



UNIDROIT

INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW
INSTITUT INTERNATIONAL POUR L'UNIFICATION DU DROIT PRIVE

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UNIDROIT

INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW

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This edition of Page One is the one I was hoping to write since my arrival. A Page One summarizing a year where the Institute's machinery is taken to full speed, with no breakdowns to report, with no new institutional troubles to overcome. We now know that UNIDROIT's potential was a reality, and that so much can be achieved. This relatively uneventful year has allowed us -and everyone- to see what this venerable institution can do. And it is much.

Institutionally, UNIDROIT had a calm, steady year. Our budget was yet again balanced and its execution on target. Savings in travel -both of staff and experts- were used to bolster our technological infrastructure, and new rooms were prepared to hold relatively large meetings, leaving the Sala Rodinò only for the larger events. Our -now, again, plentiful- researchers and visiting scholars will benefit substantially, too, from the improvement. We welcomed our first Junior Professional Officer and appointed our first Bank of Italy-UNIDROIT Chair, taking one step beyond our policy to strengthen human resources with no or very limited budget impact.

2021 was the year when our Governing Council celebrated its 100th session. This was no ordinary birthday: since 1926, where law-legends like Ernst Rabel or Ambroise Colin joined the efforts laid by Vittorio Scialoja in the context of the League of Nations, dozens of world-renowned jurists have served the Institute with wisdom and generosity, to make it a unique creature in the international legal arena. It is precisely because of its particular governance structure, crowned by its Governing Council, that UNIDROIT has a different, special soul. It was only fair that, notwithstanding the hardships of the pandemic, a special celebration was held. The session took place in Rome and Bologna, where the unique Oratorio di San Filippo Neri served as the perfect venue for an event that will be remembered. The two previous Secretary Generals joined us and long-standing former GC members and friends of UNIDROIT were present, many having travelled from very distant shores.

The implementation of our instruments continued at good pace, notwithstanding the context. The MAC Protocol's Preparatory Commission completed a first version of the Regulations, and the majority of the work leading to the issue of a tender for the MAC international registry was carried out successfully. Full implementation of the legal and institutional infrastructure for the new Protocol is facing its latest stages. The Rail Protocol saw another milestone achieved with Spain's signature, the fifth one, and the formal commencement of the country's ratification is underway in Parliament. The entry into force of the "greenest" of all Protocols is now closer than ever, with all winds blowing strong in its direction. Despite the deep and enduring crisis of the aviation sector, the Aircraft Protocol showed extraordinary resilience, and it has now proven itself to be only a most valuable security for creditors, but also -perhaps unexpectedly by some- a catalyser for agreed restructuring agreements of viable debtors. During this year, the Cape Town Convention welcomed one new member, to raise the count to 83, a remarkable achievement in a year especially difficult for the aviation industry. In the area of cultural property, three new states acceded to the 1995 UNIDROIT Convention, leaving the number in 52. In a context of extraordinary international turmoil, with severe travel and with national agendas focused on solving domestic matters, progress in the implementation of our instruments deserves to be deemed a positive development.

In the slipstream of the trend started in the second half of 2020, the new work methodology consolidated and revealed itself as an extraordinary opportunity to take the Institute's activities to the next level. While in-person meetings cannot be fully replaced, remote intersessional work proved a most useful and efficient tool to streamline legislative projects; and numbers are quite revealing: in 2021, considering all six ongoing projects, two of which only started after September, the 10 working groups held counted on the preparatory work of as many as 40 intersessional subgroup meetings, 5 specialised workshops and 7 drafting committee sessions. The times when instruments were the result of a few experts meeting twice a year in one of the Institute's rooms with a limited number of observers are behind; and are behind for good. Each working group was the result of an enormous amount of preparatory work, with dozens -if not hundreds- of hours of discussion and legal drafting, mostly held remotely with our new, effective technology. I can only acknowledge the generous effort of so many experts and organisations from all over the world.

The work on the Model Laws on Factoring and Warehouse Receipts made excellent progress, as did the project on Best practices for Effective Enforcement, where technology both as an instrument and as object of enforcement became a central point of discussion. Special mention is deserved by the project on Digital Assets and Private Law, which has attracted so much international attention that its working group meetings are attended by dozens of experts from all parts of the world (or perhaps I should say from hyperspace), making each session feel almost like a Meeting of Governmental Experts or a Diplomatic Conference. The Steering Committee, a parallel body created to receive domestic/regional input on the project, has also taken off with speed. On a different note, following the Governing Council's September meeting, two projects were upgraded and commenced their most promising path. The project on Bank Insolvency, conducted jointly with the Bank of International Settlement's Financial Stability Institute, has gathered a remarkable number of experts, banking regulators and supervisors, central banks and international financial institutions, to become one of the -if not the- main centre of work on the topic globally. The achievement is not minor, especially considering the reluctance and limited practice to do this type of work outside of Basel and the more traditional fora; and for UNIDROIT the project represents the opening of a new line of work with extraordinary potential, one which blends naturally with our previous instruments in the more general area of private law and the highly technical work on securities and financial markets. Finally, the long-awaited third joint project with FAO and IFAD set out, in what promises to be a natural development of our previous instruments on the subject matter, only that higher and deeper. Now the focus will be on the supply chain in the agricultural sector, and its success should not only produce a useful stand-alone instrument, but also a potential catalyser for the widespread use of the legal guides on Contract Farming and Agricultural Land Investment Contracts.

The final words of this Page One must be words of praise for the Institute's staff. The strain and distress caused by a full year of pandemic has taken its tolls on everyone, inevitably bringing fatigue and unease to everyone's lives. And yet staff members, legal officers and general staff alike, managed to keep troubles outside Villa Aldobrandini, deploying a poignant display of professionalism. 2021 was the year where 6 full legislative projects were underway and at full speed; a record in the history of the Institute. The energy, empathy, and intelligent smile of our President, who served her first full year in office, have no doubt been a key element for this remarkable, collective achievements. My first year in office I expressed my awe at how much was accomplished with so little; after this year, I no longer know where UNIDROIT's limits are

PROFESSOR IGNACIO TIRADO
Secretary-General

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I. ADMINISTRATION AND ORGANISATION¹

A. GOVERNING BODIES

1. Governing Council

UNIDROIT celebrated its 100th session of the Governing Council² in 2021, which, due to the COVID-19 pandemic, was held in two separate meetings.

The first meeting was held via remote written procedure in April/May 2021. It addressed the ongoing projects of the Work Programme for which a decision needed to be taken as well as the Preparation of the draft Budget for the 2022 financial year. When discussing the draft Budget for 2022, the Council commended the positive impact of cost-saving measures and management efficiencies.

On 22-24 September 2021, UNIDROIT hosted the second meeting in hybrid format, which was chaired by UNIDROIT President Professor Maria Chiara Malaguti. The Governing Council expressed its appreciation to the staff of the Secretariat for its dedication and hard work in the implementation of the Institute's mandate, as showcased by the numerous activities that had been undertaken despite the difficulties caused by the COVID-19 pandemic, and commended the UNIDROIT Foundation for its continued support.

In matters pertaining to the definition of scope and priority of projects on the 2020-2022 Work Programme, the Council confirmed the high priority status for the projects on Bank Insolvency and Legal Structure of Agricultural Enterprises, allowing the formation of Working Groups for both projects. The Governing Council also took note of the progress that had been made on the other ongoing high priority projects (Model Law on Warehouse Receipts, Model Law on Factoring, Best Practices for Effective Enforcement and Digital Assets and Private Law) and on the activities related to the Cape Town instruments and on the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects. The Council also considered a progress report on the work undertaken by the Secretariat on UNIDROIT Instruments and the response to the COVID-19 pandemic.

In matters pertaining to the Institute's policies, the Secretariat obtained the approval of the Council on a new method for the appointment of UNIDROIT Correspondents, its consent for the temporary application of a new Whistleblower and Anti-Retaliation policy pending the full review of the UNIDROIT Regulations, and the endorsement of the UNIDROIT Academy initiative, a unified approach to UNIDROIT's academic activities. Finally, the Council was presented with the newly launched UNIDROIT website.

On 27 September 2021, Members of the Governing Council, past and present, Correspondents, and representatives from International Organisations gathered in Bologna and online to celebrate UNIDROIT's achievements on the occasion of the 100th session of UNIDROIT's Governing Council. The Conference was opened by UNIDROIT's President Maria Chiara Malaguti and representatives of the hosting institutions, Professor Giusella Finocchiaro (President of Fondazione del Monte) and the Director of the Department of Legal Studies of the University of Bologna.

¹ This report covers the activities of UNIDROIT from 1 January to 31 December 2021.

² Composition of the Governing Council (2019-2023): Stefania Bariatti (Italy), Hans-Georg Bollweg (Germany), Baiba Broka (Latvia), Yusuf Çalışkan (Turkey), Alfonso-Luis Calvo Caravaca (Spain), Eugenia G. Dacoronia (Greece), Bénédicte Fauvarque-Cosson (France), Eesa Allie Fredericks (South Africa), Henry D. Gabriel (United States of America), Arthur S. Hartkamp (Netherlands), In-Ho Kim (Republic of Korea), Hideki Kanda (Japan), Patrick Kilgariff (United Kingdom), Alexander S. Komarov (Russian Federation), Antti T. Leinonen (Finland), Ricardo Lorenzetti (Argentina), Niklaus D. Meier (Switzerland), Attila Menyhárd (Hungary), José Antonio Moreno Rodríguez (Paraguay), Monika Pauknerová (Czech Republic), Kathryn Sabo (Canada), Jorge Sánchez Cordero Davila (Mexico), Luc Schuermans (Belgium), Shi Jingxia (People's Republic of China), Carmen Tamara Ungureanu (Romania).

2. General Assembly

The 80th session of the General Assembly of UNIDROIT was held in hybrid format on 9 December 2021 in Rome. Minister Plenipotentiary Stefano Zanini, Head of the Service for Legal Affairs, Diplomatic Disputes & International Agreements of the Ministry of Foreign Affairs and International Cooperation (Italy) was appointed as Chairperson of the General Assembly 2021-2022.

The Secretary-General, Professor Ignacio Tirado, outlined the activities and accomplishments of the Organisation in 2021. The General Assembly took note of the Statement regarding the Organisation's activity in 2021 and approved the recommended amendments to the 2020-2022 Work Programme. During the debate on financial issues, the General Assembly approved the Accounts for the 2020 financial year as well as the adjustments to the 2021 Budget. The General Assembly also adopted the draft Budget for 2022.

3. Finance Committee

The Finance Committee¹ met remotely twice in 2021. The 91st session of the Finance Committee was held via Zoom on 25 March. The Secretary-General welcomed all the Members of the Committee, congratulating them for having recently been appointed for a three-year term commencing on 1 January 2021 and thanking them for agreeing to serve on the Committee. It particularly discussed the first estimates for the draft Budget 2022 and an update on the new compensation and social security package offered to UNIDROIT staff.

The 92nd session of the Finance Committee was held in person in Rome and via videoconference on 4 November 2021. The Secretary-General noted the changes that had occurred in the representatives of a number of Member States of the Finance Committee, including the former Chair, the Representative of Spain, Mr Rafael Osorio, and welcomed the new Chair of the Finance Committee, the Representative of the United States of America, Mr Samuel Rothenberg.

4. Secretariat

On 31 December 2021, the Secretariat was made up of 22 members, of which 10 Professional staff and 12 General Services staff (administrative assistants, librarians, secretarial staff and technical support staff). The Secretariat was also assisted by four legal consultants.

B. RELATIONS WITH MEMBER STATES AND OTHER GOVERNMENTS

On 31 December 2021 UNIDROIT had 63 Member States: Argentina, Australia, Austria, Belgium, Bolivia, Brazil, Bulgaria, Canada, Chile, China, Colombia, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Egypt, Estonia, Finland, France, Germany, Greece, Holy See, Hungary, India, Indonesia, Iran, Iraq, Ireland, Israel, Italy, Japan, Latvia, Lithuania, Luxembourg, Malta, Mexico, Netherlands, Nicaragua, Nigeria, Norway, Pakistan, Paraguay, Poland, Portugal, Republic of Korea, Republic of Serbia, Romania, Russian Federation, San Marino, Saudi Arabia, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Tunisia, Turkey, United Kingdom, United States of America, Uruguay and Venezuela.

The Secretariat continues consultations with several non-Member States with a view to their possible accession to the UNIDROIT Statute. Due to the limitations imposed by the COVID-19 pandemic, official travel and visits to UNIDROIT's Seat by Government Officials were considerably fewer than usual, but bilateral and multilateral exchanges with Government officials, both with Member and with non-Member States, took place through videoconference.

Respecting the health regulations in force, some in-person meetings took place (for the visits linked to a specific project, see the relevant parts below).

¹ Composition of the Finance Committee (2021-2023): Brazil, Canada, China, France, Germany, India, Indonesia, Iran, Italy, Japan, Republic of Korea, Russian Federation, Spain, Switzerland, the United Kingdom and the United States of America.

Visits and meetings held at UNIDROIT

Mexico: On 15 February 2021, H.E. Ambassador Carlos Garcia de Alba of Mexico visited UNIDROIT and met with President Maria Chiara Malaguti and Secretary-General Ignacio Tirado.

Pakistan: On 22 March 2021, Secretary-General Ignacio Tirado and Legal Consultant Hamza Hameed met with Ambassador Jauhar Saleem and First Secretary Salman Pervaiz to discuss, among others, the MAC Protocol, the Digital Assets Steering Committee and the relationship between UNIDROIT and Pakistan. Additionally, on 6 September 2021, Senior Legal Officer Carlo Di Nicola and Legal Consultant Hamza Hameed met with Salman Pervaiz and Shoaib Sarwar to discuss matters related to the Digital Assets Steering Committee, as well as Pakistan's participation within UNIDROIT's governing bodies.

India: On 26 May 2021, H.E. Ambassador Dr Neena Malhotra of India, together with Deputy Chief of Mission, Ms Neeharika Singh, visited UNIDROIT for the presentation of her credentials. They visited UNIDROIT again on 20 December 2021.

Algeria: On 23 July 2021, H.E. Ambassador Ahmed Boutache of Algeria and Foreign Affairs Secretary Ms Somia Hadeef visited UNIDROIT to discuss benefits of becoming a Member State of UNIDROIT and a State Party to its most relevant international legal instruments for the Algerian economy. They met with the President and Secretary-General, as well as with Deputy Secretary-General, Professor Anna Veneziano, and Principal Legal Officer & Treaty Depositary Marina Schneider.

Uzbekistan: From 24 to 25 August 2021, UNIDROIT received a delegation from Uzbekistan which included representatives of the Ministry of Justice, the Ministry of Foreign Affairs, Tashkent State University of Law and OSCE. The delegation was welcomed by the Secretary-General, the Deputy Secretary-General, and several legal officers of UNIDROIT. The meeting focused on Uzbekistan's consideration of accession to UNIDROIT as a Member State and included presentations covering a number of UNIDROIT instruments and on-going projects. Further opportunities for cooperation between Uzbekistan and the Tashkent State University of Law and UNIDROIT were also discussed.

United States of America: On 1st October 2021, UNIDROIT team composed of the President, the Secretary-General, the Deputy Secretary-General, Principal Legal Officer Marina Schneider and Hamza Hameed met with H.E. Ambassador Kip Tom and some representatives of the USUN staff at the seat of UNIDROIT.

Benin: On 18 November 2021, Ms Marina Schneider met Mr Franck Armel Afoukou, Director of Legal Affairs, Ministry of Foreign Affairs and Cooperation of Benin. They discussed the benefits of UNIDROIT instruments for the economy of Benin and the recent accession by Benin to the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects.

Indonesia: On 29 November 2021, the Secretary-General and the Deputy Secretary-General received H.E. Ambassador Esti Andayani of Indonesia for a farewell visit, accompanied by Minister Counsellor Awal Caka.

Luxembourg: On 30 November 2021, the new Ambassador of Luxembourg H.E. Ms Michèle Pranchère-Tomassini paid UNIDROIT a courtesy visit for the presentation of her credentials.

C. COORDINATION BETWEEN ORGANISATIONS INVOLVED IN THE FORMULATION OF PRIVATE LAW RULES

1. Hague Conference of Private International Law (HCCH)

On 1-5 March 2021, the Secretary-General, the Deputy Secretary-General and Senior Legal Officer Carlo Di Nicola participated in the HCCH Council on General Affairs and Policy, with a specific remote presentation on the implications of the digital economy in Private International Law, including Distributed Ledger Technology. They also gave an overview of the conventions and other instruments in this field developed under the auspices of UNCITRAL, UNIDROIT and the HCCH.

2. United Nations Commission on International Trade Law (UNCITRAL)

On 4 and 5 March 2021, UNIDROIT Legal Officer Priscila Pereira de Andrade, participated in the UNCITRAL Expert Group Meeting on Access to Credit.

On 8 and 9 March 2021, UNIDROIT Senior Legal Officer Carlo Di Nicola participated in the UNCITRAL Expert Group Meeting for the digital economy project.

On 13 and 14 April 2021, UNIDROIT Legal Officer Philine Wehling participated in the UNCITRAL Webinar on “International experiences with the dematerialization of negotiable transport documents”.

On 12 July 2021, the Secretary-General and the Deputy Secretary-General participated in the 54th UNCITRAL Commission session on matters concerning the following topics: progress reports of all Working Groups and endorsement of the Principles of International Commercial Contracts (UPICC 2016), coordination and cooperation, and the Secretariat reports on non-legislative activities. On 13 and 14 July, the Secretary-General, the Deputy Secretary-General, and a number of legal officers participated in a discussion on the Work Programme of the Commission including the following topics: warehouse receipts, insolvency and negotiable multimodal transport documents, legal issues arising from the digital economy, including dispute resolution, COVID-19 impact on international trade law and resource requirements for the implementation of the work programme.

From 4 to 8 October 2021, Priscila Pereira de Andrade participated in the 36th session of UNCITRAL WG I (Micro, Small and Medium-sized Enterprises - MSMEs).

On 13 December 2021, the Secretary-General, the Deputy Secretary-General and Teresa Rodriguez de las Heras Ballell (UNIDROIT consultant and Spanish representative of the Rail Working Group) participated in UNCITRAL WG V Insolvency. On 14 December 2021, the Deputy Secretary-General participated in the UNCITRAL WG V on the part on Civil Asset Tracing Recovery.

3. UNIDROIT, UNCITRAL and the HCCH

The customary co-ordination meeting between the Secretariats of the HCCH, UNCITRAL and UNIDROIT was organised by UNCITRAL and took place remotely on 28 April 2021, with the participation of the Secretary-Generals of HCCH and UNIDROIT, the Secretary of UNCITRAL, and other officers of the three organisations. The meeting discussed, among other things, the current joint projects and new topics for future cooperation among the three “sister” organisations. The next meeting is scheduled to take place in June 2022, hosted by UNIDROIT.

D. COOPERATION WITH OTHER INTERNATIONAL AND REGIONAL ORGANISATIONS

The Institute was represented at several meetings organised by other international organisations throughout the year, including: the African Union (AU), the Asia Pacific Economic Cooperation (APEC), the Economic Community of West African States (ECOWAS), the European Bank for Reconstruction and Development (EBRD), the European Law Institute (ELI), the European Transport Council, the Food and Agriculture Organization of the United Nations (FAO), the Intergovernmental Organisation for International Carriage by Rail (OTIF), the International Bar Association (IBA), the International Chamber of Commerce (ICC), the ICC Commission on Law and Practice of International Commercial Law, the International Centre for the Study of the Preservation and Restoration of Cultural Property (ICCROM), the International Council of Museums (ICOM), the International Fund for Agricultural Development (IFAD), the International Law Association (ILA), INTERPOL, the International Training Centre of the International Labour Organisation (ITC-ILO), International Institute of Space Law (IISL), the Kozolchyk National Law Center (NatLaw), the Organization of American States (OAS), the Organisation for Economic Co-operation and Development (OECD), United Nations Economic Commission for Africa (UNECA), the United Nations Economic Commission for Europe (UNECE), the United Nations Educational, Scientific and Cultural Organization (UNESCO), the United Nations Committee on the Peaceful Uses of Outer Space (COPUOS), the United Nations Office for Outer Space Affairs (UNOOSA) and the World Bank Group (WBG).

The following are only some representative examples of cooperation between the Secretariat and other international organisations (others will be developed below linked to the relevant projects):

1. Organisation for Economic Co-operation and Development (OECD)

By letter of 27 December 2020, Secretary-General Ignacio Tirado confirmed UNIDROIT's entry into the Partnership of International Organisations for Effective International Rulemaking (hereafter 'IO Partnership') established by the OECD.

The work of the IO Partnership aims to feed into the OECD Regulatory Policy Committee's (RPC) work on International Regulatory Co-operation (IRC) by offering platforms for continuous multilateral dialogue, exchange of experience and the development of common approaches. By working towards more effective international rules and standards, the work of the IO Partnership aims to build greater confidence of domestic regulators and legislators in these rules and standards and support greater use of good quality international instruments in national legislation to address the policy challenges of today. The objectives of the IO Partnership to seek to improve rulemaking processes at international organisations through better systems of transparency, inclusiveness, implementation, monitoring, promotion and coordination align well with UNIDROIT's working methods and its mandate focusing on the development of international private law instruments designed to promote international trade, improve access to finance, and foster more sustainable economic growth in all parts of the world.

2. United Nations Office for Outer Space Affairs (UNOOSA)



On 22 September 2021, UNIDROIT signed a Memorandum of Understanding (MoU) with UNOOSA to further the joint interest of the two organisations in the fields of international cooperation, economic development, and the use of uniform law instruments and standards for the space sector. The MoU was signed by Secretary-General Ignacio Tirado, and UNOOSA Director Simonetta Di Pippo at a signing ceremony held at the UNIDROIT Headquarters in Rome. President Maria Chiara Malaguti, Deputy Secretary-General Anna Veneziano, and Legal Consultant

Hamza Hameed, also participated in the ceremony.

The signing of this MoU follows the recent appointment of UNIDROIT as a Permanent Observer to the United Nations Committee on the Peaceful Uses of Outer Space, which was confirmed at the Committee's 64th session (25 August-3 September 2021).

3. United Nations Economic Commission for Africa (UNECA)

Under the lead of the Private Sector Development and Finance Division for the implementation of the UNECA Resolution 965(LII) on the Luxembourg Protocol, mandating the Commission to raise the awareness of, and advocate the adoption of, the Luxembourg Rail Protocol across Africa, the UNECA continued to participate in activities for the promotion of the implementation of the Protocol in Africa, particularly in cooperation with the Rail Working Group (RWG). In 2021, Deputy Secretary-General Anna Veneziano represented UNIDROIT as an Observer in the Committee of Expert of the 53rd session of the Commission (17-23 March 2021), dedicated to Africa's Sustainable Industrialization and Diversification in the Digital Era in the Context of COVID-19.

