of paragraph (1) of article 1 and article 11 as well as the provisions in the Convention relating to the content of article 11.

Upon ratifying the Convention the Government of the United States of America declared that it would not be bound by subparagraph (1)(b) of article 1.

**5. Convention on the Recognition and Enforcement of Foreign Arbitral Awards
(New York, 1958)**

The Convention entered into force on 7 June 1959 in respect of Egypt, Israel, Morocco and Syrian Arab Republic; in respect of States becoming parties subsequent thereto the Convention entered into force 90 days after deposit of their instruments of ratification or accession.

<i>State</i>	<i>Signature</i>	<i>Ratification</i>	<i>Accession</i>
Argentina	26 August 1958		
Australia			26 March 1975
Austria ¹			2 May 1961
Belgium ¹	10 June 1958	18 August 1975	
Benin			16 May 1974
Botswana ^{1, 2}			20 December 1971
Bulgaria ^{1, 2}	17 December 1958	10 October 1961	
Burkina Faso			23 March 1987
Byelorussian SSR ^{1, 3}	29 December 1958	15 November 1960	
Canada ⁴			12 May 1986
Central African Republic ^{1, 2}			15 October 1962
Chile			4 September 1975
China ^{1, 2}			22 January 1987
Colombia			25 September 1979
Costa Rica	10 June 1958		
Cuba ^{1, 2, 3}			30 December 1974
Cyprus ^{1, 2}			29 December 1980
Czechoslovakia ^{1, 3}	3 October 1958	10 July 1959	
Democratic Kampuchea			5 January 1960
Denmark ^{1, 2}			22 December 1972
Djibouti			14 June 1983
Ecuador ^{1, 2}	17 December 1958	3 January 1962	
Egypt			9 March 1959
El Salvador	10 June 1958		
Finland	29 December 1958	19 January 1962	
France ^{1, 2}	25 November 1958	26 June 1959	
German Democratic Republic ^{1, 2, 3}			20 February 1975
Germany, Federal Republic of ¹	10 June 1958	30 June 1961	
Ghana			9 April 1968
Greece ^{1, 2}			16 July 1962
Guatemala ^{1, 2}			21 March 1984
Haiti			5 December 1983
Holy See ^{1, 2}			14 May 1975
Hungary ^{1, 2}			5 March 1962
India ^{1, 2}	10 June 1958	13 July 1960	
Indonesia ^{1, 2}			7 October 1981
Ireland ¹			12 May 1981
Israel	10 June 1958	5 January 1959	
Italy			31 January 1969
Japan ¹			20 June 1961
Jordan	10 June 1958	15 November 1979	
Kuwait ¹			28 April 1978
Luxembourg ¹	11 November 1958	9 September 1983	
Madagascar ^{1, 2}			16 July 1962
Malaysia ^{1, 2}			5 November 1985
Mexico			14 April 1971
Monaco ^{1, 2}	31 December 1958	2 June 1982	
Morocco ¹			12 February 1959
Netherlands ¹	10 June 1958	24 April 1964	
New Zealand ¹			6 January 1983
Niger			14 October 1964
Nigeria ^{1, 2}			17 March 1970
Norway ^{1, 5}			14 March 1961
Pakistan	30 December 1958		
Panama			10 October 1984
Philippines ^{1, 2}	10 June 1958	6 July 1967	

<i>State</i>	<i>Signature</i>	<i>Ratification</i>	<i>Accession</i>
Poland ^{1, 2}	10 June 1958	3 October 1961	
Republic of Korea ^{1, 2}			8 February 1973
Romania ^{1, 2, 3}			13 September 1961
San Marino			17 May 1979
Singapore ^{1, 3}			21 August 1986
South Africa			3 May 1976
Spain			12 May 1977
Sri Lanka	30 December 1958	9 April 1962	
Sweden	23 December 1958	28 January 1972	
Switzerland ¹	29 December 1958	1 June 1965	
Syrian Arab Republic			9 March 1959
Thailand			21 December 1959
Trinidad and Tobago ^{1, 2}			14 February 1966
Tunisia ^{1, 2}			17 July 1967
Ukrainian SSR ^{1, 3}	29 December 1958	10 October 1960	
USSR ^{1, 3}	29 December 1958	24 August 1960	
United Kingdom ¹			24 September 1975
United Republic of Tanzania ¹			13 October 1964
United States of America ^{1, 2}			30 September 1970
Uruguay			30 March 1983
Yugoslavia ^{1, 2, 6}			26 February 1982

Signatures only: 4; ratifications: 21; accessions: 52

Declarations and reservations

(Excludes territorial declarations and certain other reservations and declarations of a political nature)

¹State will apply the Convention to recognition and enforcement of awards made in the territory of another Contracting State.

²State will apply the Convention only to differences arising out of legal relationships whether contractual or not which are considered as commercial under the national law.

³With regard to awards made in the territory of non-Contracting States, State will apply the Convention only to the extent to which these States grant reciprocal treatment.

⁴The Government of Canada has declared (1) that Canada will apply the Convention only to differences arising out of legal relationships whether contractual or not which are considered as commercial under the national law of Canada, and (2) that with respect to the Province of Alberta, it will apply the Convention only to the recognition and enforcement of awards made in the territory of another Contracting State. The Government has informed the secretariat that it intends to amend its declaration with respect to point (1), by excepting the case of the Province of Quebec, and with respect to point (2), by changing "Alberta" to "Saskatchewan".

⁵State will not apply the Convention to differences where the subject matter of the proceedings is immovable property situated in the State, or a right in or to such property.

⁶The State will apply the Convention only to those arbitral awards which were adopted after the coming of the Convention into effect.

6. UNCITRAL Model Law on International Commercial Arbitration

Legislation based on the UNCITRAL Model Law on International Commercial Arbitration has been enacted in the following States:

Canada (by the Federal Parliament and by Parliaments of the following Provinces and Territories: Alberta, British Columbia, Manitoba, New Brunswick, Newfoundland, Northwest Territories, Nova Scotia, Prince Edward Island and Quebec).

Cyprus

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