4. Asia Pacific Economic Cooperation (APEC)

APEC provides a valuable forum through which UNIDROIT can engage with member economies across the Asia-Pacific region. UNIDROIT has enjoyed formal observer status with the APEC Economic Committee since 2016. In 2021, UNIDROIT continued to engage with the APEC forum, and has been granted formal Guest Status with the APEC Economic Committee for 2020 – 2022.



On 10 June 2021, Senior Legal Officer William Brydie-Watson participated in an APEC Ease of Doing Business workshop on resolving insolvency in APEC economies. UNIDROIT participated in a panel discussing the impact of insolvency systems on interested parties, providing expertise on: (i) international instruments that provide balanced frameworks for resolving insolvency and (ii) the interaction between insolvency reform and secured transactions reform. The workshop was attended by over 60 participants from APEC's 21 member economies.



On 13 August 2021, UNIDROIT participated in an online workshop on Getting Credit and Resolving Insolvency hosted by the Republic of Korea's Ministry of Justice. The workshop was undertaken as part of APEC's Ease of Doing Business initiative. Senior Legal Officer William Brydie-Watson delivered a presentation on UNIDROIT's work in the field of secured transactions, with a particular focus on the Cape Town Convention and its Protocols. UNIDROIT participated alongside UNCITRAL and experts from Australia, Germany, Japan and Korea.

Between 24-25 August 2021 UNIDROIT participated in the APEC Economic Committee. The Economic Committee session was held remotely and organised by New Zealand in its capacity as the 2021 APEC host member economy.

5. *International Law Association (ILA)*

On 16 June 2021, UNIDROIT and the ADI/ILA French Branch signed a MoU to pursue the study, clarification, and development of international law, both public and private, and the furtherance of international understanding and respect for international law. The two organisations intend to cooperate in matters pertaining to the respective scopes and mandates through study and research projects, as well as to the organisation of a number of events with special regard to the 150th anniversary of the world-wide ADI/ILA organization which is to be organised by the ADI/ILA French Branch in 2023.



The ceremony for the signing of the Memorandum took place at UNIDROIT's seat in Rome in virtual format and was signed by UNIDROIT Secretary-General Ignacio Tirado and by ADI/ILA French Branch Honorary President Catherine Kessedjian.

On 5 November 2021, UNIDROIT and the ILA Italian Branch, founded in Rome in 1925, signed a MoU to pursue the study, clarification and development of international law, both public and private, and the furtherance of international understanding and respect for international law. The two organisations intend to cooperate in matters pertaining to the respective scopes and mandates through study and research projects, as well as to the organisation of a number of events with special regard to the 100th anniversaries of ILA Italy in 2025 and of UNIDROIT in 2026.

The ceremony for the signing of the Memorandum took place at UNIDROIT's seat in Rome in hybrid format and was attended in person by Maria Chiara Malaguti, Ignacio Tirado and Anna Veneziano (UNIDROIT President, Secretary-General and Deputy Secretary-General, respectively), as well as by Professor Alberto Malatesta, Secretary-General and Treasurer of ILA Italy, with the remote participation of Professor Gabriella Venturini (University of Milan).

6. **INSOL International**



INSOL International and INSOL Europe co-organised an online seminar on 15 April 2021 to address global hot-topics, looking at digital assets and insolvency and COVID-19 national temporary legislation. Secretary-General Ignacio Tirado, delivered the opening Keynote Speech entitled “Transnational Legal Order, Digital Assets and Private Law”, illustrating the UNIDROIT Project on Digital Assets and the relevance of Digital

Assets in insolvency proceedings.

E. **COOPERATION WITH ACADEMIC INSTITUTIONS**

1. **Meetings and conferences**

Several members of the Secretariat participated in numerous meetings and conferences at academic institutions, including: the International Training Centre of the International Labour Organization (ITC-ILO), the Hitotsubashi University (Japan), the University of Cambridge (United Kingdom), the Sapienza Università di Roma (Italy), the Università Cattolica del Sacro Cuore in Milan (Italy), the University of Turin (Italy), the Universidad Pontificia Comillas (Spain), the University of Trento (Italy), the University of Hyderabad (India), the Université Panthéon-Assas Paris II/CEJART (France), the Università degli Studi di Milano (Italy), the LUISS University (Italy), the Roma Tre University (Italy), the University of Leiden (Netherlands), the Ecole du Louvre (France), the University of Bologna (Italy), the School of Law at Queen Mary University (United Kingdom), the Swiss Institute of comparative law (Switzerland), the Washington College of Law (United States of America), the University of Chile (Chile), the University of Geneva (Switzerland), and the Universitas Padjadjaran (India).

The following are only some representative examples (others will be developed below linked to the relevant projects):



UNIDROIT, as sponsoring organisation of the Master of Laws in International Trade Law programme organised by the ITC-ILO is a member of its Scientific Committee. Deputy Secretary-General Anna Veneziano attended the meetings of the Committee on 24 July and 7 October 2021.

On 17-19 March 2021, UNIDROIT Legal Officer Philine Wehling delivered a lecture on “International Sources of Contract Law: the UNIDROIT Principles of International Commercial Contracts (UPICC)” to postgraduate students of the ITC-ILO. The online lecture was part of the Master of Laws in International Trade Law programme, which is co-organised by the ITC-ILO, the University of Turin and the University Institute of European Studies in collaboration with the Turin School of Development. UNIDROIT formally became a partner organisation in the programme in 2019. Among the topics covered during the three days were: UNIDROIT’s mandate and working methods; the UPICC, including their origin, content and application; and the influence of the Principles on related areas of work and ongoing projects, such as the UNIDROIT/FAO/IFAD Legal Guide on Contract Farming and the UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts.



On 27 January 2021, Deputy Secretary-General Anna Veneziano and Legal Officer Priscila Pereira de Andrade delivered a joint lecture to the students of the PhD Programme “*Autonomia Privata, Impresa, Lavoro e Tutela dei diritti nella prospettiva europea e internazionale*” at the University of Rome La Sapienza. The lecture was introduced by Professor Roberta Peleggi and addressed the role of UNIDROIT in the area of Private Law and Agricultural Development and the tripartite collaboration between UNIDROIT, FAO and IFAD for the elaboration of legal guidance instruments in this sector, with particular focus on the Legal Guide on Contract Farming (adopted in 2015).

The benefits, risks and the specificities of contract farming arrangements were addressed to point out examples of contractual best practices.



On 28 January 2021, Ms Priscila Pereira de Andrade, UNIDROIT Legal Officer, presented UNIDROIT's work and instruments in the area of Private Law and Agricultural Development to a group of students of the School of Law, University of Washington (UW). The online lecture was part of the "Global Development Law & Policy Workshop", organised by Professor Ms Randi Hedin and held within the "Law of Sustainable Development Graduate Program". Among the topics covered were: UNIDROIT's mandate and general working methods; the UNIDROIT/FAO/IFAD Legal guide on Contract Farming; the UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts (the ALIC Guide), as well as the new UNIDROIT/FAO/IFAD project on Legal Structures of Agricultural Enterprises.

On 22 April 2021, Deputy Secretary-General Anna Veneziano also participated in the University of Washington's Global Development Law & Policy class. UNIDROIT's current projects were presented followed by a Q&A session with the students.



UNIVERSITÀ DEGLI STUDI DI MILANO
DIPARTIMENTO DI STUDI INTERNAZIONALI,
GIURIDICI E STORICO-POLITICI

On 28 April 2021, Legal Officer Priscila Pereira de Andrade delivered a lecture to the students of the Programme "Diritto Privato Comparato delle persone e dei mercati" – Università degli Studi di Milano. The lecture was introduced by Professor Naiara Posenato and addressed UNIDROIT's experience with comparative law.



On 23 July 2021, Roma Tre University and UNIDROIT co-hosted the 8th Annual International Arbitration Lecture on "The Impact of Societal and Global Changes on the Practice of International Arbitration: Past, Present and Future" by Hilary Heilbron QC (International Arbitrator, Brick Court Chambers). The lecture was part of the programme of the International Commercial and Investment Arbitration Theory and Practice Certificate, jointly organised by Roma Tre, the Italian Arbitration Association, the International Court of Arbitration, and the Chamber of Arbitration of Milan. This edition was opened by President Maria Chiara Malaguti and Professor Andrea Zoppini (Faculty of Law, Roma Tre University). Some 35 participants were able to participate in person in the UNIDROIT Library's Sala Rodinò, whereas over 100 people registered to participate online.



On 2 November 2021, the University of Bologna and the School of Law at Queen Mary University organised an online conference entitled "New Chinese Civil Code: A Law for Transition". The conference was opened by a Keynote by Professor Thomas Duve (Max Planck Institute for Legal History and Legal Theory) and saw the participation of Deputy Secretary-General Anna Veneziano in the first panel, with a presentation on the UNIDROIT Principles as an Inspiration for Legal Drafting and the Chinese Civil Code.

The 12th edition of the Transnational Commercial Law Teacher's Meeting was hosted by the University of Chile from 10-12 November via Zoom. The Conference was devoted to the study of Secured Transactions in Transnational Commercial Law, along with panels and presentations to discuss the current status of transnational commercial law instruments and related research in Latin America.



Opened by Professor Herbert Kronke (Emeritus Professor, Heidelberg University) and Pablo Ruiz-Tagle (Dean, Universidad de Chile School of Law), the Conference featured a panel moderated by Deputy Secretary-General Anna Veneziano, focussed on the Cape Town Convention, featuring presentations by: Souichirou Kozuka and Noriyuki Aoki (Gakushuin University & Waseda

University) on the reform of law and shifts in thoughts of secured transactions in Japan; Louise Gullifer (Cambridge University) on The Cape Town Convention as transnational insolvency law; Sanam Saidova (University of Nottingham) on the Relationship between the CTC and the applicable national law in the context of the CTC's requirement of power to dispose; Teresa Rodríguez De Las Heras Ballell (Universidad Carlos III de Madrid) on Immovable-associated equipment in the MAC Protocol: rethinking the concept of "mobile equipment" under the CTC and Camilo Saldías (Universidad de Chile) on Immovable-associated equipment in MAC Protocol: interactions between international interest and local interests under Chilean Law.

2. Cooperation agreements

In line with its policy over the previous years, and with the intention to further develop in the future, the Secretariat has promoted cooperation with a number of partners, including but not limited to academic institutions.

In 2021, a UNIDROIT-Bank of Italy Chair Programme was created. The programme is aimed at promoting the cooperation between UNIDROIT, the Bank of Italy and IVASS (the Italian supervisor of the insurance and reinsurance markets) by contributing to joint research, training and dissemination of matters of common interest. Under the Programme, the Secretariat has successfully hosted Professor Hossein Nabilou (Assistant Professor of Law & Finance at University of Amsterdam), a highly qualified academic to work in the fields of (i) digital assets and private law; and (ii) the conception and analysis of specific procedures, administrative or judicial, to deal with distressed financial institutions, with particular regard to the liquidation stage and with a focus on non-systemic institutions. These topics are all part of current projects existing on the UNIDROIT 2020-2022 Work Programme and constitute natural areas of interest for the Bank of Italy and/or IVASS.

In 2021, cooperation agreements were signed to expand and enhance cooperation and collaboration with academic institutions through the inclusion of UNIDROIT instruments and projects in their relevant academic programs, by means of the organisation of academic seminars, workshops, courses or events to be held at the University, UNIDROIT or online, and by promoting the UNIDROIT Scholarship and Internship Programme:

- the Law Schools Global League on 28 January 2021;
- the University of Navarra (Spain) on 21 April 2021;
- the Fordham University, on behalf of the School of Law (United States of America) on 1 June 2021;
- the Tashkent State University of Law (Uzbekistan) on 24 August 2021;
- the Roma Tre University Law Department (Italy) on 15 November 2021;
- the Department of Law and Economics of Productive Activities-University of Rome "La Sapienza" (Italy) on 13 December 2021.

II. LEGISLATIVE ACTIVITIES

A. ONGOING LEGISLATIVE ACTIVITIES

1. Model Law on Factoring

Working Group Meetings

Third session (26-28 May 2021) and fourth session (1-3 December 2021).

Intersessional Meeting

An intersessional meeting finalised the scope of the Model Law on Factoring (20 September 2021).

Subgroup on Transition

First meeting (8 September 2021), second meeting (12 October 2021), third meeting (25 October 2021), fourth meeting (10 November 2021).

Subgroup on Registration

First meeting (1 October 2021), second meeting (13 October 2021), third meeting (27 October 2021), fourth meeting (1 November 2021).

- *Development of the project*

The development of a Model Law on Factoring (MLF) Project was approved by the UNIDROIT General Assembly at its 78th session in December 2019 as a high priority project for the 2020-2022 Triennial Work Programme. Work commenced on the project in 2020.

As consistent with the Institute's established working methodology, the MLF is being developed by a Working Group composed of international legal experts representing different legal systems. The Working Group is chaired by Governing Council Member Professor Henry Gabriel. A number of international, regional and intergovernmental organisations, industry associations and academics attend the Working Group sessions as Observers.

To efficiently develop the core chapters of the MLF, the Working Group established subgroups on (i) conflict of laws, (ii) registration and (iii) transition. These subgroups worked throughout 2021 to prepare draft articles on these technical issues for consideration by the broader Working Group.

The draft MLF has six chapters and 40 articles and is being drafted with due consideration to the corresponding articles in the UNCITRAL Model Law on Secured Transactions. The length of the Model Law will increase once the Working Group finalises additional chapters of the instrument.

- *Working Group*

The third session of the Working Group took place via videoconference between 26-28 May 2021. The Working Group was attended by 32 participants, comprising of nine Working Group Members, 7 Observers from six international, regional and intergovernmental organisations, nine industry associations and academia and seven members of the UNIDROIT Secretariat.

The fourth session of the Working Group took place in hybrid format between 1-3 December 2021. The Working Group was attended by 30 participants.

- *Presentations, seminars and conferences*

On 16-17 June 2021, Senior Legal Officer William Brydie-Watson and Legal Officer Chen Miao participated in the two-day FCI webinar "Changing Risk Patterns and Fraud Management in Receivables and Payables Finance".



On September 2021, Senior Legal Officer William Brydie-Watson presented, via videoconference, the future Model Law on Factoring at the FCI Annual Meeting held in Washington DC.

2. Transnational Civil Procedure

a. Best Practices for Effective Enforcement

Working Group Meetings

Second session (20-22 April 2021) and third session (29 November-1 December 2021).

Intersessional Meetings

Subgroup 1 on Post-adjudication enforcement

First meeting (14 January 2021), second meeting (16 March 2021).

Subgroup 2 on Enforcement of secured claims (collateral)

First meeting (11 January 2021), second meeting (5 February 2021).

Subgroup 3 on Impact of technology on enforcement

First meeting (2 February 2021), second meeting (9 March 2021).

- *Development of the project*

The project on Best Practices for Effective Enforcement (BPEE) was included in the 2020-2022 Work Programme by the General Assembly (A.G. (78) 12), confirming the recommendation of the Governing Council (C.D. (98) 17). At the second meeting of its 99th session on 23-25 September 2020, the Governing Council approved the proposed guidelines regarding the scope of the project, confirmed the high priority status assigned to it and authorised the establishment of a Working Group.

- *Working Group*

On 20-22 of April 2021, the Working Group on BPEE, chaired by Governing Council Member Kathryn Sabo, met via Zoom for the second session to discuss the results of the intersessional work undertaken by its Members and Observers since the first session (30 November-2 December 2020). After a general presentation on the progress of the project, the three subgroups on “post-adjudication” “enforcement, enforcement of secured claims (collateral)”, and on “the impact of technology on enforcement”, presented their reports, which elicited very fruitful discussions.



On 29-30 November and 1 December 2021, the Working Group on BPEE met at UNIDROIT’s Headquarters in Rome and via Zoom to discuss the outcome of the intersessional work. The Working Group addressed issues of enforcement of monetary claims by third party debt orders including tentative best practices regarding to the impact of automation. It then discussed charging orders on land and some aspects of complex enforcement relating to special types of assets. In relation to enforcement of security rights, the Working Group considered draft best practices on security rights over receivables, disposition of collateral and variation by parties of the rules regarding realisation of the collateral.



- *Presentations, seminars and conferences*

On 20 January 2021, UNIDROIT was invited to participate in an online course on “Technology and Legal Innovation”, a joint initiative of Hitotsubashi University and the University of Cambridge. In particular, Secretary-General Ignacio Tirado and Deputy Secretary-General Anna Veneziano participated in a panel of the Workshop Entitled “Innovating Access to Justice”. The workshop was coordinated by Professors Felix Steffek (University of Cambridge) and Mihoko Sumida (Hitotsubashi University) and included representatives of the Ministries of Justice of Germany and Japan, of the OECD, and the coordinators of the “Pathfinders” research programme as panelists. UNIDROIT contributed with a presentation on the initiatives concerning access to justice, with particular focus on the enforcement of creditor’s claims. The Workshop was attended by the undergraduates of the course, but also by senior Japanese academics and researchers.



On 23 November 2021, UNIDROIT was invited to participate in a Workshop entitled “Excellence and Innovation... Our Profession – COVID and beyond”, in the context of the 24th International Union of Judicial Officers (UIHJ) Congress on Cyber Justice, sponsored by the Government of Dubai and hosted by Dubai Courts. Deputy Secretary-General Anna Veneziano spoke on a panel dedicated to “Cyber Justice: New Opportunities for the Judicial” moderated by David Walker (Rapporteur General of the Congress). UNIDROIT Sir Roy Goode Scholar and Consultant Teresa Rodriguez de las Heras Ballell also participated, featuring in a panel on “The Acceleration of the Digitisation of Legal Systems”, moderated by Rui Miguel Simão (Secretary of the board of the General Council of Solicitadores of Portugal, member of the Innovation Team of the UIHJ).

- *Publication*

Deputy Secretary-General Anna Veneziano and Roy Goode Scholar and UNIDROIT Consultant Teresa Rodriguez de las Heras Ballell contributed to the Written Works of the 24th Congress of the International Union of Judicial Officers (UIHJ) with a paper on “The relevance of technology for the UNIDROIT Project on Best Practices for Effective Enforcement”.

b. ELI-UNIDROIT Model European Rules of Civil Procedure

- *Development of the Project*

The Rules, accompanied by Comments, available both in English and in French, were approved by the ELI Council and Membership in 2020, as well by the UNIDROIT Governing Council at the second meeting of its 99th session on 23-25 September 2020.



- *Publication*

Pursuant to the MoU concluded between ELI and UNIDROIT concerning the publication of the ELI-UNIDROIT Model European Rules of Civil Procedure, the English version of the Model Rules was published by Oxford University Press in August 2021 as an open-access publication within the ELI Instruments Series. Several contracts have been concluded for the translation in other languages including Chinese, German, Russian, Spanish and Ukrainian.

- *Presentations, seminars and conferences*



On 20 July 2021, the European Law Institute hosted a webinar on ‘Future of Civil Procedural Law – ELI-UNIDROIT Model European Rules of Civil Procedure and Their Impact’ to reflect on the impact the Model Rules have had and might have, in the field. The webinar, held on the occasion of the ELI’s 10th anniversary, featured

an opening by Deputy Secretary-General Anna Veneziano on the history of the joint project, with

an emphasis on its origins and architecture, on the wide array of sources the drafters had had to take into account, and on the structure of the final instrument.

Magdalena Tulibacka (Adjunct Professor, Emory Law) followed with a presentation of the academic perspective on the ELI-UNIDROIT Model European Rules of Civil Procedure and its impact in terms of desired values and practical results, whereas Norel Rosner (Legal and Policy Officer, DG Justice and Consumers, Unit A1 Civil Justice) discussed the interplay between the Model Rules and the EU *acquis*, in particular focusing on instances when these Rules have influenced EU law, on their possible future impact, on the examples of EU *acquis*' effect on the Model Rules and on illustrations. John Sorabji (Barrister, Senior Judicial Institute Fellow at University College London's Judicial Institute; Member of the ELI-UNIDROIT Project's Steering Committee) emphasised the significance of the ELI-UNIDROIT Model European Rules in terms of work undertaken by academics, practice lawyers and judges from across Europe.

Discussions focused on recent developments in the US Federal Rules, on the role of arbitrators and mediators in the future of civil procedure, and on the role of Alternative Dispute Resolution methods and their relation to courts, among others.

3. *Digital Assets and Private Law*

Working Group Meetings

Second session (16-18 March 2021), third session (30 June-2 July 2021), and fourth session (2-4 November 2021).

Intersessional work

Subgroup 1 on Control and Custody

First meeting (19 January 2021), second meeting (5 February 2021), third meeting (23 February 2021), fourth meeting (13 April 2021), fifth meeting (29 April 2021), sixth meeting (2 June 2021), seventh meeting (5 October 2021).

Subgroup 2 on Control and Transfer

First meeting (20 January 2021), second meeting (10 February 2021), third meeting (24 February 2021), fourth meeting (11 May 2021), fifth meeting (25 May 2021), sixth meeting (9 September 2021), seventh meeting (30 September 2021).

Subgroup 3 on Secured Transactions

First meeting (21 January 2021), second meeting (18 February 2021), third meeting (20 April 2021), fourth meeting (18 May 2021), fifth meeting (11 June 2021), sixth meeting (13 October 2021).

Sub-Group 4 on Taxonomy and PIL

First meeting (26 January 2021), second meeting (16 February 2021), third meeting (2 March 2021), fourth meeting (online consultations) (23 September-7 October 2021).

Drafting Committee

First session (14 December 2021).

Workshops

Special Workshop (31 May 2021) to examine the issue of so-called "Digital Twins".
Special Workshop (13 September 2021) to examine a range of issues relating to Custody and Control.
Special Workshop (15 October 2021) to examine a range of issues relating to the notion of Control.

- *Development of the project*

The Digital Assets and Private Law Principles and Legislative Guidance document is being developed by a Working Group composed of international experts selected for their expertise in the fields of property law, secured transactions, and digital technology and the law. The Working Group is chaired by Governing Council Member Professor Hideki Kanda, and a number of international, regional, and intergovernmental organisations, industry associations and academics attend the Working Group sessions as Observers.

In addition to Working Group sessions, in order to facilitate intersessional work, four Subgroups have been established to consider issues relating to the following: Subgroup 1 on control and custody; Subgroup 2 on control and transfer; Subgroup 3 on secured transactions, and Subgroup 4 which has two separate workstreams, one dealing with taxonomy and another dealing with Private International Law (PIL) related matters. These subgroups worked throughout 2021 to prepare draft principles and commentary for consideration by the broader Working Group.

The draft Principles and Legislative Guidance on Digital Assets and Private Law has five sections and thirteen principles. The length of the Principles and Legislative Guidance will increase once the Working Group finalises additional workstreams.

- *Working Group*

The second session of the Working Group took place via videoconference between 16 and 18 March 2021. The Working Group was attended by 48 participants, comprising of: (i) 15 Working Group Members, (ii) 25 observers from international, regional, and intergovernmental organisations, industry, government, and academia, and (iii) 8 members of the UNIDROIT Secretariat.

The third session of the Working Group took place in a hybrid format between 31 June and 2 July 2021. The Working Group was attended by 47 participants, comprising of: (i) 15 Working Group Members, (ii) 23 observers from international, regional, and intergovernmental organisations, industry, government, and academia, and (iii) 9 members of the UNIDROIT Secretariat.

The fourth session of the Working Group took place in a hybrid format between 2 and 4 November 2021. The Working Group was attended by 56 participants, comprising of (i) 15 Working Group Members, (ii) 32 observers from international, regional, and intergovernmental organisations, industry, government, and academia, and (iii) 9 members of the UNIDROIT Secretariat.

- *Steering Committee*

The Governing Council, at its 99th session, also recommended that the Working Group carry out its work in parallel to a larger Steering Committee comprised of experts from different fields (both technical and legal) and ensuring an appropriate diversity in terms of legal systems, background, and geography. The Steering Committee aims to (i) ensure all sensitivities and domestic realities are considered, (ii) increase transparency, and (iii) provide valuable context-specific feedback to the Working Group. The Steering Committee is chaired by Member of the Governing Council Professor Monika Pauknerová and was formally established on 31 August 2021. Member States were invited to nominate experts to the Steering Committee, and twenty-seven countries and one Regional Economic Integration Organisation have done so to date.

- *Presentations, seminars, and conferences*

On 12 February 2021, Carlo Di Nicola (Senior Legal Officer) and Hamza Hameed (Legal Consultant) presented the UNIDROIT Project on Digital Assets and Private Law as part of Digiweek organised by the University of Lausanne. The presentation was attended by over 60 students.



On 14 July 2021, UNIDROIT was invited to participate in the 9th Summer School organised by the Law Schools Global League (LSGL) and coordinated by Professors Martin Hogg (University of Edinburgh) and Simon Chesterman (National University of Singapore). As part of their online module on "Law and Technology: What is the Impact of Emerging Technologies on

the Law?”, Carlo Di Nicola presented the UNIDROIT Project on Digital Assets and Private Law. The presentation was attended by over 100 students.

In July 2021, an article was published in the *Zeitschrift für das Recht der digitalen Wirtschaft (ZdiW)* featuring an interview conducted by Working Group Member Dr Nina-Luisa Siedler of UNIDROIT Senior Legal Officer Carlo Di Nicola concerning UNIDROIT’s Digital Assets and Private Law Project.

On 6 September 2021, Working Group Member Professor Louise Gullifer, and UNIDROIT Senior Legal Officer Carlo Di Nicola and delivered a presentation on the Digital Assets and Private Law Project at the European Law Institute (ELI)’s Annual Conference 2021.



On 9 September 2021, UNIDROIT Governing Council Member Professor Monika Pauknerová, and UNIDROIT Senior Legal Officer Carlo Di Nicola delivered a presentation on the Digital Assets and Private Law Project to SOLAIR 2021.

On 15 November 2021, UNIDROIT’s Digital Assets and Private Law Project was presented by Carlo Di Nicola at the G7 Expert Level Working Group on Electronic Transferable Records as part of the G7 Digital and Technology Track workstream, led by the Department for Digital, Culture, Media and Sport of the United Kingdom.



On 29 November 2021, Carlo Di Nicola delivered a presentation via webinar to the LL.M. students at the University of Nottingham Commercial Law Centre (UNCLC). The presentation provided an overview of the Institute’s history, its membership, and its working methods,

as well as an introduction to the Digital Assets and Private Law Project.

On 16 December 2021, Carlo Di Nicola gave a presentation on UNIDROIT’s Digital Assets and Private Law Project to the panel session on digital data of the International Law Association’s (ILA) Committee on Digital Challenges for International Law, one of the working groups established for the ILA’s 150-year celebrations. The panel session will lead to the publication by the ILA of a White Paper on Digital Challenges for International Law.



4. **UNCITRAL/UNIDROIT Model Law on Warehouse Receipts**

Working Group Meetings

Second session (10-12 March 2021), third session (1-3 September 2021).

Drafting Committee

The Drafting Committee held meetings on 29 January; 13 May; 25 May; 5 November; 6 December 2021.

Subgroup on Technological Aspects

Virtual meetings of the Subgroup were held on 11 January 2021 and 21 June 2021.

• **Development of the project**

At its 99th session in April/May 2020, the UNIDROIT Governing Council approved the Model Law on Warehouse Receipts (MLWR) project for the 2020-2022 Triennial Work Programme as a high priority project (C.D. (9) A.8), followed by UNCITRAL’s Commission at its 53rd session in September 2020 (UN Doc. A/75/17).

It is envisaged that the Model Law shall consist of a set of black letter rules covering the private law aspects of a warehouse receipt system. The Model Law will contemplate the issuance and transfer of electronic warehouse receipts, including through the use of electronic platforms,

distributed ledger technology systems, and other technological mechanisms. It is anticipated that it will be a standalone instrument for adoption by States seeking to reform their national legislation.

- *Working Group*

On 10-12 March 2021, the MLWR Working Group, chaired by Governing Council Member Professor Eugenia Dacornia, held its second session in a remote format. The Group discussed the preliminary drafting suggestions for two chapters of the future Model Law, namely Chapter II "Issuance of a warehouse receipt" and Chapter IV "Transfer of warehouse receipts. Protected holders and other transferees. Warranties. Miscellaneous provisions regarding transfer". Furthermore, the Group different legislative approaches to addressing electronic warehouse receipts in the future Model Law text.

On 1-3 September 2021, the Working Group held its third session in a hybrid format. The Group discussed the preliminary drafting suggestions for three chapters of the future Model Law, namely Chapter I "Scope and general provisions"; Chapter II "Issuance of a warehouse receipt"; and Chapter IV "Transfer of warehouse receipts. Protected holders and other transferees. Warranties. Miscellaneous provisions regarding transfer". Furthermore, the Group reviewed the topic of electronic warehouse receipts in more detail. This included the technological solutions deployed and implemented for electronic warehouse receipts, including their issuance and transfer; the different models regarding the concept of control; and the issue of information accessibility.

During the intersessional period, the Drafting Committee that was set up under the Working Group held five virtual meetings, while the Subgroup on Technological Aspects held two virtual meetings.

- *Presentations, seminars and conferences*

On 19 November 2021, Legal Officers Philine Wehling and Priscila Pereira de Andrade participated in the final event of the Winter School on EU Law on Digital Agriculture, organised by the Sant'Anna School of Advanced Studies (Pisa) within the Jean Monnet Module SUSTAIN. Their presentation entitled "Fostering digital transition in agriculture through private law" highlighted the relevance of technology in a number of current UNIDROIT projects. Emphasis was given to the joint UNCITRAL/UNIDROIT project to develop a Model Law on Warehouse Receipts and its focus on electronic warehouse receipts (EWRs). The presentation discussed different technological models that are currently being deployed for EWRs (e.g., registry and token-based) and illustrated their implementation through practical country examples. It explored the advantages of and legal challenges related to EWRs, and explained how the Model Law aims to adopt a technology-neutral approach to maximise applicability across different jurisdictions in the future notwithstanding continuing technological developments. The event also featured presentations by academics and representatives of the FAO, World Bank, European Commission and the Italian Ministry of Agriculture.

On 24 November 2021, Legal Officer Philine Wehling presented the Model Law on Warehouse Receipts Project at a virtual discussion forum with PhD students at Aston Law School, Birmingham, UK. The presentation and ensuing discussion focussed on the legal issues related to electronic warehouse receipts, property rights in civil law and common law jurisdictions, collateral registry systems, and the socio-economic impact of reforming warehouse receipt laws in Africa including the OHADA Member States.

On 10 December 2021, UNIDROIT together with the University of Turin and the International Training Centre of the International Labour Organization (ITC-ILO) co-organised a webinar on "UNIDROIT's Projects and Technology". The event was introduced by Professor Cristina Poncibò (University of Turin). The panel was composed of UNIDROIT Deputy Secretary-General Anna Veneziano, Roy Goode Scholar Teresa Rodriguez de las Heras Ballel, and UNIDROIT Legal Officer Philine Wehling. The speakers presented in particular two ongoing projects



that have a particular focus on technology: the project on Best Practices for Effective Enforcement and the joint UNCITRAL/UNIDROIT project on developing a Model Law on Warehouse Receipts.

5. **Bank Insolvency**

Exploratory Workshop

(7-8 June 2021).

Working Group Meetings

First session (13-14 December 2021).

- *Development of the project*

After receiving two proposals concerning the harmonisation of rules in the field of bank insolvency – one from the Bank of Italy and one from the European Banking Institute (EBI) – the Governing Council at its 98th session (Rome, 8-10 May 2019) agreed to recommend to the General Assembly to include a project on Bank Insolvency in the 2020-2022 Work Programme with medium priority.

In 2021, pursuant to the Governing Council's mandate, the Secretariat canvassed international support, conducted legal research, and organised an Exploratory Workshop on Bank Liquidation together with the Financial Stability Institute of the Bank for International Settlements (BIS) on 7-8 June 2021. The two-day virtual event was attended by 40 leading international experts and stakeholders in the field of bank crisis management, insolvency law and deposit insurance (including the International Monetary Fund (IMF), the World Bank, the European Commission and several central banks from different parts of the world). Furthermore, a UNIDROIT-Bank of Italy Chair was established, and a Chair Holder recruited.

Drawing from the conclusions of the Exploratory Workshop and thorough additional research, at the Governing Council's 100th session in September 2021, the Secretariat presented a document providing a detailed account of the feasibility analysis, a proposed scope of the project and a request to convene a Working Group. On that occasion, the Council approved the proposed scope, subject to existing regulatory standards and underlining its focus on smaller banks, agreed to recommend assigning a high priority status to the project and authorised the Secretariat to establish a Working Group. The General Assembly approved the upgrade of the priority of the project during its 80th session in December 2021.

- *Working Group*

A Working Group was established, composed of ten Members selected for their expertise in the field of bank crisis management, insolvency law and deposit insurance. Furthermore, over 30 key institutions (international and regional organisations, central banks, supervisors, resolution authorities and deposit insurance corporations) from all over the world participate in the Working Group as Observers.

A first Working Group session took place on 13 and 14 December 2021 in a hybrid mode, chaired by Governing Council Member Professor Stefania Bariatti. The Working Group considered preliminary matters, the scope of the future instrument as well as several substantive subtopics, such as the objectives of bank liquidation regimes, possible institutional models and the grounds for opening liquidation proceedings. Furthermore, the Working Group agreed to establish three thematic subgroups to conduct intersessional work: Subgroup 1 on Scope, Definitions, Objectives, Institutional Models, Procedural and Operational aspects; Subgroup 2 on Preparation, Grounds for opening liquidation proceedings, Tools and Funding; Subgroup 3 on Safeguards, Cross-border Aspects, Group Dimension, Creditor Hierarchy and Financial Contracts.

6. Legal Structure of Agricultural Enterprises

Consultation Webinar

(15-16 April 2021).

Expert Meeting

(9-10 December 2021).

- *Development of the project*

The project on Legal Structure of Agricultural Enterprises (LSAE project) represents the third project in the tripartite partnership between UNIDROIT, FAO and IFAD. The LSAE project was proposed for inclusion in the 2020-2022 Work Programme by the Governing Council, at its 98th session, and was approved by the General Assembly at its 78th session.

In 2021, the Governing Council had recommended the Secretariat to continue its consultations and preliminary feasibility analysis. Accordingly, on 15 and 16 April 2021, UNIDROIT, FAO and IFAD co-organised a Consultation Webinar which included five different sessions respectively focusing on (i) regulatory demands and new technology scenarios, (ii) contractual structures for collaboration, (iii) remedies and dispute settlement mechanisms, (iv) corporate structures for the organisation of farmers, and (v) challenges for agricultural finance.



Focusing on the legal and business aspects of agricultural enterprises, the Webinar brought together 35 speakers and over 150 registered participants from a wide diversity of backgrounds including practitioners and academics; representatives of international organisations; as well as representatives of the private sector, NGOs and think tanks.

Notably, the Webinar aimed at informing the drafting of an annotated list of contents and possible topics to be addressed in a prospective future instrument and explored the nature of the contribution to be made by UNIDROIT, FAO and IFAD in light of their respective mandates and expertise. The conclusions and recommendations of the Webinar were presented at the 100th session of the Governing Council which agreed to upgrade the level of priority of the LSAE project in order to allow the Secretariat to establish a Working Group to continue delineating the scope and content of the LSAE project ([C.D. \(100\) B.5](#)).

On 9-10 December 2021, the Secretariat organised a hybrid meeting with a small group of experts to discuss the topics to be covered in the issues paper that could guide the discussions of the first session of the Working Group.

7. Formulation of Principles of Reinsurance Contracts

Workshop on PRICL

Eighth session (18 January 2021).

- *Development of the project*

On 18 January 2021, UNIDROIT participated in the 8th PRICL (Principles of Reinsurance Contract Law) Workshop, which was held online en-lieu of the biannual Working Group meeting which was originally scheduled for March 2021. The Workshop included a presentation of the Note on the UNIDROIT Principles of International Commercial Contracts (UPICC) and the COVID-19 Health Crisis by the Secretary-General and the Deputy Secretary-General, followed by a discussion on the impact of Covid-19 and the PRICL, led by Professor Helmut Heiss. The Working Group also discussed a draft paper on "Reinsurer Liabilities for Excess of Policy Limits and for Extra-Contractual Obligations".

- *Presentations, seminars and conferences*

On 19 May 2021, Secretary-General Ignacio Tirado delivered a presentation entitled “UNIDROIT Principles, reinsurance contracts and the pandemic at a Webinar hosted by the Italian Institute for the Supervision of Insurance on CAT Bonds.

On 27 May 2021, Secretary-General Ignacio Tirado and Deputy Secretary-General Anna Veneziano participated in the second lecture in the Transatlantic Lectures on Insurance Law (ATILA) series organised by the Insurance Law SIG at the European Law Institute, in cooperation with the PRICL Working Group, which was dedicated to the illustration of the application of the PRICL to the COVID-19 Health Crisis.

8. *Private Art Collections*

- *Development of the project*

Consistent with this project’s inclusion in the Work Programme as a low priority activity, the Secretariat continued to seek to identify the private law aspects that fall within its mandate. The activities undertaken under this study were summarised in the document prepared by the Secretariat for the 100th session of the Governing Council in September 2021.

The focus has been made on orphan objects, which can be defined as cultural objects which do not have an identified - or a fully identified - provenance. Such objects can be the result of displacements following theft or illicit excavation (for antiquities), but also wars, colonial domination, ethnic persecution, etc. In cultural property law, the question is more one of history of ownership.

- *Presentations, seminars and conferences*



Despite the low priority level allocated to this subject, work has been done thanks to partners of the UNIDROIT Convention Academic Project (UCAP). In particular, in February 2021, UNIDROIT co-organised with the University of Geneva Art-Law Centre (ALC) (an institutional member of UCAP) and the Fondation Gandur pour l'Art (FGA) a symposium on “What prospects for ‘Orphan Works’: Reflections on cultural goods without provenance”. This online symposium brought together many specialists who developed the concept of provenance and made highly interesting comments and proposals.

9. *International Interests in Mobile Equipment*

a. *Depository Functions of UNIDROIT*

- *Cape Town Convention and Aircraft Protocol*

UNIDROIT has been designated as the Depositary of the Convention on International Interests in Mobile Equipment (Cape Town Convention) pursuant to Article 62(1) of the Convention and Article XXXVII(1) of Aircraft Protocol, which both entered into force on 1 March 2006. As at 31 December 2021, there were 83 Contracting States and one Contracting Regional Economic Integration Organisation to the Convention and 80 Contracting States and one Contracting Regional Economic Integration Organisation to the Aircraft Protocol. Between 1 January and 31 December 2021, one State deposited its instrument of accession to the Convention and to the Aircraft Protocol.

On 13 May 2021, the *Chargé d'affaires* of the Embassy of the Kyrgyz Republic in Italy, Mr Ermek Isakov, visited UNIDROIT to deposit Kyrgyzstan’s instrument of accession to the Cape Town Convention and to the Aircraft. Mr Isakov was welcomed by Secretary-General Ignacio Tirado Principal Legal Officer and Treaty Depositary Marina Schneider.



- *Luxembourg Rail Protocol*

UNIDROIT has been designated Depositary of the Luxembourg Protocol on matters specific to Railway Rolling Stock pursuant to Article XXXIV(1) of the Rail Protocol. The Luxembourg Rail Protocol was adopted on 23 February 2007 at a Diplomatic Conference held in Luxembourg. As at 31 December 2021 it has seven Signatory States (France, Germany, Italy, Mozambique, Spain, Switzerland and United Kingdom), three Contracting States (Gabon, Luxembourg and Sweden) and one Contracting Regional Economic Integration Organisation (the European Union). Between 1 January and 31 December 2021, one State signed the Luxembourg Rail Protocol.

On 10 November 2021, the Kingdom of Spain, which is already a Party to the Cape Town Convention and the Aircraft Protocol, signed the Luxembourg Rail Protocol. His Excellency, Mr Alfonso María Dastis Quecedo, Ambassador Extraordinary and Plenipotentiary of the Kingdom of Spain in Italy, signed the Luxembourg Rail Protocol at a ceremony held at the UNIDROIT Headquarters in Rome. The Ambassador was received by the Secretary-General Ignacio Tirado, Deputy Secretary-General Anna Veneziano, Principal Legal Officer and Treaty Depositary Marina Schneider, as well as Teresa Rodriguez de las Heras Ballell (UNIDROIT consultant and Spanish representative of the Rail Working Group).



On 8 April 2021, during the 9th session of the Rail Preparatory Commission for the establishment of an International Registry under the Luxembourg Rail Protocol, Advocate André Smit, State Law Adviser of the Office of the Chief State Law Adviser (International Law) of the South African Department of International Relations and Cooperation reported that the very last step of obtaining the President's approval authorising the

Minister of Transport to sign the Rail Protocol had been completed on 23 March 2021, thus that the fourth signature required for the entry into force of the Protocol was imminent.

b. Protocol to the Cape Town Convention on Matters specific to Railway Rolling Stock (Luxembourg Rail Protocol)

Preparatory Commission

Ninth session (8 April 2021), tenth session (via e-mail confirmation procedure, July 2021).

- *Development of the project: Rail Preparatory Commission*

On 8 April 2021, the Intergovernmental Organisation for International Carriage by Rail (OTIF) and UNIDROIT held the 9th session of the Rail Preparatory Commission for the establishment of an International Registry under the Luxembourg Rail Protocol. Though it was conducted remotely, the session was hosted by the OTIF Secretariat in Berne, and attended by 28 State delegations, as well as by the European Commission, UN Economic Commission for Africa (ECA), United Nations Economic Commission for Europe (UNECE) and the African Union. It was opened by the Secretaries General of UNIDROIT and OTIF and, co-chaired by the United States of America and Finland, it approved a revised version of the Draft Regulations for the International Registry, which would be issued in due course by the Supervisory Authority in accordance with Rail Luxembourg Protocol. The Commission was also briefed on the developments and activities of the Ratification Task Force and of the Group of Experts established by UNECE for the Permanent Identification of Railway Rolling Stock (PIRRS) since the last session of the Preparatory Commission (as detailed below). A number of participating delegations made very supportive statements relating to the benefits connected with the future operation of the Protocols as well as to the status of the ratification process in their legal system.



On 6 May and 13-14 September 2021, UNIDROIT participated in the third and fourth meetings of the Group of Experts established by UNECE for PIRRS. The Group of Experts, established upon recommendation of the Inland Transport Committee's Working Party on Rail Transport (SC.2),

aims to develop standards and recommendations for the practical implementation of the Unique Rail Vehicle Identification System (URVIS) in the Luxembourg Rail Protocol to the Cape Town Convention, which should conform with current industry practice and anticipate technological and other advances in the future.

The meetings were attended by Deputy Secretary General Anna Veneziano and featured, among other matters, discussions on best practices in, and national requirements for rolling stock marking; use cases and the placing of the URVIS number on rolling stock; technological aspects; identification evaluation and selection of possible solutions; and the development of recommendations and standards.

At the fourth meeting, also attended by the Rail Working Group, OTIF as well as European and international industry associations and UNECE member States, fruitful discussions continued on the development of Model Rules for the implementation of the Luxembourg Rail Protocol URVIS number for registration of railway rolling stock.

Throughout 2021, the Secretariat continued to actively cooperate with OTIF, the Co-Chairs of the Preparatory Commission and the Rail Working Group in preparatory work for the establishment of the Supervisory Authority for the operation of the International Registry, the International Registry itself and in the organisation of promotional activities. The Secretariat also continued to cooperate with other global and regional organisations in order to maximise efforts towards dissemination of information on the advantages of implementing the Protocol.

- *Presentations, seminars and conferences*



The 53rd session of the UN Economic Commission for Africa was held from 17 to 23 March, dedicated to Africa's Sustainable Industrialization and Diversification in the Digital Era in the Context of COVID-19.

Deputy Secretary-General Anna Veneziano represented UNIDROIT in the meeting of the Committee of Experts, which, among many other important issues, addressed the activities undertaken under the lead of the Private Sector Development and Finance Division for the implementation of the UN ECA Resolution 965(LII) on the Luxembourg Rail Protocol, as part of the Report on the follow-up by the Economic Commission for Africa to the resolutions of the fifty-second annual meeting of the Conference of African Ministers of Finance, Planning and Economic Development, and the 2020 extraordinary meeting of the Bureau of the Conference (p. 5). The Resolution called "upon the Economic Commission for Africa to continue, including through its sub regional offices, its awareness-raising and advocacy efforts for States across the African continent on the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock (Luxembourg Rail Protocol)".



Following the abovementioned Rail Preparatory Commission session on 8th April 2021, the Rail Working Group organised a panel entitled "Building Back Greener: The role of the Luxembourg Rail Protocol in the Post-Covid Economy". The event, hosted by OTIF, was opened by the Secretaries General of OTIF and UNIDROIT, followed by an introductory statement from the Deputy Director of the Land Directorate at DG Move (European Commission) Ms Claire Depré. RWG Chairman Howard Rosen then moderated a panel with participation of Alberto Mazzola (Executive Director, Community of European Railway and Infrastructure Companies), Anne Mazière (Head of Business Support / Executive Director, Crédit Agricole Corporate and Investment Bank), and Jamie Holley (CEO of Traxtion and Chairman of the African Rail Industry Association).

During the course of 2021, the economic, social and environmental impact of the Rail Protocol was acknowledged and detailed in a number of documents issued by or prepared for the Rail Working Group.



For instance, the European Transport Council issued its Conclusions on “Putting Rail at the Forefront of Smart and Sustainable Mobility” on 3 June 2021, as the outcome of a dedicated meeting linked to the European Year of Rail. In this context, the EU Transport Council Declaration expressly recognised the role of the Luxembourg Rail Protocol in providing an enabling legal environment for investment in railway rolling stock, as part of a more general strategy on sustainable mobility.

The European Commission also launched its “Action plan to boost long distance and cross-border passenger rail” on 14 December 2021, which contained its clear commitment to the Luxembourg Rail Protocol stating the following: “In its conclusions of 3 June 2021, the Council recognised “that major investment by the sector in international long-distance rolling stock is required” and “also that investment is urgently needed from the private sector” reminding “Member States of the existence of international agreements and treaties which facilitate private investment, such as the Luxembourg Rail Protocol to the Cape Town Convention [on International Interests in Mobile Equipment].” The Commission stated that “the European Union (in respect of its competences) and several Member States have already ratified the Protocol. Upon its entry into force, the Protocol will make it easier and cheaper for the private sector to finance railway rolling stock. The Commission will promote its swift implementation across the [European] Union.”

c. Protocol to the Cape Town Convention on Matters specific to Mining, Agricultural and Construction equipment (MAC Protocol)

Preparatory Commission

Third session, 3-4 June 2021.

Regulations Working Group

Third session (19 February 2021) and fourth session (30 April 2021).

Registrar Working Group

Second session (26 February 2021), third session (7 May 2021), fourth session (20 May 2021), fifth session (16 November 2021) and sixth session (21 December 2021).

- *Development of the project: MAC Preparatory Commission*

The fourth Protocol to the Cape Town Convention on Matters Specific to Mining, Agricultural and Construction Equipment (the ‘MAC Protocol’) was adopted at a Diplomatic Conference in Pretoria, South Africa on 22 November 2019. Pursuant to Resolution 1 of the Diplomatic Conference for the adoption of the MAC Protocol (Pretoria, 11 - 22 November 2019), a Preparatory Commission was established to act as Provisional Supervisory Authority until the Protocol enters into force.

The Preparatory Commission operates under the guidance of the Governing Council and General Assembly of UNIDROIT and has three key responsibilities: (i) Selection of a Registrar to operate the MAC Protocol International Registry; (ii) Establishment of a Supervisory Authority; and (iii) Preparation of the first edition of the International Registry Regulations. Customarily, the Preparatory Commission also plays an important role in encouraging States to sign, ratify and implement the Protocol.

Throughout 2021 the Preparatory Commission made rapid progress regarding its three key responsibilities. The Commission established a Registrar Working Group and a Regulations Working Group to assist in achieving its objectives. Composed of experts from participating States, the Working Group both met several times during 2021. As a result of the endeavours of the Working Groups, a first draft of the MAC Protocol Regulations was approved by the Preparatory Commission and the Tender Process for the selection of the Registrar was almost finalised. Negotiations regarding the appointment of a Supervisory Authority are ongoing, with UNIDROIT being one possible candidate.

- *Meetings of the MAC Preparatory Commission and Working Groups*

The third session of the Preparatory Commission took place via videoconference between 3 and 4 June 2021. The Commission was attended by 32 participants from eight Member States of the

Commission, two observing States, one observing Regional Economic Integration Organisations, one observing organisation and ex officio observers from the Diplomatic Conference.

- *Presentations, seminars and conferences*

On 15 September 2021, the MAC Protocol of the Cape Town Convention was presented to the Board of the Leasing Association of Kenya. The meeting was organised by the Kozolchuk National Law Center (NatLaw) and featured presentations from Hamza Hameed (Legal Consultant, UNIDROIT), Marek Dubovec (Executive Director, NatLaw), and Rafael Castillo-Triana (CEO Latin America and Emerging Markets, the Alta Group). The meeting was attended Anthony Kibe (Chair), Oscar Saina (Marketing Director), and Edna Kihara (Director, Special Projects) from the Leasing Association of Kenya.

- *Publications*

The MAC Protocol Official Commentary by Professor Sir Roy Goode was published in May 2021 and formally launched during the 100th session of the Governing Council in September 2021. Sir Roy Goode was also commissioned to prepare the Official Commentary under Resolution 4 of the MAC Diplomatic Conference Final Act.

B. PROMOTION OF INSTRUMENTS ADOPTED BY UNIDROIT

Within the limits imposed by the pandemic, the Secretariat continued to do its utmost, in 2021, to promote the UNIDROIT Conventions and other instruments, by presenting them at conferences or by publishing related articles.

Annexe II provides an overview of the instruments drawn up, as well as the status of implementation of Conventions prepared by UNIDROIT and approved at diplomatic conferences convened by UNIDROIT Member States. For the implementation of instruments based on work conducted within UNIDROIT, see Annexe III.

1. Cape Town Convention and its Protocols

- *Presentations, seminars and conferences on the Cape Town system*

In 2021 the Cape Town Convention and its Protocols were the focus of a number of conferences, seminars and lectures around the world. With particular regard to the activities in which UNIDROIT was directly involved, the following are representative examples.

On 22 April 2021, the Secretary-General participated in a round table on the Cape Town Convention in the context of the first International Conference on Secured Transactions Law organised by the Uria Menéndez – ICADE school of Market Regulation Law, hosted by the Universidad Pontificia Comillas (Madrid, Spain).

On 12 November 2021, a presentation on the Cape Town Convention and its Protocols was given during a lecture to students of the Transnational Business Law Department, Faculty of Law, Universitas Padjadjaran, held jointly by Deputy Secretary-General Anna Veneziano and Legal Consultant Hamza Hameed. The lecture was attended by around 250 students, and was opened by the Dean of the Law Faculty, Dr Idris, S.H., M.A., and moderated by Dr Prita Amalia, S.H., M.H.

On 3 December 2021, Deputy Secretary-General Anna Veneziano and Legal Consultant Hamza Hameed represented UNIDROIT in the 2021 International Conference on Ease of Doing Business organised by the Ministry of Justice of the Republic of Korea in Seoul. This event marked the launch of the Joint Network for Coordinating and Supporting Secured Transactions Reforms which has been established to coordinate the activities of organisations involved in providing technical assistance and capacity building in secured transactions and related reforms. Its membership includes the United Nations Commission on International Trade Law (UNCITRAL), the International Finance Corporation (IFC), UNIDROIT, the Kozolchuk National Law Center (Natlaw) and the Organization of American States (OAS). Anna Veneziano participated in the first panel on the

launch of the network, while Hamza Hameed delivered a presentation as part of the panel discussion on 'Secured Transactions and Related Reform: Improving the Getting Credit Environment in the Republic of Korea' where he highlighted some of UNIDROIT's instruments in the area of secured transactions law and how they could benefit access to credit for SME's in the Republic of Korea.

- *Protocol to the Cape Town Convention on Matters specific to Space Assets (Space Protocol)*

On 6 February 2021, Legal Consultant Hamza Hameed delivered an honorary address entitled 'Importance of a Uniform System of Secured Transactions Law in Order to promote Asset-based Financing in the Space Sector' at the One-Day International Seminar on Privatization of Space Sector in India – Issues and Challenges, organised by Symbiosis Law School, Hyderabad, India. The seminar was attended by over 50 participants.



On 31 March 2021, UNIDROIT and BHO Legal hosted an international panel discussion to examine the benefits of asset-based space financing in the post-COVID-19 economy. This event was attended by over 60 participants and focussed on the results of a survey recently conducted by BHO Legal and UNIDROIT examining the impact of COVID-19 on space financing. This panel discussion was moderated by Oliver Heinrich (BHO Legal), and featured presentations from Kentaro Miyagi (Nishimura & Asahi), Shiva Dustdar (European Investment Bank (EIB)), and Gavin McCosker (Australian Financial Security Authority (AFSA)).

On 4 May 2021, Legal Consultant Hamza Hameed delivered a lecture to the students of the Advanced Master's LLM in Air and Space Law Programme at the International Institute of Air and Space Law at Leiden University. The lecture focussed on the usefulness of asset-based financing for the space sector and highlighted the provisions of the Space Protocol which facilitate this mechanism.

The Space Protocol of the Cape Town Convention was presented twice as part of the 60th Session of the Legal Subcommittee of the United Nations Committee on the Peaceful Uses of Outer Space (COPUOS). On 7 June 2021, Secretary-General Ignacio Tirado delivered a statement at the Legal Subcommittee. This statement provided an update on the implementation of the Space Protocol and highlighted the benefits it can bring to the space sector, with a particular focus on the NewSpace industry. Professor Tirado also spoke to UNIDROIT's application for the status of a Permanent Observer at COPUOS.



On 8 June 2021, Secretary-General Tirado and Professor Bernhard Schmidt-Tedd (DLR) delivered a joint presentation on the Space Protocol at the International Institute of Space Law (IISL) and European Centre for Space Law (ECSL) Space Law Symposium 2021 "Space Law for the Global Space Economy", part of the 60th Session of the COPUOS Legal Subcommittee. This presentation was followed by a Q&A session with the delegates and panellists.

Between 14-18 June 2021, Legal Consultant Hamza Hameed participated in the Global Space Exploration Conference 2021 (GLEX 2021) organised by the International Astronautical Federation (IAF) and ROSCOSMOS in St. Petersburg, Russia. He delivered a technical presentation on: "Harmonised system of secured transactions for space assets – the Space Protocol of the Cape Town Convention" as part of the session on "International Cooperation for Space Exploration", and was Co-Chair of the Jupiter Working Group on Space Sustainability, where he presented the outcomes of the Working Group's discussion which focussed on interoperability in space and the importance of uniform laws and standards to the conference plenary.



On 30 July 2021, in collaboration with the Space Court Foundation, UNIDROIT organised a panel discussion on 'Reimagining the Space Protocol: Examining the Cape Town Convention amid Emerging Space Activities' which explored asset-based financing as a tool NewSpace companies can use to further fuel the expansion of human space activities. The discussion was moderated by Daniel Porras (Director of strategic partnerships and Communications at the Secure World Foundation) and featured interventions from Deputy Secretary General Anna Veneziano, Christopher Hearsey (Space Court Foundation), Jack Wright Nelson (National University of Singapore), Neda Senturk (Dikici Law Istanbul), and Hamza Hameed.

The Space Protocol was also promoted between 25-29 October 2021, when Hamza Hameed participated in the International Astronautical Congress 2021 (IAC 2021) organised by the International Astronautical Federation (IAF) and the Muhammad Bin Rashid Space Centre of the UAE in Dubai. He delivered two technical presentations on "Secondary Market for Space Assets – The Economic Case for On-Orbit Servicing as a Mechanism to Extend Satellite Life Cycles and Mitigate Space Debris", as part of the IAF Symposium on Space Security, and on "Security Interests in Extra-Terrestrial Infrastructure", as part of the IISL Colloquium on the Law of Outer Space.

- *Cape Town Convention Academic Project*

On 24 September 2021, the Cape Town Convention Academic Project (CTCAP) celebrated the launch of a Guide on Best Practices for Electronic Collateral Registries at an event in Rome and on Zoom. The launch event featured welcome remarks by the Directors of the CTCAP, Professor Ignacio Tirado (UNIDROIT), Professor Louise Gullifer (University of Cambridge), and Professor Jeffrey Wool (Aviareto Working Group). This was followed by remarks from Mr Rob Cowan (Aviareto) as the sponsor of this project, and a summary of the Guide by Dr Marek Dubovec (NatLaw). Thereafter, reflections were shared from a panel of representatives of international and domestic organisations which will benefit from the Guide.

The 5th Workshop for the project on Best Practices in the Field of Electronic Registry Design and Operation (BPER) was organised by the Cape Town Convention Academic Project at the Cavonius Centre, Gonville & Caius College, University of Cambridge, and on Zoom on 28 September 2021. This project is supported by the UNIDROIT Foundation and Aviareto. After having recently published a Best Practices Guide for Electronic Collateral Registries, the BPER Project is now shifting its focus towards developing best practices for the design and operation of electronic companies' registries. The 5th Workshop featured a presentation from Julian Lamb (Jersey Financial Services Commission) describing the role played by companies registries and how this has evolved over time, as well as a presentation from Hamza Hameed (Legal Consultant at UNIDROIT) to apply the critical performance factors identified by the Collateral Registries Guide to companies registries. The Workshop also included input from various national and international organisations involved in the design and operation of companies registries.



The 10th Annual Cape Town Convention Academic Project Conference took place at Robinson College, University of Cambridge on 29-30 September 2021. The Conference was organised by the Cape Town Convention Academic Project, under the auspices of the Centre for Corporate and Commercial Law (3CL).

The Conference had 173 registered participants, 60 of which attended in person, with the rest participating via Zoom. The first day of the Conference featured commemorations of the 20th anniversary of the adoption of the Convention on International Interests in Mobile Equipment (the 'Cape Town Convention' or 'CTC') and its Protocol related to Aircraft Equipment (the 'Aircraft Protocol' or 'AP'). This included a welcome address by the President of UNIDROIT, Professor Maria Chiara Malaguti, and a Keynote Address by Professor Sir Roy Goode.

This was followed by an examination of 'The Impact of the CTC in a post-pandemic world' by the Secretary-General of UNIDROIT, Professor Ignacio Tirado. Thereafter, Professor Louise Gullifer and Dr Anton Didenko welcomed input from the attendees on areas of possible future research relating to the CTC which could be conducted under the auspices of the Academic Project.

Day 1 also featured a discussion on the CTC and Environmental, Social and Governance issues, which looked at green financing under the Cape Town Convention. This included an address from Dr



Ben Caldecott (University of Oxford) and comments from Professor Jeffrey Wool (AWG, University of Oxford). The day was concluded by a Panel Discussion chaired by Professor Oren Sussman (University of Oxford) examining 'The Impact of the CTC: an assessment after 20 years'. This included examination of the economic perspective by Daniel C. da Silva (Boeing Capital), Professor Vadim Linetsky (Northwestern University), Professor Julian

Franks (London Business School), and Professor Jeffrey Wool (AWG; University of Oxford; and an examination of the legal perspective by Professor Anna Veneziano (Deputy Secretary-General of UNIDROIT).

Day 2 of the Conference was started with a Panel Discussion on 'Schemes of arrangements and 'insolvency proceedings' in Art 1(l) CTC' Chaired by Professor Louise Gullifer (University of Cambridge). This featured remarks from Professor Riz Mokai (South Square Chambers, UCL), Dr Felix Steffek (University of Cambridge), Kenneth Gray (Norton Rose Fulbright), and Philip Hertz (Clifford Chance).

This was followed by a discussion on 'The significance in cross-border insolvency of AP Art XXX(4) (and equivalent article in the other Protocols)' Chaired by Professor Ignacio Tirado (UNIDROIT) with a presentation by Professor Irit Mevorach (University of Nottingham), and comments from Professor Jeffrey Wool (AWG; University of Oxford) and Dr Kristin Van Zwieten (University of Oxford).

The final session featured a discussion on 'The meaning of 'give possession' in Art XI Alt A (2) (AP and equivalent provisions in other protocols)' led by Professor David Brown (University of Adelaide), with comments from John Canning (KWM); and a discussion on 'The scope and application in insolvency proceedings of Art XI Alt A (10) (AP and equivalent provisions in other protocols) with a presentation by William Piels (Holland & Knight) and comments from William Glaister (Clifford Chance).

2. *International Protection of Cultural Property*

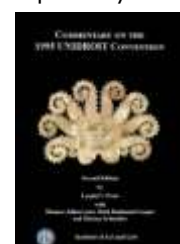
a. **1995 UNIDROIT Convention on Stolen or Illegally exported Cultural Objects**

- *Status*

On 31 December 2021, the UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects had 52 Contracting States (cf. Annexe II). Benin, Madagascar and Togo acceded to the Convention in 2021. Other instruments of ratification/accession are to be deposited with the Depositary and procedures are in progress in other countries.

- *Commentary*

The second edition of Lyndel Prott's Commentary on the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects was published with the Institute of Art and Law in 2021. Professor Lyndel Prott who was deeply



involved in the elaboration and adoption of the 1995 UNIDROIT Convention, and this edition was prepared with the collaboration of Thomas Adlercreutz, Ruth Redmond-Cooper and Marina Schneider.

b. UNESCO-UNIDROIT Model Provisions on State Ownership of Undiscovered Cultural Objects

On 19 July 2021, the Congress of Peru adopted a revision of the Constitution amending its Article 21 (Law N° 31304 published in the Official Gazette on 23 July 2021). This law establishes State ownership of undiscovered cultural property and the explanatory memorandum of the law refers to the UNESCO-UNIDROIT Model Provisions as the basis for this reform.

c. Institutional cooperation

• G20 Culture Ministerial meetings



UNIDROIT was invited to attend the *G20 Culture Ministerial meetings*. President Maria Chiara Malaguti, participated in the panel discussion “United Against Crime”, Intergovernmental, Judicial and Police Cooperation” during the G20 Culture online meeting on 9 April 2021, to discuss “Private Law as the basis for effective action”. Dr Jorge Sanchez Cordero Davila, member of the UNIDROIT Governing Council, also attended the meeting with a presentation in the session entitled “The protection to come. New

technologies and new eyes”. It was an opportunity to reflect on how international institutions – including UNIDROIT – and different countries of the G20, addressed the several issues connected to cultural property protection and fighting the illicit traffic in cultural property to define clear policy objectives and to jointly pursue them through coordinated action. The findings of the webinar informed the Declaration of G20 Ministers of Culture, adopted in Rome on 30 July 2021, which reiterated the concern for the growing illicit trafficking of cultural property and called upon the international community to take strong and effective measures, including “ratification of relevant international agreements and Conventions and progress on further development and better implementation of international standards, in strong cooperation with relevant international organisations including UNESCO, ICCROM, ICOM, ICOMOS and UNIDROIT”.

• United Nations General Assembly Resolution

On 6 December 2021, the United Nations General Assembly unanimously adopted a resolution entitled “Return or restitution of cultural property to the countries of origin” which reaffirmed the importance of the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects and other international conventions, inviting Member States to consider becoming parties. The Resolution also acknowledged the celebration of the 25th anniversary of the 1995 UNIDROIT Convention.

• UNESCO

UNIDROIT was actively involved by UNESCO in the celebration of the 50th anniversary of the 1970 UNESCO Convention on Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property.



Secretary General Tirado participated in the online regional dialogue on the fight against illicit trafficking on cultural property and the return and restitution of cultural property in the Africa region. He gave a presentation on 25 years of protection of cultural property through the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects. The Secretary-General reiterated UNIDROIT’s engagement

together with its partners, in particular UNESCO, ECOWAS and the African Union with which UNIDROIT shares specific activities in Africa, in the fight against illicit trafficking.

Principal Legal Officer and Treaty Depositary Marina Schneider attended the Asia-Pacific regional conference from 29 to 30 June 2021, as well as the Online regional Arab Dialogue on 6 September 2021. One of the objectives of the conferences was to identify current obstacles to the ratification of the 1970 UNESCO and 1995 UNIDROIT Conventions and suggest ways for UNESCO Member States in those regions to join these instruments.



UNIDROIT was also invited to participate in the international conference organised by UNESCO, in partnership with the European Union and in the framework of the celebrations of the 50th anniversary of the 1970 Convention, which brought together all the actors in the fight against illicit trafficking of cultural property to dialogue on a united and collaborative approach to strengthen the fight against illicit trafficking of cultural property at the global level and on concrete activities to be implemented.

- *ICCROM*

UNIDROIT joined the International Centre for the Study of the Preservation and Restoration of Cultural Property (ICCROM) in organizing, within the IV International Forum of Gran Sasso, the 3rd Conference for a Euro-African Academic Partnership, together with the Università degli Studi di Teramo and the Diocese of Teramo, entitled “Building the future together: The role of academic cooperation in shaping a new socio-economic integration project for youth”. This conference aimed at broadening the horizons in the perspective of a renewed cultural dialogue and a new collaboration for the development of peoples. President Malaguti, Deputy Secretary-General Anna Veneziano and Principal Legal Officer and Treaty Depositary Marina Schneider participated in the various sessions.



Following this conference, and building on its outcomes, UNIDROIT was invited by ICCROM to attend a strategic planning meeting held in Porto Novo (Benin) in November 2021 within the ICCROM Youth Heritage Africa flagship programme.

- *African Union*

2021 was the Year of “Culture, Arts and Heritage, Levers for building the Africa we want” for the African Union, and UNIDROIT was involved in various activities.

In particular, UNIDROIT was a partner in an international conference entitled “Decolonizing Heritage – The Return of Cultural Objects to Africa: An International Law Perspective” which took place on 23 and 24 September 2021 in Geneva, organised by the UNESCO Chair in International Law of the Protection of Cultural Heritage, Art-Law Centre, University of Geneva, and the Department of Public International Law and International Organization, University of Geneva, in partnership also with the Permanent Mission of the Republic of Senegal to the United Nations Office and other international organizations in Geneva, the Global Studies Institute, the University of Geneva and the African Union.



From 29 June to 1 July 2021, UNIDROIT was invited to attend the first meeting of the Regional Monitoring Committee on the ECOWAS Action Plan for the Return of Cultural Property to their Countries of Origin, organised in Cotonou (Benin). The Secretary-General participated in the opening session of the meeting to reiterate UNIDROIT’s support in accompanying ECOWAS Member States towards ratification of the 1995 UNIDROIT Convention which is one of the goals of the ECOWAS Action Plan. Principal Legal Officer Marina Schneider attended the meeting and reminded the Committee of the role and challenges of the 1995 UNIDROIT Convention in the implementation of the Action Plan.

- *ECOWAS*



From 29 June to 1 July 2021, UNIDROIT was invited to attend the first meeting of the Regional Monitoring Committee on the ECOWAS Action Plan for the Return of Cultural Property to their Countries of Origin, organised in Cotonou (Benin). The Secretary-General participated in the opening session of the meeting to reiterate UNIDROIT’s support in accompanying ECOWAS Member States towards ratification of the 1995 UNIDROIT Convention which is one of the goals of the ECOWAS Action Plan. Principal Legal Officer Marina Schneider attended the meeting and reminded the Committee of the role and challenges of the 1995 UNIDROIT Convention in the implementation of the Action Plan.

UNIDROIT also organised technical meetings on the 1995 Convention with ECOWAS, including the authorities of Member States to assist them in considering accession to it (Gambia, Togo, Guinea Bissau) and is planning other activities for 2022.

- **EL PACCTO**



UNIDROIT continued its cooperation with the Justice Systems Cooperation Component of the EL PACCTO programme (Europe Latin America Programme of Assistance against Transnational Organised Crime), and Marina Schneider participated on 20 May 2021 in the regional webinar “Trafficking in Cultural Property: The Business of Organised Crime” with a presentation on “International instruments for the restitution of cultural property”. EL PACCTO programme published a guide on the fight against illicit trafficking in cultural property, entitled *Diagnóstico de la situación y de las herramientas existentes en la lucha contra los delitos de tráfico ilícito de bienes culturales* to which UNIDROIT contributed. In addition to the members of the prosecutors’ offices and police forces of the different countries, this text can also be used by other authorities, such as judges, customs officers or cultural authorities.



d. The 1995 UNIDROIT Convention Academic Project

In 2021, Mr Hao Liu, Associate Professor, PhD, Postdoctoral Research Fellow, Institute of International Law, School of Law, Shandong University, joined UCAP as an individual partner.

Students and young professionals have been invited to submit articles for The ESACH Quarterly, the magazine of the European Students’ Association for Cultural Heritage, among other, related to the 1995 UNIDROIT Convention and restitutions issues.

UNIDROIT was invited to deliver lectures on its instruments relating to cultural property in many universities and such activities are developed within the framework of the UNIDROIT Convention Academic Project (UCAP).



On 23 June 2021, Principal Legal Officer and Treaty Depositary Marina Schneider, participated in the 2021 edition of the Summer School of the Art-Law Centre and the UNESCO Chair in the International Law of the Protection of Cultural Heritage of the University of Geneva. Together with Ms Zeynep Boz, Head of Department at the Ministry of Culture and Tourism, General Directorate for Cultural Heritage and Museums Department of Combating Illicit Trafficking of the Republic of Turkey, they presented “the fight against the illicit trafficking through national laws and international instruments”.



Presentations of the UNIDROIT instruments in the field of international protection of cultural objects by Marina Schneider delivered during 2021 include (i) at the Ecole du Louvre (International Museology Summer Seminar), (ii) at the Association AMMA of the Master 2 Art Market of the University Paris 1, (iii) at the International Master in Cultural Diplomacy, ALMED – ASERI. Università Cattolica del Sacro Cuore on “UNIDROIT and its activities linked to cultural diplomacy”; (iv) at the Master programme Policies and Governance in Europe (PAGE) at the LUISS University in Rome on “Cultural heritage: the interaction between international, EU and national regulation”.

Mr Tamás Szabados, individual partner of the 1995 UNIDROIT Convention Academic Project, and associate professor at ELTE University, Budapest, was among the winners of the UNIDROIT COVID-19 Essay Competition, supported by Stibbe, and facilitated by the UNIDROIT Foundation, with an article on “The Global Pandemic as an Opportunity: Towards a Cutting-Edge Legal ‘App’ for Online Art Trade”.

e. Training and capacity-building workshops

UNIDROIT was invited to participate in various capacity-building workshops and expert meetings organised in 2021, including:

- a hybrid National workshop on the protection of cultural property in Somalia, organised by the Somali Academy of Science and Arts (SOMASA) together with UNESCO and in partnership with the African Union, UNIDROIT and ICOM; after discussion on recommendations for priority actions in the prevention and fight against illicit traffic of cultural property in Somalia, participants recommended, among other actions, the ratification of the 1970 UNESCO and 1995 UNIDROIT Conventions;
- regional and national hybrid seminars on the fight against illicit trafficking in cultural property organised by UNESCO in Southern Africa, Namibia, Comoros and Djibouti, Mongolia;
- online training on the challenges of illicit trafficking in cultural objects in West and Central Africa, together with UNESCO and the École du Patrimoine Africain (EPA);
- awareness course on the protection of cultural property for ASEAN countries, organised by the Carabinieri Tutela Patrimonio Culturale and the Italian Ministry of Foreign Affairs and International Cooperation, Vicenza (Italy).

3. International Wills Convention

On 6 July 2021, the Government of Canada deposited a declaration (effective from 6 January 2022) with the Government of the United States of America, Depositary of the Convention, extending the 1973 Convention Providing a Uniform Law on the Form of an International Will to the territory of Yukon, in accordance with under Article XIV of the Convention.

4. UNIDROIT Principles of International Commercial Contracts

- *Endorsement by UNCITRAL*

At its 54th session, held on 28 June-16 July 2021, UNCITRAL discussed a request presented by the UNIDROIT Secretary-General that the Commission consider endorsing the UNIDROIT Principles 2016. Noting that it had already endorsed the UNIDROIT Principles 2010 at its 45th session, in 2012, that general support had been expressed for recognising that the fourth edition of the UNIDROIT Principles set forth a comprehensive set of rules for international commercial contracts, complementing a number of international trade law instruments, including the United Nations Sales Convention, that the amendments made in the UNIDROIT Principles 2016 were useful in facilitating international trade, the Commission endorsed the UNIDROIT Principles 2016 commending their use, as appropriate, for their intended purposes.

- *Presentations, seminars and conferences*

In the course of 2021, the UPICC were presented at a number of seminars, conferences and lectures to interested academic, governmental and business circles, the following being representative examples with participation of the UNIDROIT Secretariat:



On 7 January 2021, UNIDROIT Legal Officer Philine Wehling delivered a presentation on the UNIDROIT Principles in the COVID-19 Pandemic to the postgraduate students of the LLM Programme in International Trade Law at the International Training Centre of the International Labour Organization (ITC-ILO).

On 7 May 2021, Deputy Secretary-General Anna Veneziano was invited to deliver a lecture on the UPICC in the 9th Edition of the Business and Company Law Masters of LUISS University (Rome), coordinated by Professor Barbara De Donno. Her lecture addressed the use of the Principles as a tool for successful drafting and adjudication in transnational contracts.

In the framework of a special seminar organised by the Italian Higher School for the Judiciary, held on 18-19 October 2021, Deputy Secretary-General Anna Veneziano delivered a lecture on the UNIDROIT Principles and their impact on judicial decisions. She further chaired a panel on international contract and the COVID-19 pandemic, with participation of academics, practicing lawyers and judges.



The UPICC were featured in a panel of a Symposium on Salient Issues in Arbitration that took place on 10-11 November 2021 in Washington DC. The Symposium was co-hosted by the University of Washington and the Swiss Institute of Comparative Law, and co-sponsored by UNIDROIT. UNIDROIT Secretary General Ignacio Tirado participated in the opening remarks with Horacio A. Grigera Naón, (Director, Center on International Commercial Arbitration), Krista Nadakavukaren Schefer (Co-Director, Swiss Institute of Comparative Law), and Christophe Bernasconi (Secretary General of the HCCH).

On 19 November 2021, the UPICC were presented at the Symposium on Private International Law in the European Union and Middle East and North Africa (MENA) region, organised via Zoom by the Faculty of Law, Özyeğin University Istanbul. UNIDROIT Legal Officer Ms Philine Wehling spoke on the panel on International Commercial Law, with a presentation on “The UNIDROIT Principles of International Commercial Contracts: Harmonisation and Choice of Law” which explored the relevance of the UNIDROIT Principles across Europe and the MENA region. After introducing the UNIDROIT Principles and the variety of options for their application, the presentation reviewed data on the Principles’ use in both Europe and the MENA region. Among others, it analysed practical examples of the UNIDROIT Principles’ application in the region as well as the compatibility of the Principles with legal frameworks in selected MENA countries.

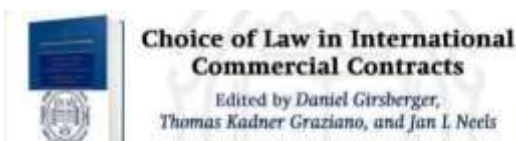


On 10 and 11 November 2021, a virtual Symposium on Salient Issues in International Arbitration entitled “Does a transnational legal order exist in international arbitration?” was organised by the Washington College of Law and the Swiss Institute of Comparative Law. Secretary-General Ignacio Tirado participated in the opening session together with HCCH Secretary-General Mr Christophe Bernasconi, the Director of the Center on International Commercial Arbitration Prof. Horacio A. Grigera Naón, and the Co-Director of the Swiss Institute of Comparative Law Prof. Krista Nadakavukaren Schefer. Prof. Michael Joachim Bonell delivered a paper, co-authored with Eleonora Finazzi-Agrò, on the UPICC. The Symposium was also attended by UNIDROIT Deputy-Secretary General Anna Veneziano.

- *Inter-Collegiate Negotiation Competition on the UNIDROIT Principles*

The Inter-Collegiate Negotiation Competition (INC), founded in 2002, provides students with an opportunity to compete in mock negotiations and arbitrations, the latter using the UPICC as applicable law. The Steering Committee, chaired by Professor Yoshiaki Nomura, is composed of professors at numerous Japanese Universities who co-sponsor the event. On 4 December 2021, Deputy Secretary-General Anna Veneziano was invited to participate in the 20th Anniversary Symposium of the Inter-Collegiate Negotiation Competition and delivered a presentation on “The UNIDROIT Principles of International Commercial Contracts: an update on most recent developments”.

- *Other initiatives*



On 4 May 2021, Deputy Secretary-General Anna Veneziano represented UNIDROIT in the book launch of “Choice of Law in International Commercial Contracts” (Oxford University Press, 2021), in a panel together with HCCH Secretary-General

Christophe Bernasconi and First Secretary João Ribeiro-Bidaoui, and UNCITRAL Legal Officer Luca

Castellani. The live virtual event was convened to discuss the law and practice in respect of choice of law around the globe, and featured presentations from the general editors Daniel Girsberger, Thomas Kadner Graziano and Jan L Neels, regional and special editors Andrew Dickinson, B  l  gh Elbalti, Eesa A Fredericks, Lauro Gama, Brooke Marshall, Jos   A Moreno Rodr  guez, Yuko Nishitani, Marta Perteg  s, Genevi  ve Saumier, and associate editor Agatha Brand  o.

- *Publications*

The Deputy Secretary-General contributed to "Use of the UNIDROIT Principles to Interpret and Supplement Domestic Contract Law" (Springer Verlag, 2021) by Alejandro Garro and Jos   Antonio Moreno Rodriguez with the Italian Report together with Eleonora Finazzi-Agr  . In the same volume, Governing Council Member Professor Monika Pauknerov   and Magdalena Pfeiffer co-authored a Chapter "UNIDROIT Principles as Reference for Uniform Interpretation of National Laws: Czech Republic".

The Deputy Secretary-General contributed with a special Report on behalf of UNIDROIT in D. Girsberger, T. Kadner Graziano, J.L. Neels (Eds), "Choice of Law in International Commercial Contracts – Global Perspectives on the Hague Principles" (OUP, 2021).

5. **UNIDROIT/FAO/IFAD Legal Guide on Contract Farming**

- *Presentations, seminars and conferences*

The Legal Guide on Contract Farming was presented at a number of seminars, conferences and lectures to relevant academic institutions during the course of 2021, the following being representative examples of occasions of the UNIDROIT Secretariat's participation.



On 26 April 2021, Deputy Secretary-General Veneziano participated in an online seminar hosted by the University of Trento under the EU-FLAG (Food Law And Globalization) Jean Monnet module, which aimed to develop a better understanding of European food law and how it interacts with the dynamics characterising international markets, exploring the dialogic relationship existing between the rules of the agri-food sector

and globalization.

Moderated by Professor Matteo Ferrari, the seminar also featured presentations by Professors Paola Iamiceli and Luisa Antonioli of the University of Trento, and provided a presentation and a discussion on Contract Farming and the Legal Guide jointly drafted by UNIDROIT, FAO and IFAD and published in 2015.

6. **UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts**

- *Launch of the UNIDROIT/IFAD ALIC Legal Guide*



On 24 September 2021, the UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts (ALIC Legal Guide) was launched at a hybrid event held in Rome and online, as a side-event to the 100th Session of the UNIDROIT Governing Council. Developed together with FAO and IFAD and jointly published by UNIDROIT and IFAD, the ALIC Legal Guide is the second international instrument adopted in the area of Private Law and Agricultural Development, following the successful Legal Guide on Contract Farming.

The ALIC Legal Guide was prepared by a Working Group set up in 2016 and was chaired by Jos   Antonio Moreno Rodr  guez, Member of the UNIDROIT Governing Council. The Working Group was composed of representatives from IFAD, FAO, experts in contract law, investment law, and agricultural law, as well as included observers from a number of other international organisations, representatives of

agricultural producers and agribusiness. The Working Group held in total two informal meetings in 2016 and 2017, and four formal meetings in 2017 and 2018.

The ALIC Legal Guide provides innovative guidance to improve agricultural land investment contracts by operationalising a number of international principles and standards for the promotion of responsible investment, such as the United Nations Guiding Principles on Human Rights, the CFS RAI Principles and the VGGT. The ALIC Legal Guide may be used by a broad range of legal actors when developing contracts, domestic policies, regulatory frameworks, and corporate social responsibility programmes. It may also be used to support capacity-building and to raise awareness among legitimate tenure right holders and local communities regarding their rights.

The launch event featured opening remarks by Secretary-General Tirado and the General Counsel of IFAD, Katherine Meighan. An overview of the preparation process was presented by the Chair of the ALIC Working Group, José Antonio Moreno Rodriguez, followed by remarks on the structure of the ALIC Legal Guide and its relation to previously adopted instruments by UNIDROIT's Deputy Secretary-General Anna Veneziano and Legal Officer Priscila Andrade.



A panel of experts and Observers from the ALIC Working Group shared their reflections on how the Guide is an important legal tool for good practices in agricultural land investment operations. The launch event was concluded with remarks from President Maria Chiara Malaguti who presented plans for implementation of the ALIC Legal Guide.

- *Presentations, seminars and conferences*



On 2 November 2021, Legal Officer Priscila Andrade presented the UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts at a Masterclass on "Legal Tools for Responsible Investment in Agriculture" organised by the International Institute for Sustainable Development (IISD).

The Masterclass was held during the Conference on Land Policy in Africa organised by the African Land Policy Centre, a joint initiative of the African Union Commission, the United Nations Economic Commission for Africa, and the African Development Bank.

III. NON-LEGISLATIVE ACTIVITIES

A. LEGAL COOPERATION PROGRAMME

1. *Internship and Research Scholarship Programme*

Since it was first launched in 1993, the UNIDROIT Scholarship and Internship Programme has enabled the Institute to host over 400 scholars and 350 interns from more than 70 countries to conduct depth research on matters related to the Institute, its instruments and work program. Scholars generally conduct their research at the UNIDROIT Library for a period of two months and interns generally work with the Secretariat for a period of three months. Scholarship recipients are provided with funding to undertake their research at UNIDROIT. Interns undertake internship opportunities with the UNIDROIT Secretariat on both a funded and unfunded basis.

In 2021, donations were received from the UNIDROIT Foundation, the Ministry of Commerce of the People's Republic of China (MOFCOM), the UNIDROIT Alumni Association, the FeldensMadruga Law Firm (Brazil), as well as from Members of the UNIDROIT Governing Council.

The implementation of the Internship and Research Scholarship Programme in 2021 was impacted by the ongoing COVID-19 pandemic. Due to travel restrictions for international students and professionals, several interns and scholars postponed their visits to 2022. At the same time, the Library welcomed a higher number of independent researchers based in Italy.

2. *Visiting Scholars*

The Secretariat welcomed seven scholars from seven different countries in 2021:

Ms Theodora KOSTOULA (Greece), PhD candidate, European University Institute, Florence - Research on: "Information technology, digital assets and insolvency and current UNIDROIT legislative projects" – Recipient of the Sir Roy Goode Scholarship (5 October 2020-2 July 2021)

Ms Teresa RODRIGUEZ DE LAS HERAS BALLELL (Spain), Professor, University Carlos III, Madrid – Research on "Best Practices for Effective Enforcement, Warehouse Receipts, Digital Assets and Private Law and the Cape Town Convention and its Protocols" – Recipient of the Sir Roy Goode Scholarship (1 September 2021-31 May 2022)

Mr José Manuel CANELAS SCHUETT (Bolivia), Professor, Universidad Católica Boliviana, Santa Cruz – Research on: "Agricultural land investment contracts" – Recipient of the UNIDROIT General Fund Scholarship (17 March-18 May 2021)

Mr Giorgi AMINARASHVILI (Georgia), PhD, Ivane Javakhishvili Tbilisi State University - Research on: "Form requirements and Smart Contracts in Light of the International Instruments: The Answers of the Georgian Legal System" – Recipient of the UNIDROIT General Fund Scholarship (10 June-30 July 2021)

Mr Haroun RAHIMI (Afghanistan), Assistant Professor, American University of Afghanistan, Kabul – Research on: "The role of Middle Countries in Transplantation of European Codes in Asian and Central America" – Recipient of the UNIDROIT General Fund Scholarship (13 September-29 October 2021)

Ms Daria LEVINA (Russian Federation), PhD candidate, European University Institute, Florence - Research on: "The rise of international commercial courts: The driving forces behind the phenomenon and the choices of institutional design" – Recipient of the UNIDROIT General Fund Scholarship (2 November-23 December 2021)

Mr Daniel ANDRADE (Brazil), PhD candidate, Universidade Federal de Minas Gerais – Research on: “Disproportionality as limitation on specific performance of contractual obligations” – Recipient of the UNIDROIT General Fund Scholarship (2 November-23 December 2021).

3. *Interns and researchers*

The Secretariat welcomed 48 *interns* from 24 countries in 2021 who collaborated on current projects with the UNIDROIT Secretariat:

Ms Aydan Alyarbayova (Azerbaijan), Mr Arthur Tomaz de Oliveira - (remotely), Ms Gabriella Boeger Prado, Ms Agnes Teixeira Magalhaes, Ms Liana Issa Lima (Brazil), Mr Camilo Isai Saldias Robles - (remotely) (Chile), Mr Stéphane Grossin, Ms Hélysa Crichan, Ms Valentine Molineau, Mr Guillaume Février, Ms Camille Pons (France), Mr Marius Mueller, Mr Aron Leimbach, Mr Sebastian Dennis, Mr Julien Berger (Germany), Ms Anna Tchavtchavadze (Georgia), Mr Nikolaos Karampatzos (Greece), Ms Nilakshi Srivastava - (remotely) (India), Ms Soroor Mehdibeigi Sarvestani (Iran), Ms Elisa Tortorolo, Ms Silvia Di Felice, Ms Greta Grasso, Ms Federica Romano (Italy), Ms Zain Shanqiti (Jordan), Ms Claudia Nyon (Malaysia), Ms Marija Marinovic (Montenegro), Mr Audun Riisøen (Norway), Ms Rand Lahlouh (Palestine), Ms Amna Shabbir (Pakistan), Ms Liu Tianshu, Ms Dong Yiwei - (remotely), Ms Wu Qiwei - (remotely), Ms Zao Yue, Ms Chen Hongzhu, Ms Liu Conghui (PRC), Ms Aleksandra Fiutowska (Poland), Ms Veronica Zadnipro - (remotely) (Romania), Ms Veronica Bulatova (Russian Federation), Ms Sharon Kunamornpong (Thailand), Ms Faiza Javad, Ms Mahsa Nowroozi (United Kingdom), Mr John Kennamer, Mr Sumner Fields, Ms Lynn Arbid - remotely, Ms Aryn Henderson - (remotely), Mr Kamal Hakim, Ms Katelyn McEvoy (USA), Ms Natasha Nomfazwe Matimba - (remotely) (Zimbabwe).

The following persons were welcomed as *Researchers* in the UNIDROIT Library:

Ms Angelika Layr (Austria), Ms Camille Samier (Canada), Ms Iva Grgic (Croatia), Mr Rüdiger Morbach, Mr Christoph Paulus, Ms Annalisa Steiner (Germany), Ms Mahsa Farshbaf Khoshnazar, Mr Younes Aghapour Sabbagh (Iran), Mr Phillip Fabbio, Mr Fausto Caggia, Ms Clizia Franceschini, Mr Francesco Amatucci, Mr Andrea Raimondi, Ms Giovanna Proia, Ms Maria Chiara Manzi, Ms Valeria Falce, Mr Alberto Serafin, Mr Mario Cusmai, Ms Maria Teresa Iaquina, Mr Mario Santoni, Mr Stefano Delplano, Mr Giulio Andreotti, Ms Elena Nigro, Mr Andrea Carsetti, Ms Letizia Coppo, Mr Giulio Santoni, Ms Martina Astolfi, Mr Tommaso Bratina, Ms Rossella Esther Cerchia, Ms Barbara Vari (Italy), Mr Zhu Bowen, Mr Botao Tang, Ms Li Shu (PRC), Ms Lilit Nagapetyan (Russian Federation), Mr Luis Javier Arrieta Sevilla, Ms Maria Mercedes Jimenez Jimenez, Mr Sergio Castro Gonzalez (Spain), Mr Damiano Canapa (Switzerland), Ms Anna Hurova (Ukraine), Mr Seth U. Nwosu - (remotely) (USA).

B. UNIDROIT ON INTERNET AND SOCIAL MEDIA IN 2021

UNIDROIT website - <http://www.unidroit.org>

Having identified the need to revamp the website, given the fast pace of technology since it was first launched, the Secretariat decided to have a new website and identified two main categories of needs: to maintain the essential functions of the website, which had notably served as a repository of documents as well as a point of reference for Depositary information among other things, and to distribute the workload involved in updating the website among legal officers through a more user friendly format.

The new homepage and pages relating to resources was built with the users in mind. As such, all of UNIDROIT’s core instruments are showcased in an appealing manner inviting users to learn more and dwell deeper in the knowledge of the organisation’s workstream. The design is clean and simple, with functionality as the paramount focus. Any new visitor is capable of readily finding the most basic elements on the site, such as treaties, news, events, and contact information. The intuitive navigation makes it easier to find important information and more appealing to explore the different areas of UNIDROIT’s work.

Social media has served as the largest driver of traffic onto the UNIDROIT website since 2017. As such in order to maximise user engagement, well-designed and thought-out call-to-action buttons

are now available across the website. UNIDROIT currently has four Social Media Profiles and the new website interacts with all of them: Facebook, LinkedIn, Twitter, and YouTube. The site is also able to host video content, which increases traffic on the Institute's YouTube channel.

The new web-design now automatically ensures that the website works well on all display sizes and devices. It features a responsive design, which can be scaled down to smaller screen sizes, which is of paramount importance considering that over 52% of web traffic comes from mobile devices.

UNIDROIT on Social Media

UNIDROIT launched its social media program during the Institute's 90th anniversary celebrations in April 2016. The purpose of the program is to promote the Institute's work to a wider audience in an innovative, efficient and cost-effective manner. UNIDROIT currently maintains accounts on LinkedIn (2016), Facebook (2016), Twitter (2018) and YouTube. At the start of 2019 UNIDROIT relaunched its presence on YouTube in order to promote videos of expert presentations made at the Institute by international legal experts and visiting scholars, as well as to share promotional videos about UNIDROIT instruments and events.

The three key performance indicators for the Institute's social media program are: (i) number of followers; (ii) the "reach" of the social media program (the total number of people that see UNIDROIT social media content); and (iii) the number of referrals to the UNIDROIT website. Since its launch, the UNIDROIT social media program has exceeded expectations on all three key performance indicators. At the end of 2021, the Institute had more than 17,500 followers on LinkedIn, 4,500 followers on Facebook, and 1,400 followers on Twitter. In relation to the Institute's "reach" on social media, over the past twelve months UNIDROIT content was displayed on news feeds more than 766,00 times on LinkedIn, around 211,970 times on Twitter, and delivered 90,513 times to people on Facebook.

UNIDROIT participates in a Social Media roundtable organised by the US Mission to the UN Agencies in Rome, which brings together the social media officers of the largest Rome-based international agencies to share knowledge and coordinate promotional campaigns. This has allowed UNIDROIT to benefit from the expertise and experience of larger organisations, which have entire teams dedicated to digital communication.

C. DEPOSITORY LIBRARIES FOR UNIDROIT DOCUMENTATION

Before the age of websites, UNIDROIT asked Member States to appoint specific libraries or other official institutions to act as Depository Libraries for UNIDROIT documentation and to indicate what materials they would be interested in storing (only documents, or also publications, the Uniform Law Review, etc.). With the adoption of the policy to post all documentation on the website, the interest in Depository Libraries waned, but some States are still keen to maintain them. The list of Member States on the website indicates also if Depository Libraries have been appointed.

At the end of December 2021, 54 libraries in 48 Member States have been designated depositories for UNIDROIT documentation. For a list of Depository Libraries see Annexe IV.

D. UNIDROIT LIBRARY

Library cooperation and networking

In 2021 the UNIDROIT Library continued its cooperation strategy with other Roman and foreign libraries. In particular, first steps have been taken to create a future collaboration between the UNIDROIT Library and the University Library of Foggia.

Digitisation

On the occasion of the Governing Council's 97th session, Rome, 2-4 May 2018, it was agreed to proceed with the proposed in-house digitisation project, as an attractive opportunity to make the collection the Library accessible in digital form. In 2021, special attention was paid to the digitisation of the historical "Gorla" collection and to the Chiamenti collection in order to preserve some of the Library's rarest and most valuable historical collections. The library's electronic collection was

enriched by a total of 314 digitised titles, comprising of 139 of the Gorla Collection and the addition of 175 monographs, regarding, in particular, the Chiomenti collection and the collection comparative law and unification of laws. The digitisation of the Gorla collection was completed.

Scialoja collection

In 2021 the Library started cataloguing and digitising the very precious collection of about 700 publications, mostly in the form of pamphlets, excerpts from various Italian reviews, in particular law reviews, and by collective works, between the last decades of the nineteenth century and the thirties of the twentieth century, which was donated to the Library in June 2021 by Professor Achille de Nitto. The publications belonged to the Vittorio Scialoja library at the Institute of Roman law. Many copies contain an autographed dedication to Professor Scialoja by the author. Other publications, in less substantial quantities, are dedicated or directed to Pietro Francisci. The names of Vittorio Scialoja, as well as Francisci, have been linked to UNIDROIT since its foundation.

Update of Law Reviews List

In 2021, work continued on the upgrade of the Library's list of law reviews. The links of those publications that are also available online have been included in the relevant bibliographic data sheet in the online catalogue.

Lectures

Taking advantage of the presence of distinguished guests at UNIDROIT, the Secretariat reinstated in May 2021 the series of lectures and presentations on topics related to the guest's areas of research.

Acquisitions, donations, exchanges

In 2021, the Library's holdings increased by 680 titles, of which 389 were purchased outright, 135 were obtained on an exchange basis, while 156 further titles were received as gifts for a total value of € 9.360,00. The expansion of the Library's holdings has been hampered by steady increases in the price of publications and a chronic lack of resources. In 2021, as in previous years, the Library received donations in kind from the Max-Planck-Institute of Foreign Private and Private International Law in Hamburg.

Visitors

Following strong sanitary measures due to the pandemic in 2021, the Library welcomed 95 visitors from 28 different countries.

E. PUBLICATIONS

The Uniform Law Review

The *Uniform Law Review*, published by Oxford University Press (OUP), is available either in paper online or both. Subscription data indicate a trend of a steady decrease in printed subscriptions. Conversely, online subscriptions have increased, the greatest increase being to collection subscriptions, i.e. subscriptions through the OUP collection of journals available online. In addition, the OUP has a special arrangement for developing countries, which offers subscriptions to journals online at a low rate, at times cost-free. In 2021, the collection subscribers increased to 2,139. Conventional academic and corporate subscriptions were respectively 61 and 4 in 2021.

Online visits to the Uniform Law Review pages on the OUP site which include at least one downloaded article have increased steadily. The average monthly visits were 3,536 in 2021.

Monographs

- *Official Commentaries on the Cape Town Convention on International Interests in Mobile Equipment and its Protocols*

The Official Commentary on the Convention on International Interests in Mobile Equipment and Protocol thereto on Matters Specific to Mining, Agricultural and Construction Equipment (the MAC Protocol) by Professor Sir Roy Goode was published in April 2021.

- *Legal Guide to Uniform Instruments in the Area of International Commercial Contracts, with a Focus on Sales*

The new Legal Guide to Uniform Instruments in the Area of International Commercial Contracts, with a Focus on Sales, jointly developed with the UNCITRAL and the Hague Conference on Private International Law (HCCH) was published in 2021.

- *ELI-UNIDROIT Model European Rules of Civil Procedure*

The English version of the ELI/ UNIDROIT Model Rules of European Civil Procedure was published in August 2021 by Oxford University Press.

- *ALI/UNIDROIT Principles of Transnational Civil Procedure*

A translation into Georgian of the ALI/UNIDROIT Principles of Transnational Civil Procedure was published in 2021.

- *UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts*

In 2021 UNIDROIT and IFAD launched the Legal Guide on Agricultural Land Investment Contracts that the two organisations had produced jointly.

- *Best Practices in the Field of Electronic Registry Design and Operation*

In 2021, the Cape Town Convention Academic Project (CTCAP), which is a joint undertaking of the University of Cambridge and UNIDROIT, with the Aviation Working Group (AWG) as its founding sponsor, published the Guide on Best Practices for Electronic Collateral Registries.

More information on all the above-mentioned monographs is available on the website of UNIDROIT.

F. UNIDROIT FOUNDATION

Throughout 2021, the UNIDROIT Foundation (<http://www.unidroitfoundation.org>) continued to support both the substantive and non-legislative work of UNIDROIT.



The UNIDROIT Foundation facilitated the organisation of a webinar on 8 March 2021 which invited the winners of the UNIDROIT COVID-19 Essay Competition, which was supported by Stibbe.

Additionally, the UNIDROIT Foundation supported the events related to the Project on Best Practices in the Field of Electronic Registry Design and Operation, including the Launch of the Guide on Best

Practices for Electronic Collateral Registries on 24 September 2021 in Rome and on Zoom, as well as the fifth Workshop for the project which took place at the University of Cambridge on 28 September 2021.

Finally, the UNIDROIT Foundation continued to maintain the UNIDROIT Alumni Association, as well as providing support to the UNIDROIT Internship and Research Scholarship Programme.



ANNEXE I

LIST OF THE DOCUMENTS PUBLISHED BY THE UNIDROIT SECRETARIAT IN 2021 ON THE IMPLEMENTATION OF ITS WORK PROGRAMME

The following documents relating to the implementation of the Institute's Work Programme were published in 2021 in English and French unless otherwise stated:

STUDY LVIIIA – MODEL LAW ON FACTORING

Factoring Model Law Working Group - Third session (remote, Rome, 26-28 May 2021)

(English only)

- W.G.3 – Doc. 1 Annotated draft Agenda
- W.G.3 – Doc. 2 Issues paper
- W.G.3 – Doc. 3 Preliminary draft Model Law
- W.G.3 – Doc. 4 Report

Factoring Model Law Working Group – Fourth session (remote, Rome, 1-3 December 2021)

(English only)

- W.G.4 – Doc. 1 Annotated draft Agenda
- W.G.4 – Doc. 2 Issues paper
- W.G.4 – Doc. 3 Preliminary draft Model Law
- W.G.4 – Doc. 4 Draft Model Law comparison table
- W.G.4 – Doc. 5 Introduction to transition issues in Model Law on Factoring

STUDY LXV – LEGAL COOPERATION PROGRAMME

Scholarships Impl. 32 – Research Scholarships Programme. Implementation report for 2021

STUDY LXXIIH – INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT ON MATTERS SPECIFIC TO RAILWAY ROLLING STOCK

DC10/IR – ESTABLISHMENT OF THE INTERNATIONAL REGISTRY FOR RAILWAY ROLLING STOCK

Preparatory Commission for the establishment of the International Registry for Railway Rolling Stock pursuant to the Luxembourg (Rail) Protocol – 9th session (Remote, 8 April 2021) (English only except Doc. 1)

- Doc. 1 Annotated draft agenda
- Doc. 2 Report on developments since the last Preparatory Commission session and activities of the Ratification Task Force
- Doc. 3 Statutes of the Supervisory Authority
- Doc. 4 Supervisory Authority (Luxembourg Protocol). Rules of Procedure
- Doc. 5 rev.1 Revised version of the draft Regulations for the International Registry for railway rolling stock (06.04.2021)

- Doc. 6 The revised proposed draft regulations for the International Registry for railway rolling stock according to the Luxembourg Protocol to the Cape Town Convention (the Luxembourg Rail Protocol)
- Doc. 7 Summary Report of the ninth session
- INF. 1 The Luxembourg Protocol to the Cape Town Convention on International Interests in Mobile Equipment is a new global instrument which, when in force, will make it easier and cheaper for the private sector to finance railway rolling stock
- INF. 2 The Luxembourg Rail Protocol. How the International Registry Works

Preparatory Commission for the establishment of the International Registry for Railway Rolling Stock pursuant to the Luxembourg (Rail) Protocol – Tenth session (via email procedure, July 2021) (English only)

- Doc. 1 Summary report of the tenth session

STUDY LXXIIK – PROTOCOL ON MATTERS SPECIFIC TO MINING, AGRICULTURAL AND CONSTRUCTION EQUIPMENT (MAC PROTOCOL)

DC13/IR – ESTABLISHMENT OF THE INTERNATIONAL REGISTRY FOR MINING, AGRICULTURAL AND CONSTRUCTION EQUIPMENT

Regulations Working Group – Third session (remote) (19 February 2021) (English only)

- W.G.3 - Doc. 1 Annotated draft Order of Business
- W.G.3 - Doc. 2 Issues paper
- W.G.3 - Doc. 3 rev. Summary Report

Registrar Working Group – Second session (remote) (26 February 2021) (English only)

- W.G.2 - Doc. 1 Annotated draft Order of Business
- W.G.2 - Doc. 2 Issues paper
- W.G.2 - Doc. 3 Draft request for proposals (RFPs) for the International Registry for MAC Equipment (private and confidential)
- W.G.2 - Doc. 4 Summary Report

Regulations Working Group – Fourth session (remote) (30 April 2021) (English only)

- W.G.4 - Doc. 1 Annotated draft Order of Business
- W.G.4 - Doc. 2 Issues paper
- W.G.4 - Doc. 3 Draft baseline regulations for the International Registry for the Convention on International Interests in Mobile Equipment on Matters specific to Mining, Agricultural and Construction Equipment
- W.G.4 - Doc. 4 Suggestions for slight amendments to the draft MAC Registry regulations
- W.G.4 - Doc. 5 Summary Report

Registrar Working Group – Third session (remote) (7 May 2021) (English only)

- W.G.4 - Doc. 1 Annotated draft Order of Business

W.G.4 - Doc. 2 Issues paper

W.G.4 - Doc. 3 Draft request for proposals (RFPs) for the International Registry for MAC Equipment (private and confidential)

W.G.4 - Doc. 4 Summary Report

Registrar Working Group – Fourth session (remote) (20 May 2021) (English only)

W.G.4 - Doc. 1 Annotated Draft Order of Business

W.G.4 - Doc. 2 Draft request for proposals (RFP)

Preparatory Commission for the establishment of the International Registry for MAC Equipment pursuant to the MAC Protocol – Third session (remote) (Rome, 3-4 June 2021)

MACPC3 - Doc. 1 Annotated draft Order of Business

MACPC3 - Doc. 2 Assessment of UNIDROIT's suitability for the role of Supervisory Authority

MACPC3 - Doc. 3 Draft Regulation with Tracked Changes (English only)

MACPC3 - Doc. 4 Draft Regulations (English only)

MACPC3 - Doc. 5 Draft request for proposals (RFPs) for the International Registry for MAC Equipment (private and confidential) (English only)

MACPC3 - Doc. 6 Report

Registrar Working Group – Fifth session (remote) (16 November 2021) (English only)

W.G.5 - Doc. 1 Annotated draft Order of Business

W.G.5 - Doc. 2 Introduction to the MAC Registrar Working Group

W.G.5 - Doc. 3 Draft request for proposals (RFPs) for the International Registry for MAC Equipment (private and confidential)

W.G.5 - Doc. 4 Evaluation plan and Issues

W.G.5 - Doc. 5 Report

Registrar Working Group – Sixth session (remote) (21 December 2021) (English only)

W.G.6 - Doc. 1 Annotated Draft Order of Business

W.G.6 - Doc. 2 Draft RFP

WG 6 – Doc. 2 – Draft RFP: Form 4 on Technical Evaluation (confidential)

WG 6 – Doc. 2 – Draft RFP: Form 5 on Contracts Matrix (confidential)

WG 6 – Doc. 2 – Draft RFP: Form 9 on Financial Evaluation (confidential)

W.G.6 - Doc. 3 Evaluation Committee Guidance Document

W.G.6 - Doc. 4 Summary Report

STUDY LXXVIB – BEST PRACTICES FOR EFFECTIVE ENFORCEMENT

Working Group - Second session (Remote, 20-22 April 2021) (English only)

- W.G.2 - Doc. 1 Annotated Draft Agenda
- W.G.2 - Doc. 2 Secretariat's Report on the background, status of the project and intersessional developments
- W.G.2 - Doc. 3 Report of the Subgroup 1: "Enforcement of Adjudicated Claims" (*prepared by Fernando Gascón Inchausti and Rolf Stürner and discussed by Subgroup 1 at the remote meeting on 16 March 2021*)
- W.G.2 - Doc. 4 rev. Report of Subgroup 2: Enforcement of Security Rights
- W.G.2 - Doc. 5 Report of Subgroup 3: Impact of technology on Enforcement (prepared by Prof. Teresa Rodríguez de las Heras Ballell)
- W.G.2 - Doc. 6 Report

Working Group - Third session (hybrid) (Rome, 29 November-1 December 2021) (English only)

- W.G.3 - Doc. 1 Annotated Draft Agenda
- W.G.3 - Doc. 2 Secretariat's Report on the background, status of the project and intersessional developments
- W.G.3 - Doc. 3 Report of Subgroup 1 for the second session of the Working Group
- W.G.3 - Doc. 4 Focus on Enforcement for Monetary Claims and Automation
- W.G.3 - Doc. 5 Report of Subgroup 2: Enforcement of Security Rights
- W.G.3 - Doc. 6 Draft Report

STUDY LXXXC – PREPARATION OF AN INTERNATIONAL GUIDANCE DOCUMENT ON LEGAL STRUCTURE OF AGRICULTURAL ENTERPRISES

Online Consultation Webinar (15-16 April 2021) (English only)

- Agenda
- Summary Report

STUDY LXXXII – DIGITAL ASSETS AND PRIVATE LAW

Digital Assets and Private Law Working Group – Second session (remote) (Rome, 16-18 March 2021) (English only)

- W.G.2 - Doc. 1 Annotated Agenda
- W.G.2 - Doc. 2 rev.1 Revised Issues paper
- W.G.3 - Doc. 3 Summary Report

Digital Assets and Private Law Working Group – Third session (remote) (Rome, 30 June-2 July 2021) (English only)

- W.G.3 - Doc. 1 rev.1 Annotated draft Agenda
- W.G.3 - Doc. 2 rev.1 Revised Issues paper

W.G.3 - Doc. 3 Summary Report of the Digital Twins Workshop

W.G.3 - Doc. 4 Summary Report

Digital Assets and Private Law Working Group – Fourth session (remote) (Rome, 2-4 November 2021) (English only)

W.G.4 - Doc. 1 Annotated Agenda

W.G.4 - Doc. 2 Issues paper

W.G.4 - Doc. 3 Summary Report

Digital Assets and Private Law Working Group – First session Drafting Committee (hybrid) (Rome, 14 December 2021) (English only)

DC1 - Doc. 1 Draft Agenda (confidential)

DC1 - Doc. 2 Principles on the private law of Digital Assets (confidential)

STUDY LXXXIII – MODEL LAW ON WAREHOUSE RECEIPTS

Second Session of the Working Group (hybrid) (Rome, 10-12 March 2021) (English only)

W.G.2 - Doc. 1 Annotated Draft Agenda

W.G.2 - Doc. 2 Issues Paper

W.G.2 - Doc. 3 Preliminary Drafting Suggestions for the Model Law

W.G.2 - Doc. 4 Report

Third Session of the Working Group (hybrid) (Rome, 1-3 September 2021) (English only)

W.G.3 - Doc. 1 Annotated Draft Agenda

W.G.3 - Doc. 2 Issues Paper

W.G.3 - Doc. 3 Preliminary Drafting Suggestions for the Model Law

W.G.3 - Doc. 4 Report

STUDY LXXXIV – BANK INSOLVENCY

Joint Exploratory Workshop on Bank Liquidation (7-8 June 2021) (English only)

Summary Report

First session of the Working Group (hybrid) (Rome, 13-14 December 2021) (English only)

W.G.1 - Doc. 1 Annotated draft Agenda

W.G.1 - Doc. 2 Issues paper

W.G.1 - Doc. 3 Report

ANNEXE II

INSTRUMENTS DRAWN UP BY UNIDROIT / INSTRUMENTS ÉLABORÉS PAR UNIDROIT

- 1964 Convention relating to a Uniform Law on the International Sale of Goods (ULIS) / *Convention portant loi uniforme sur la vente internationale des objets mobiliers corporels (LUVI)*^{1*}
- 1964 Convention relating to a Uniform Law on the Formation of Contracts for the International Sale of Goods (ULFIS) / *Convention portant loi uniforme sur la formation des contrats de vente internationale des objets mobiliers corporels (LUFC)* *
- 1970 International Convention on the Travel Contracts (CCV) / *Convention internationale relative au contrat de voyage (CCV)*
- 1973 Convention providing a Uniform Law on the Form of an International Will / *Convention portant loi uniforme sur la forme d'un testament international*
- 1983 Convention on Agency in the International Sale of Goods / *Convention sur la représentation en matière de vente internationale de marchandises*
- 1988 UNIDROIT Convention on International Financial Leasing / *Convention d'UNIDROIT sur le crédit-bail international*
- 1988 UNIDROIT Convention on International Factoring / *Convention d'UNIDROIT sur l'affacturage international*
- 1994 Principles of International Commercial Contracts / *Principes relatifs aux contrats du commerce international*
- 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects / *Convention d'UNIDROIT sur les biens culturels volés ou illicitement exportés*
- 1998 Guide to International Master Franchise Arrangements / *Guide sur les accords internationaux de franchise principale*
- 2001 Convention on International Interests in Mobile Equipment / *Convention relative aux garanties internationales portant sur des matériels d'équipement mobiles*
- 2001 Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Aircraft Equipment / *Protocole portant sur les questions spécifiques aux matériels d'équipement aéronautiques à la Convention relative aux garanties internationales portant sur des matériels d'équipement mobiles*
- 2002 Master Franchise Disclosure Law / *Loi type sur la divulgation des informations en matière de franchise*
- 2004 Principles of International Commercial Contracts / *Principes relatifs aux contrats du commerce international*
- 2004 ALI/UNIDROIT Principles of Transnational Civil Procedure / *Principes ALI/UNIDROIT de procédure civile transnationale*
- 2007 Luxembourg Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock / *Protocole de Luxembourg portant sur les questions spécifiques au matériel roulant ferroviaire à la Convention relative aux garanties internationales portant sur des matériels d'équipement mobiles*
- 2007 Guide to International Master Franchise Arrangements, 2nd edition / *Guide sur les accords internationaux de franchise principale, 2^{ème} édition*
- 2008 UNIDROIT Model law on Leasing / *Loi type d'UNIDROIT sur la location et la location-financement*
- 2009 UNIDROIT Convention on Substantive Rules for Intermediated Securities / *Convention d'UNIDROIT sur les règles matérielles relatives aux titres intermédiés*

^{1*} The ULIS and ULFIS Conventions have been denounced by Belgium, Germany, Italy, Luxembourg, the Netherlands and San Marino. Under the 1969 Vienna Convention on the Law of Treaties they have not ceased to exist and they are still in force between Gambia, Israel and the United Kingdom / *Les Conventions LUVI et LUFC ont été dénoncées par l'Allemagne, la Belgique, l'Italie, le Luxembourg, les Pays-Bas et Saint-Marin. En vertu de la Convention de Vienne sur le droit des traités de 1969, elles n'ont pas cessé d'exister et restent en vigueur entre la Gambie, Israël et le Royaume-Uni.*

- 2010 Principles of International Commercial Contracts / *Principes relatifs aux contrats du commerce international*
- 2011 UNESCO-UNIDROIT Model Provisions on State Ownership of Undiscovered Cultural Objects / *Dispositions modèles UNESCO-UNIDROIT définissant la propriété de l'Etat sur les biens culturels non découverts*
- 2012 Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Space Assets / *Protocole portant sur les questions spécifiques aux biens spatiaux à la Convention relative aux garanties internationales portant sur des matériels d'équipement mobiles*
- 2013 Principles on the Operation of Close-out Netting Provisions / *Principes concernant l'applicabilité des clauses de résiliation-compensation*
- 2013 Model Clauses for Use by Parties of the UNIDROIT Principles of International Commercial Contracts / *Clauses types sur l'utilisation des Principes d'UNIDROIT relatifs aux contrats du commerce international par les parties*
- 2016 Principles of International Commercial Contracts / *Principes relatifs aux contrats du commerce international*
- 2016 UNIDROIT/FAO/IFAD Legal Guide on Contract Farming / *Guide juridique sur l'agriculture contractuelle UNIDROIT/FAO/FIDA*
- 2017 UNIDROIT Legislative Guide on Intermediated Securities / *Guide législatif d'UNIDROIT sur les titres intermédiés*
- 2019 Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Mining, Agriculture and Construction Equipment / *Protocole portant sur les questions spécifiques aux matériels d'équipement miniers, agricoles et de construction à la Convention relative aux garanties internationales portant sur des matériels d'équipement mobiles*
- 2020 UNCITRAL-HCCH-UNIDROIT Legal Guide to uniform instruments in the area of international commercial contracts (with a focus on sales) / *Guide juridique CNUDCI-HCCH-UNIDROIT sur les instruments uniformes dans le domaine des contrats du commerce international (notamment de vente)*
- 2020 Joint ELI/UNIDROIT Model European Rules of Civil Procedure / *Règles modèles européennes ELI/UNIDROIT de procédure civile*
- 2020 UNIDROIT/IFAD Legal Guide on Agricultural Land Investment Contracts / *Guide juridique UNIDROIT/FIDA sur les contrats d'investissement en terres agricoles*

**STATUS OF IMPLEMENTATION ^{1(*)} OF CONVENTIONS DRAWN UP BY UNIDROIT
AND APPROVED AT DIPLOMATIC CONFERENCES CONVENED BY MEMBER STATES OF UNIDROIT /
ÉTAT DE MISE EN ŒUVRE ^(*) DES CONVENTIONS PRÉPARÉES PAR UNIDROIT ET APPROUVÉES À DES
CONFÉRENCES DIPLOMATIQUES CONVOQUÉES PAR DES ÉTATS MEMBRES D'UNIDROIT**

**INTERNATIONAL CONVENTION ON THE TRAVEL CONTRACT (CCV)
CONVENTION INTERNATIONALE RELATIVE AU CONTRAT DE VOYAGE (CCV)**

Adoption:	Place: Brussels / <i>Lieu: Bruxelles</i> Date: 23-04-1970
Entry into force:	Yes / <i>Oui</i> ≈ Date: 24-02-1976
Entrée en vigueur:	Conditions: 5 ratifications (art. 36)
Contracting States / États contractants	6

^{1(*)} Based on information available to the Secretariat as of 31 December 2021 / *Ce document est basé sur les informations dont dispose le Secrétariat au 31 décembre 2021.*

The UNIDROIT Secretariat may assist States with technical consultations for the ratification of, or the accession to its instruments, as well as for the preparation of legislation based on those instruments / *Le Secrétariat d'UNIDROIT peut apporter son assistance technique aux États en vue de la ratification de ses instruments, ou de l'adhésion à ceux-ci, ainsi que pour l'élaboration de législations basées sur ces instruments.*

Status / État	https://www.unidroit.org/instruments/transport/ccv/status/ https://diplomatie.belgium.be/sites/default/files/downloads/iii12.pdf
Depository / Dépositaire:	Government of Belgium / <i>Gouvernement belge</i> (art. 34)
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/transport/ccv https://www.unidroit.org/fr/instruments/transport/ccv/

STATE / ÉTAT	SIGNATURE	RATIFICATION ACCESSION / ADHÉSION	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES	EFFECT OF / EFFET DE DENU(O)NCIATION
Argentina / <i>Argentine</i>	–	25-11-76	25-02-77	–	14-01-10
Belgium / <i>Belgique</i>	23-04-70	11-04-73	24-02-76	–	04-10-94
Cameroon / <i>Cameroun</i>	–	16-04-75	24-02-76	D: Art. 13(1)	–
Côte d'Ivoire	23-04-70	–	–	–	–
Dahomey	–	28-03-75	24-02-76	–	–
Haute-Volta	27-04-70	–	–	–	–
Italy / <i>Italie</i>	23-04-70	04-07-79	04-10-79	R: Art. 40(1)(a)	–
Lebanon / <i>Liban</i>	23-04-70	–	–	–	–
Morocco / <i>Maroc</i>	23-04-70	–	–	R: Art. 40(1)(a)-(b)	–
Niger	23-04-70	–	–	–	–
Philippines	23-04-70	–	–	–	–
Portugal	23-04-70	–	–	–	–
Rep. of China / <i>Rép. de Chine</i>	30-12-71	16-08-72	24-02-76	–	–
San Marino / <i>Saint-Marin</i>	23-04-70	16-04-09	16-07-09	R: Art. 40(1)(a)	–
Togo	25-03-71	24-11-75	24-02-76	–	–
Vatican City / <i>Cité du Vatican</i>	23-04-70	–	–	–	–

**CONVENTION PROVIDING A UNIFORM LAW ON THE FORM OF AN INTERNATIONAL WILL
CONVENTION PORTANT LOI UNIFORME SUR LA FORME D'UN TESTAMENT INTERNATIONAL**

Adoption:	Place / <i>Lieu</i> : Washington Date: 26-10-1973
Entry into force:	Yes/ <i>Oui</i> ≈ Date: 09-02-1978
Entrée en vigueur:	Conditions: 5 ratifications (Art. XI)
Contracting States / États contractants	13
Status / État	https://www.unidroit.org/instruments/international-will/status/ https://www.state.gov/wp-content/uploads/2021/08/Wills-status-table-7.26.21.pdf
Depository / Dépositaire:	Government of the United States of America / <i>Gouvernement des États-Unis d'Amérique</i>
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/international-will https://www.unidroit.org/fr/instruments/testaments/

STATE / ÉTAT	SIGNATURE	RATIFICATION ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. DÉCL. ou RÉSERVES
Australia / <i>Australie</i>	–	10-09-14	10-03-15	–
Belgium / <i>Belgique</i>	17-05-74	21-04-83	21-10-83	–
Bosnia-Herzegovina / <i>Bosnie-Herzégovine</i> *	–	15-08-94	15-08-94	–
Canada for / <i>pour</i>	–	24-01-77		D: Art. XIV
Manitoba			09-02-78	
Newfoundland / <i>Terre Neuve</i>			09-02-78	
Ontario			15-09-78	
Alberta			01-12-78	
Saskatchewan			08-10-82	
Prince Edward Island / <i>Ile du Prince Edouard</i>			22-03-95	
New Brunswick / <i>Nouveau Brunswick</i>			05-12-97	
Nova Scotia / <i>Nouvelle Ecosse</i>			27-05-01	
British Colombia / <i>Colombie britannique</i>			31-03-14	
Yukon			06-01-22	
Croatia / <i>Croatie</i> *	–	18-05-94	18-05-94	
Cyprus / <i>Chypre</i>	–	19-10-82	19-04-83	–
Ecuador / <i>Équateur</i>	26-07-74	03-04-79	03-10-79	D
France	29-11-74	01-06-94	01-12-94	–
Holy See / <i>Saint-Siège</i>	02-11-73	–	–	–
Iran	27-10-73	–	–	–
Italy / <i>Italie</i>	–	16-05-91	16-11-91	D: Arts. I, II, III

Laos	30-10-73	–	–	–
Libya / Libye	–	04-08-77	09-02-78	–
Niger	–	19-05-75	09-02-78	–
Portugal	–	19-11-75	09-02-78	–
Russian Fed. / <i>Féd. de Russie</i>	17-12-74	–	–	D: Art. XIII
Sierra Leone	27-10-73	–	–	–
Slovenia / <i>Slovénie</i> *	–	20-08-92	20-08-92	–
United Kingdom / <i>Royaume-Uni</i>	10-10-74	–	–	–
United States of America / <i>États-Unis d'Amérique</i>	27-10-73	–	–	–

* Dates of notification of succession to the Convention by Bosnia-Herzegovina, Croatia and Slovenia. The former Socialist Federal Republic of Yugoslavia deposited an instrument of accession to the Convention on 9 August 1977. / *Dates de notification de succession à la Convention par la Bosnie-Herzégovine, la Croatie et la Slovénie. L'ancienne République fédérale socialiste de Yougoslavie avait déposé un instrument d'adhésion le 9 août 1977.*

CONVENTION ON AGENCY IN THE INTERNATIONAL SALE OF GOODS CONVENTION SUR LA REPRÉSENTATION EN MATIÈRE DE VENTE INTERNATIONALE DE MARCHANDISES

Adoption:	Place: Geneva / <i>Lieu: Genève</i> Date: 17-02-83
Entry into force: Entrée en vigueur:	No / <i>Non</i> Conditions: 10 ratifications (art. 33)
Contracting States / États contractants	/
Status / État	https://www.unidroit.org/status-agency https://www.eda.admin.ch/dam/eda/fr/documents/aussenpolitik/voelkerrecht/autres-conventions/divers/Cvim-parties_fr.pdf
Depositary: Dépositaire:	Government of Switzerland <i>Gouvernement suisse</i> (art. 21)
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/agency https://www.unidroit.org/fr/instruments/representation

STATE / ÉTAT	SIGNATURE	RATIFICATION ACCESSION / ADHÉSION	ENTRY INTO FORCE/ ENTRÉE EN VIGUEUR	DECL. or RESERV. DÉCL. ou RÉSERVES	observations
Chile / <i>Chili</i>	17-02-83	–	–	–	–
France	25-10-84	07-08-87	–	–	–
Holy See / <i>Saint-Siège</i>	17-02-83	–	–	–	–
Italy / <i>Italie</i>	09-04-84	16-06-86	–	–	–
Mexico / <i>Mexique</i>	–	22-12-87	–	Art. 27, 29	–
Morocco / <i>Maroc</i>	17-02-83	–	–	–	–
Netherlands / <i>Pays-Bas</i>	–	02-02-94	–	–	02-02-95 (*)
South Africa / <i>Afrique du sud</i>	–	27-01-86	–	–	–
Switzerland / <i>Suisse</i>	17-02-83	–	–	–	–

(*) Application extended to Aruba / *Application étendue à Aruba.*

UNIDROIT CONVENTION ON INTERNATIONAL FINANCIAL LEASING CONVENTION D'UNIDROIT SUR LE CRÉDIT-BAIL INTERNATIONAL

Adoption:	Place / <i>Lieu:</i> Ottawa Date: 28-05-88
Entry into force: Entrée en vigueur:	Yes / <i>Oui</i> Date: 01-05-95 Conditions: 3 ratifications (art. 16.1)
Contracting States / États contractants	10
Status / État	https://www.unidroit.org/instruments/leasing/convention/status/ https://treaty-accord.gc.ca/details.aspx?id=104674

Depository / Dépositaire: Government of Canada / *Gouvernement du Canada* (art. 25.1)
UNIDROIT website page / <https://www.unidroit.org/instruments/leasing/convention/>
Page internet d'UNIDROIT <https://www.unidroit.org/fr/instruments/credit-bail/credit-bail-international/>

STATE / ÉTAT	SIGNATURE	RATIFICATION ACCESSION / ADHÉSION	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. DÉCL. ou RÉSERVES
Belarus / <i>Bélarus</i>	–	18-08-98	01-03-99	–
Belgium / <i>Belgique</i>	21-12-90	–	–	–
Czech Rep. / <i>Rép. tchèque</i>	16-05-90	–	–	–
Finland / <i>Finlande</i>	30-09-90	–	–	–
France	07-11-89	23-09-91	01-05-95	Art. 20
Ghana	28-05-88	–	–	–
Guinea / <i>Guinée</i>	28-05-88	–	–	–
Hungary / <i>Hongrie</i>	–	07-05-96	01-12-96	–
Italy / <i>Italie</i>	13-12-90	29-11-93	01-05-95	–
Latvia / <i>Lettonie</i>	–	06-08-97	01-03-98	–
Marschall Islands / <i>Iles Marshall</i>	19-10-11	19-10-11	01-05-12	–
Morocco / <i>Maroc</i>	04-07-88	–	–	–
Nigeria / <i>Nigéria</i>	28-05-88	25-10-94	01-05-95	–
Panama	31-12-90	26-03-97	01-10-97	–
Philippines	28-05-88	–	–	–
Russian Federation / <i>Féd. de Russie</i>	–	03-06-98	01-01-99	Art. 20
Slovak Rep. / <i>Rép. slovaque</i>	16-05-90	–	–	–
Tanzania / <i>Tanzanie</i>	28-05-88	–	–	–
Ukraine	–	05-12-06	01-07-07	–
United States of America / <i>États-Unis d'Amérique</i>	28-12-90	–	–	–
Uzbekistan / <i>Ouzbékistan</i>	–	06-07-00	01-02-01	–

UNIDROIT CONVENTION ON INTERNATIONAL FACTORING CONVENTION D'UNIDROIT SUR L'AFFACTURAGE INTERNATIONAL

Adoption: Place / *Lieu*: Ottawa
Date: 28-05-88
Entry into force: Yes / *Oui* Date: 01-05-95
Entrée en vigueur: Conditions: 3 ratifications (art. 14.1)

**Contracting States /
États contractants**

9

Status / État <https://www.unidroit.org/instruments/factoring/status/>
<https://www.treaty-accord.gc.ca/details.aspx?lang=eng&id=104673&t=637574452955155017>

Depository / Dépositaire: Government of Canada / *Gouvernement du Canada* (art. 23.1)
UNIDROIT website page / <https://www.unidroit.org/instruments/factoring>
Page internet d'UNIDROIT <https://www.unidroit.org/fr/instruments/affacturage>

STATE / ÉTAT	SIGNATURE	RATIFICATION ACCESSION / ADHÉSION	ENTRY INTO FORCE ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Belgium / <i>Belgique</i>	21-12-90	18-03-10	01-10-10	Art. 18
Czech Rep. / <i>Rép. tchèque</i>	16-05-90	–	–	–
Finland / <i>Finlande</i>	30-11-90	–	–	–
France	07-11-89	23-09-91	01-05-95	Art. 18
Germany / <i>Allemagne</i>	21-12-90	20-05-98	01-12-98	–
Ghana	28-05-88	–	–	–
Guinea / <i>Guinée</i>	28-05-88	–	–	–
Hungary / <i>Hongrie</i>	–	07-05-96	01-12-96	–
Italy / <i>Italie</i>	13-12-90	29-11-93	01-05-95	–
Latvia / <i>Lettonie</i>	–	06-08-97	01-03-98	Art. 18
Morocco / <i>Maroc</i>	04-07-88	–	–	–
Nigeria / <i>Nigéria</i>	28-05-88	25-10-94	01-05-95	–
Philippines	28-05-88	–	–	–
Russian Fed. / <i>Féd. de Russie</i>	22-08-14	22-08-14	01-03-15	–
Slovak Rep. / <i>Rép. slovaque</i>	16-05-90	–	–	–
Tanzania / <i>Tanzanie</i>	28-05-88	–	–	–
Ukraine	–	05-12-06	01-07-07	–
United Kingdom / <i>Royaume-Uni</i>	31-12-90	–	–	–

United States of America / <i>États-Unis d'Amérique</i>	28-12-90	-	-	-
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UNIDROIT CONVENTION ON STOLEN OR ILLEGALLY EXPORTED CULTURAL OBJECTS CONVENTION D'UNIDROIT SUR LES BIENS CULTURELS VOLÉS OU ILLICITEMENT EXPORTÉS

Adoption:	Place / <i>Lieu</i> : Rome Date: 24-06-1995
Entry into force: Entrée en vigueur:	Yes / <i>Oui</i> ≈ Date: 01-07-1998 Conditions: 5 ratifications (Art. 12)
Contracting States / États contractants	52
Status / État	https://www.unidroit.org/instruments/cultural-property/1995-convention/status/
Depositary / Dépositaire:	Italian Government / <i>Gouvernement italien</i>
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/cultural-property/1995-convention https://www.unidroit.org/fr/instruments/biens-culturels/convention-de-1995

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECLARATIONS
Afghanistan	-	23-09-05	01-03-06	Arts. 16, 17
Algeria / <i>Algérie</i>	-	09-04-15	01-10-15	Arts. 16, 17
Angola	-	19-06-14	01-12-14	Arts. 16, 17
Argentina / <i>Argentine</i>	-	03-08-01	01-02-02	Arts. 16, 17
Azerbaijan / <i>Azerbaïdjan</i>	-	06-06-03	01-12-03	Arts. 16, 17
Benin / <i>Bénin</i>	-	11-01-21	01-07-21	Arts. 16, 17
Bolivia / <i>Bolivie</i>	29-06-96	13-04-99	01-10-99	Arts. 16, 17
Bosnia and Herzegovina / <i>Bosnie Herzégovine</i>	-	08-05-17	01-11-17	Arts. 16, 17
Botswana	-	28-08-17	01-02-18	Arts. 16, 17
Brazil / <i>Brésil</i>	-	23-03-99	01-09-99	Arts. 16, 17
Burkina Faso	24-06-95	02-10-18	01-04-19	Arts. 16, 17
Cambodia / <i>Cambodge</i>	24-06-95	11-07-02	01-01-03	Arts. 3(5), 16
China / <i>Chine</i>	-	07-05-97	01-07-98	Arts. 3(5), 16
Colombia / <i>Colombie</i>	-	14-06-12	01-12-12	-
Côte d'Ivoire	24-06-95	23-12-20	02-06-21	Arts. 16, 17
Croatia / <i>Croatie</i>	24-06-95	20-09-00	01-03-01	Arts. 16, 17
Cyprus / <i>Chypre</i>	-	02-03-04	01-09-04	-
Denmark / <i>Danemark</i>	-	01-01-11	01-07-11	Arts. 14(1), 16, 17
Ecuador / <i>Équateur</i>	-	26-11-97	01-07-98	Arts. 3(5), 16
El Salvador	-	16-07-99	01-01-00	Arts. 16, 17
Finland / <i>Finlande</i>	01-12-95	14-06-99	01-12-99	Arts. 13(3), 16
France	24-06-95	-	-	-
Gabon	-	12-05-04	01-11-04	-
Georgia / <i>Géorgie</i>	27-06-95	-	-	-
Ghana	-	20-09-19	01-03-20	Arts. 16, 17
Greece / <i>Grèce</i>	-	19-07-07	01-01-08	Arts. 3(5), 13(3), 16, 17
Guinea / <i>Guinée</i>	24-06-95	-	-	-
Guatemala	-	03-09-03	01-03-04	Arts. 3(5), 16, 17
Honduras	-	27-08-13	01-02-14	-
Hungary / <i>Hongrie</i>	24-06-95	08-05-98	01-11-98	Arts. 3(5), 16, 17
Iran (Islamic Rep. of / <i>Rép. islamique d'Iran</i>)	-	22-06-05	01-12-05	Arts. 16, 17
Italy / <i>Italie</i>	24-06-95	11-10-99	01-04-00	Arts. 13(3), 16, 17
Lao People's Democratic Republic / <i>Rép. dém. Populaire lao</i>	-	18-05-17	01-11-17	Arts. 16, 17
Latvia / <i>Lettonie</i>	-	08-02-19	01-08-19	Arts. 16, 17
Lithuania / <i>Lituanie</i>	24-06-95	04-04-97	01-07-98	Arts. 16, 17
Madagascar	-	06-12-21	01-06-22	Arts. 16, 17
Montenegro / <i>Monténégro</i>	-	08-07-19	01-01-20	Arts. 16, 17
Myanmar	-	20-06-18	01-12-18	Arts. 3(5), 16, 17
Netherlands / <i>Pays-Bas</i>	28-06-96	-	-	Arts. 3(5), 13(3)
New Zealand / <i>Nouvelle-Zélande</i>	-	16-11-06	01-05-07	Arts. 16, 17
Nigeria / <i>Nigéria</i>	-	10-12-05	01-06-06	-
North Macedonia / <i>Macédoine du nord</i>	-	22-08-13	01-02-14	Arts. 16, 17
Norway / <i>Norvège</i>	-	28-08-01	01-03-02	Arts. 13(3), 14, 16, 17
Pakistan	27-06-96	-	-	-

Panama	–	26-06-09	01-12-09	Arts 3(5), 16, 17
Paraguay	13-06-96	27-05-97	01-07-98	Arts. 16, 17
Peru / Pérou	28-06-96	05-03-98	01-09-98	Arts. 16, 17
Portugal	23-04-96	19-07-02	01-01-03	Arts. 16, 17
Romania / Roumanie	27-06-96	21-01-98	01-07-98	Arts. 16, 17
Russian Fed. / Féd. de Russie	29-06-96	–	–	–
Senegal / Sénégal	29-06-96	–	–	–
Slovakia / Slovaquie	–	16-06-03	01-12-03	Arts. 16, 17
Slovenia / Slovénie	–	08-04-04	01-10-04	Arts. 16, 17
South Africa / Afrique du sud	–	09-01-18	01-07-17	Arts. 16, 17
Spain / Espagne	–	21-05-02	01-11-02	Arts. 3 (5), 13(3), 16, 17
Sweden / Suède	–	28-06-11	01-12-11	Arts. 13(3), 16, 17
Switzerland / Suisse	26-06-96	–	–	–
Syrian Arab Rep. / Rép. arabe syrienne	–	27-04-18	01-10-18	Arts. 16, 17, D
Togo	–	03-09-21	01-03-22	Arts. 16, 17
Tunisia / Tunisie	–	02-03-17	01-09-17	Arts. 16, 17
Zambia / Zambie	24-06-95	–	–	–

CONVENTION ON INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT
CONVENTION RELATIVE AUX GARANTIES INTERNATIONALES
PORTANT SUR DES MATÉRIELS D'ÉQUIPEMENT MOBILES

Adoption:	Place: Cape Town / <i>Lieu</i> : Le Cap Date: 16-11-2001
Entry into force:	Yes / <i>Oui</i> ≈ Date: 01-03-2006
Entrée en vigueur:	Conditions: 3 ratifications (Art. 49(1))
Contracting States / États contractants	83
Status / État	https://www.unidroit.org/english/conventions/mobile-equipment/181219-ctc-print-ef.pdf
Regional economic integration organisations / Organisations régionale d'intégration économique	1
Depositary / Dépositaire:	UNIDROIT
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/security-interests/cape-town-convention https://www.unidroit.org/fr/instruments/garanties-internationales/convention-du-cap

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Afghanistan	–	25-07-06	01-11-06	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Albania / Albanie	–	30-10-07	01-02-08	D: Arts. 39(1)(a)-(b), 54(2)
Angola	–	30-04-06	01-08-06	D: Arts. 39(1)(a), 40, 54(2)
Argentina / Argentine	–	10-04-18	01-08-18	D: Art. 39(1)(a)-(b), 39(4), 53, 54(2)
Australia / Australie	–	26-05-15	01-09-15	D: Art. 39(1)(a), 53, 54(2), 55
Bahrain / Bahreïn	–	27-11-12	01-03-13	D: Arts. 39(1)(a)-(b), 40, 54(2)
Bangladesh	–	15-12-08	01-04-09	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Belarus / Bélarus	–	28-06-11	01-01-12	D: Art. 54(2)
Bhutan	–	04-07-14	01-11-14	D: Arts. 39(1)(a), 54(2)
Brazil / Brésil	–	30-11-11	01-03-12	D: Arts. 39(1)(a)-(b), 39(4), 53, 54(2)
Burkina Faso	–	12-12-14	01-01-18	D: Art. 54(2)
Burundi	16-11-01	–	–	–
Cameroon / Cameroun	–	19-04-11	01-08-11	D: Arts. 39(1)(a), 40, 52, 53, 54(2)
Canada	31-03-04	21-12-12	01-04-13	D: Arts. 39(1)(a)-(b), 39(4), 52*, 53*, 54(2), 60
Cape Verde / Cap Vert	–	29-09-07	01-01-08	D: Arts. 39(1)(a), 40, 53, 54(2)
Chile / Chili	16-11-01	–	–	–
China / Chine	16-11-01	03-02-09	01-06-09	D: Arts. 39(1)(a)-(b), 40, 50, 53, 54(1)-(2), 55
Colombia / Colombie	–	19-02-07	01-06-07	D: Arts. 39(1)(a), 54(2)
Congo	16-11-01	25-01-13	01-05-13	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Costa Rica	–	26-08-11	01-12-18	D: Arts. 53, 54(2)
Côte d'Ivoire	–	09-02-15	01-07-16	D: Arts. 39(1)(a)*, 40*, 52*, 53*, 54(2)*
Cuba	16-11-01	28-01-09	01-05-09	D: Art. 54(2)
Democratic Republic of the Congo / Rép. démocratique du Congo	–	06-05-16	01-09-16	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Denmark / Danemark	–	26-10-15	01-02-16	D: Arts. 39(1)(a)-(b), 40, 52, 54(2), 55
Egypt / Égypte	–	10-12-14	01-04-15	D: Arts. 39(1)(a)*, 53*, 54(2)*

Eswatini	–	17-11-16	01-09-17	D: Art. 54(2)
Ethiopia / Éthiopie	16-11-01	21-11-03	01-04-04	D: Arts. 39(1)(a), 40, 54(2)
Fiji / Fidji	–	05-09-11	01-01-12	D: Art. 54(2) *
France	16-11-01	–	–	–
Gabon	–	16-04-10	01-08-17	D: Art. 54(2)
Germany / Allemagne	16-11-01	–	–	D
Ghana	16-11-01	20-12-18	01-04-19	D: Arts. 39(1)(a)-(b), 53, 54(2), 60(1)
Iceland / Islande	–	23-06-20	01-10-20	D: Arts. 39(1)(a)-(b), 40, 53, 54(2), 55
India / Inde	–	31-03-08	01-07-08	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Indonesia / Indonésie	–	16-03-07	01-07-07	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Ireland / Irlande	–	29-07-05	01-11-05	D: Arts. 39(1)(a)-(b), 54(2)
Italy / Italie	06-12-01	–	–	–
Jamaica / Jamaïque	16-11-01	–	–	–
Jordan / Jordanie	16-11-01	31-08-10	01-12-10	D: Arts. 39(1)(a), 54(2)
Kazakhstan	–	21-01-09	01-10-11 ³	D: Arts. 39(1)(a)*-(b)*, 39(4)*, 40*, 53*, 54(2)*
Kenya	16-11-01	13-10-06	01-02-07	D: Arts. 39(1)(a)*-(b), 40, 53, 54(2)
Kuwait / Koweït	–	31-10-13	01-02-14	D: Art. 54(2)
Kyrgyzstan / Kirghizistan	–	13-05-21	01-09-21	D: Arts. 39(1)(a)*-(b), 40, 53, 54(2)
Latvia / Lettonie	–	08-02-11	01-06-11	D: Art. 39(1)(a)*, 40*, 54(2)
Lesotho	16-11-01	–	–	–
Luxembourg	–	27-06-08	01-10-08	D: Arts. 53, 54(2)
Madagascar	–	10-04-13	01-08-13	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Malawi	–	16-01-14	01-05-14	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Malaysia / Malaisie	–	02-11-05	01-03-06	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Malta / Malte **	–	01-10-10	01-02-11	D: Arts. 39(1)(a), 39(4), 40, 53, 54(2)
Mexico / Mexique	–	31-07-07	01-11-07	D: Arts. 39(1)(a)-(b), 50, 53, 54(2), 60
Moldova	–	26-06-15	01-06-19	D: Art. 54(2)
Mongolia / Mongolie	–	19-10-06	01-02-07	D: Arts. 39(1)(a)-(b), 53, 54(2)
Mozambique	–	30-01-12	01-11-13	D: Arts. 39(1)(a), 40, 54(2)
Myanmar	–	03-12-12	01-04-13	D: Arts. 39(1)(a), 40, 52, 53, 54(2)
Namibia / Namibie	–	23-07-18	01-11-18	D: Arts. 39(1)(a), 39(4), 54(2), 55
Netherlands / Pays-Bas ⁴	–	17-05-10	–	D: Arts. 39(1)(a)-(b), 52, 53, 54(2)
Caribbean part/Partie caraïbe	–	–	01-10-10	–
Aruba	–	–	01-09-10	–
Curaçao	–	–	01-10-10	–
Sint Maarten	–	–	01-10-10	–
New Zealand / Nouvelle-Zélande	–	20-07-10	01-11-10	D: Arts. 39(1)(a), 52, 53, 54(2), 55
Nigeria / Nigéria	16-11-01	16-12-03	01-04-04	D: Arts. 39(1)(a)*, 40*, 53*, 54(2)*
Norway / Norvège	–	20-12-10	01-04-11	D: Arts. 39(1)(a)-(b), 40, 54(2), 55
Oman	–	21-03-05	01-07-05	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Pakistan	–	22-01-04	01-05-04	D: Arts. 39(1)(a)-(b), 39(4), 40, 52, 53, 54(2)
Panama	11-09-02	28-07-03	01-04-04	D: Arts. 39(1)(a)-(b), 39(4), 50, 53, 54(2)
Paraguay	–	19-12-18	01-04-19	D: Arts. 39(1)(a)-(b), 39(4), 53, 54(2)
Qatar	–	08-01-20	01-05-20	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Romania / Roumanie	–	30-03-18	01-07-18	D: Arts. 39(1)(b), 54(2)
Russian Federation / Fédération de Russie	–	25-05-11	01-09-11	D: Arts. 39(1)(a)-(b), 53, 54(2)
Rwanda	–	28-01-10	01-05-10	D: Arts. 39(1)(a), 40, 52, 53, 54(2)
San Marino / Saint-Marin	–	09-09-14	01-01-15	D: Arts. 39(1)(a)-(b), 39(4), 40, 53, 54(2)
Saudi Arabia / Arabie saoudite	12-03-03	27-06-08	01-10-08	D: Art. 54(2)
Senegal / Sénégal	02-04-02	09-01-06	01-05-06	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
Seychelles	–	13-09-10	¹	–
Sierra Leone	–	26-07-16	01-11-16	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Singapore / Singapour	–	28-01-09	01-05-09	D: Arts. 39(1)(a)-(b), 39(4), 53, 54(2)
South Africa / Afrique du sud	16-11-01	18-01-07	01-05-07	D: Arts. 39(1)(a)-(b), 40, 54(2)
Spain / Espagne	–	28-06-13	01-03-16 ¹	D: Arts. 39(1)(a)-(b)*, 40*, 52, 53*, 54(2)
Sudan / Soudan	16-11-01	–	–	–
Sweden / Suède	–	30-12-15	01-04-16	D: Arts. 39(1)(a)-(b), 39(4), 40, 54(2)
Switzerland / Suisse	16-11-01 (ad ref.)	–	–	–
Syrian Arab Republic / République arabe syrienne	–	07-08-07	¹	–
Tajikistan / Tadjikistan	–	31-05-11	01-09-11	D: Arts. 39(1)(a)*-(b)*, 54(2)
Togo	–	25-01-10	01-04-12 ³	D: Arts. 39(1)(a)*-(b)*, 40*, 53*, 54(2)*
Tonga	16-11-01	–	–	–
Turkey / Turquie	16-11-01	–	–	D: Arts. 39(1)(a)-(b), 40, 50, 54(2)
Ukraine	09-03-04	31-07-12	01-11-12	D: Arts. 50, 53, 54(2)
United Arab Emirates / Emirats arabes unis	–	29-04-08	01-08-08	D: Arts. 39(1)(a)-(b), 40, 52, 53, 54(2)
United Kingdom / Royaume-Uni	16-11-01	27-07-15–	01-11-15	D: Arts. 39(1)(a)*-(b)*, 39(4)*, 52*, 53*, 54(2)*
United Rep. of Tanzania / Rép.-Unie de Tanzanie	16-11-01	30-01-09	01-05-09	D: Art. 54(2)
United States of America / États-Unis d'Amérique	09-05-03	28-10-04	01-02-05	D: Arts. 39(1)(a)-(b), 54(2)

Uzbekistan / Ouzbékistan	-	31-01-18	01-05-18	D: Arts. 53, 54(2)
Viet Nam	-	17-09-14	01-01-15	D: Arts. 39(1)(a)-(b), 40, 53, 54(2)
Zambia / Zambie	-	07-09-20	01-01-21	D: Arts. 39(1)(a)-(b), 54(2)
Zimbabwe	-	13-05-08	1	-

**Regional economic integration
organisations / Organisations
régionale d'intégration
économique**

European Union / ² <i>Union européenne</i>	-	28-04-09	01-08-09	D: Arts. 48(2), 55
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¹ Subject to Article 49(1) / *Sous réserve de l'article 49(1).*

² Regional Economic Integration Organisation / *Organisation régionale d'intégration économique* (Art. 48).

³ This State has provided UNIDROIT with information about its laws and policies in relation to the Convention: see www.unidroit.org/english/conventions/mobile-equipment/informationcontractingstates.htm // *Cet Etat a fourni à UNIDROIT des informations concernant la situation au regard de sa législation et des politiques applicables aux matières couvertes par la Convention: voir www.unidroit.org/french/conventions/mobile-equipment/informationcontractingstates.htm*

⁴ The Kingdom of the Netherlands deposited its instrument of accession to the Convention on 20 July 2010 for the Netherlands Antilles (Curaçao, Sint Maarten, Bonaire, Sint Eustatius and Saba) and Aruba. As from 10 October 2010, following a modification of the internal constitutional relations within the Kingdom of the Netherlands, the reference to the "Netherlands Antilles" is to be replaced by "Curaçao, Sint Maarten and the Caribbean part of the Netherlands (the islands of Bonaire, Saba and Sint Eustatius)" / *Le Royaume des Pays-Bas a déposé son instrument d'adhésion à la Convention le 20 juillet 2010 pour les Antilles néerlandaises et Aruba. A compter du 10 octobre 2010, suite à une réforme des relations constitutionnelles au sein du Royaume des Pays-Bas, la référence aux "Antilles néerlandaises" doit être remplacée par "Curaçao, Sint Maarten et la partie caraïbe des Pays-Bas (les îles de Bonaire, Saba et Sint Eustatius)."*

* Affected by withdrawal and/or subsequent declaration / *Fait l'objet d'un retrait ou d'une déclaration subséquente.*

**PROTOCOL TO THE CONVENTION ON INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT
ON MATTERS SPECIFIC TO AIRCRAFT EQUIPMENT**

**PROTOCOLE PORTANT SUR LES QUESTIONS SPÉCIFIQUES AUX MATÉRIELS D'ÉQUIPEMENT
AÉRONAUTIQUES A LA CONVENTION RELATIVE AUX GARANTIES INTERNATIONALES
PORTANT SUR DES MATÉRIELS D'ÉQUIPEMENT MOBILES**

Adoption:	Place: Cape Town / <i>Lieu: Le Cap</i> – Date: 16-11-2001
Entry into force:	Yes / <i>Oui</i> ≈ Date: 01-03-2006
Entrée en vigueur:	Conditions: 8 ratifications (Art. XXVIII(1))
Contracting States / États contractants	80
Regional economic integration organisations / Organisations régionale d'intégration économique	1
Status / État	https://www.unidroit.org/english/conventions/mobile-equipment/181219-ctc-ac-print-ef.pdf
Depositary / Dépositaire:	UNIDROIT
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/security-interests/aircraft-protocol https://www.unidroit.org/fr/instruments/garanties-internationales/protocole-aeronautique

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Afghanistan	-	25-07-06	01-11-06	D: Arts. XXIX, XXX(1), (2), (3)
Albania/ Albanie	-	30-10-07	01-02-08	D: Arts. XIX, XXX(1)
Angola	-	30-04-06	01-08-06	D: Art. XXX(1), (2), (3)
Argentina / Argentine	-	10-01-18	01-08-18	D: Arts. XIX, XXX(1), (2), (3)
Australia / Australie	-	26-05-15	01-09-15	D: Art. XXX(1), (3)
Bahrain / Bahreïn	-	27-11-12	01-03-13	D: Art. XXX(1), (2), (3)*
Bangladesh	-	15-12-08	01-04-09	D: Arts. XXIX, XXX(1), (2), (3)
Belarus / Bélarus	-	27-09-11	01-01-12	-
Bhutan	-	04-07-14	01-11-14	-
Brazil / Brésil	-	30-11-11	01-03-12	D: Arts. XIX, XXX(1), (2), (3)
Burkina Faso	-	08-09-17	01-01-18	-
Burundi	16-11-01	-	-	-
Cameroon / Cameroun	-	19-04-11	01-08-11	-
Canada	31-03-04	21-12-12	01-04-13	D: Arts. XXIX*, XXX(1), (2), (3)
Cape Verde / Cap-Vert	-	26-09-07	01-01-08	D: Art. XXX(1), (2), (3)

Chile / <i>Chili</i>	16-11-01	-	-	-
China / <i>Chine</i>	16-11-01	03-02-09	01-06-09	D: Arts. XIX, XXIX, XXX(1), (2), (3)
Colombia / <i>Colombie</i>	-	19-02-07	01-06-07	D: Art. XXX(1), (2), (3)
Congo	16-11-01	-	-	-
Costa Rica	-	08-08-18	01-12-18	-
Côte d'Ivoire	-	01-03-16	01-07-16	D: Arts. XIX(1)*, XXIX*, XXX(1)*, (2)*, (3)*
Cuba	16-11-01	28-01-09	01-05-09	-
Democratic Republic of the Congo / <i>Rép. démocratique du Congo</i>	-	06-05-16	01-09-16	-
Denmark / <i>Danemark</i>	-	26-10-15	01-02-16	D: Art. XXIX, XXX(1), (3), (5)
Egypt / <i>Égypte</i>	-	10-12-14	01-04-15	D: Arts. XIX(1)*, XXX(1)*, (2)*, (3)*
Eswatini	-	26-05-17	01-09-17	-
Ethiopia / <i>Éthiopie</i>	16-11-01	21-11-03	01-03-06	D: Art. XXX(1), (2), (3)
Fiji / <i>Fidji</i>	-	30-05-12	01-09-12	D: Art. XXX(1), (2), (3)
France	16-11-01	-	-	-
Gabon	-	04-04-17	01-08-17	-
Germany / <i>Allemagne</i>	16-11-01	-	-	D
Ghana	16-11-01	20-12-18	01-04-19	D: Art. XXX(1), (2), (3)
Iceland / <i>Islande</i>	-	23-06-20	01-10-20	D: Art. XXX(1), (2), (3)
India / <i>Inde</i>	-	31-03-08	01-07-08	D: Art. XXX(1), (2), (3)
Indonesia / <i>Indonésie</i>	-	16-03-07	01-07-07	D: Art. XXX(1), (2), (3)
Ireland / <i>Irlande</i>	-	23-08-05	01-03-06	D: Art. XXX(1), (2)
Italy / <i>Italie</i>	06-12-01	-	-	-
Jamaica / <i>Jamaïque</i>	16-11-01	-	-	-
Jordan / <i>Jordanie</i>	16-11-01	31-08-10	01-12-10	D: Art. XXX(1), (2), (3)
Kazakhstan	-	01-06-11	01-10-11	D: Art. XXX(1), (2), (3)
Kenya	16-11-01	13-10-06	01-02-07	D: Art. XXX(1), (2), (3)
Kuwait / <i>Koweït</i>	-	31-10-13	01-02-14	-
Kyrgyzstan / <i>Kyrgyzstan</i>	-	13-05-21	01-09-21	D: Art. XXX(1), (2), (3)
Latvia / <i>Lettonie</i>	-	08-02-11	01-06-11	D: Art. XXX(1)*
Lesotho	16-11-01	-	-	-
Luxembourg	-	27-06-08	01-10-08	D: Art. XXX(1), (2), (3)
Madagascar	-	10-04-13	01-08-13	D: Art. XXX(1), (2), (3)
Malawi	-	16-01-14	01-05-14	D: Art. XXX(1), (2), (3)
Malaysia / <i>Malaisie</i>	-	02-11-05	01-03-06	D: Art. XXX(1), (2), (3)*
Malta / <i>Malte</i> ²	-	01-10-10	01-02-11	D: Art. XXX(1)
Mexico / <i>Mexique</i>	-	31-07-07	01-11-07	D: Arts. XIX, XXX(1), (3)
Moldova	-	19-02-19	01-06-19	D: Art. XXX(1)
Mongolia / <i>Mongolie</i>	-	19-10-06	01-02-07	D: Art. XXX(1), (2), (3)
Mozambique	-	18-07-13	01-11-13	D: Art. XXX(1), (2), (3)
Myanmar	-	03-12-12	01-04-13	D: Arts. XXIX, XXX(1), (2), (3)
Namibia / <i>Namibie</i>	-	23-07-18	01-11-18	D: Art. XXX(1)
Netherlands / <i>Pays-Bas</i> ³	-	17-05-10	-	D: Arts. XXIX, XXX(1), (2)
New Zealand / <i>Nouvelle-Zélande</i>	-	20-07-10	01-11-10	D: Arts. XXIX, XXX(1), (3), (5)
Nigeria	16-11-01	16-12-03	01-03-06	D: Art. XXX(1)*, (2)*, (3)*
Norway / <i>Norvège</i>	-	20-12-10	01-04-11	D: Art. XXX(1), (3), (5)
Oman	-	21-03-05	01-03-06	D: Arts. XXIX, XXX(1), (2), (3)
Pakistan	-	22-01-04	01-03-06	D: Arts. XXIX, XXX(1), (2), (3)
Panama	11-09-02	28-07-03	01-03-06	D: Art. XXX(1), (2), (3)
Paraguay	-	19-12-18	01-04-19	D: Arts. XIX, XXX(1), (2), (3)
Qatar	-	08-01-20	01-05-20	D: Art. XXX(1), (2), (3)
Romania / <i>Roumanie</i>	-	30-03-18	01-07-18	D: Art. XXX(1)
Russian Federation / <i>Fédération de Russie</i>	-	25-05-11	01-09-11	D: Arts. XXX(1)*, (3)
Rwanda	-	28-01-10	01-05-10	D: Arts. XXIX, XXX(1), (2), (3)
San Marino / <i>Saint-Marin</i>	-	09-09-14	01-01-15	D: Art. XXX(1), (2), (3)
Saudi Arabia / <i>Arabie saoudite</i>	12-03-03	27-06-08	01-10-08	-
Senegal / <i>Sénégal</i>	02-04-02	09-01-06	01-05-06	D: Arts. XXIX, XXX(1), (2), (3)
Sierra Leone	-	26-07-16	01-11-16	D: Art. XXX(1), (2), (3)
Singapore / <i>Singapour</i>	-	28-01-09	01-05-09	D: Art. XXX(1)*, (3)
South Africa / <i>Afrique du sud</i>	16-11-01	18-01-07	01-05-07	D: Art. XXX(1), (2), (3)
Spain / <i>Espagne</i>	-	27-11-15	01-03-16	D: Arts. XIX, XXIX, XXX(1)
Sudan / <i>Soudan</i>	16-11-01	-	-	-
Sweden / <i>Suède</i>	-	30-12-15	01-04-16	D: Art. XXX(1)
Switzerland / <i>Suisse</i>	16-11-01 (ad ref.)	-	-	-
Tajikistan / <i>Tadjikistan</i>	-	31-05-11	01-09-11	D: Art. XXX(1), (2), (3)
Togo	-	01-12-11	01-04-12	D: Art. XXX(1), (2), (3)
Tonga	16-11-01	-	-	-
Turkey / <i>Turquie</i>	16-11-01	-	-	D: Art. XXX(1), (2), (3)
Ukraine	03-03-04	31-07-12	01-11-12	D: Arts. XIX, XXX(1), (3)

United Arab Emirates / <i>Emirats arabes unis</i>	-	29-04-08	01-08-08	D: Arts. XIX, XXIX, XXX(1),(2),(3)
United Kingdom / <i>Royaume-Uni</i>	16-11-01	27-07-15	01-11-15	D: Arts. XXIX*, XXX(1)*, (2)*, (3)*
United Rep. of Tanzania / <i>Rép.-Unie de Tanzanie</i>	16-11-01	30-01-09	01-05-09	D: Art. XXX(1)*, (2)*, (3)*
United States of America / <i>États-Unis d'Amérique</i>	09-05-03	28-10-04	01-03-06	D: Arts. XIX(1), XXX(1)
Uzbekistan / <i>Ouzbékistan</i>	-	31-01-18	01-05-18	D: Art. XXX(1), (2), (3)
Viet Nam	-	17-09-14	01-01-15	D: Arts. XIX, XXX(1), (2), (3)
Zambia / <i>Zambie</i>	-	07-09-20	01-01-21	-
Regional economic integration organisations / Organisations régionale d'intégration économique				
European Union / ¹ <i>Union européenne</i>	-	28-04-09	01-08-09	D: Arts. XXVII(2), XXX(5)

¹ Regional Economic Integration Organisation / *Organisation régionale d'intégration économique* (Art. XXVII).

² This State has provided UNIDROIT with information about its laws and policies in relation to the Aircraft Protocol: see www.unidroit.org/english/conventions/mobile-equipment/information-contractingstates.htm // *Cet État a fourni à UNIDROIT des informations concernant la situation au regard de sa législation et des politiques applicables aux matières couvertes par le Protocole aéronautique: voir www.unidroit.org/french/conventions/mobileequipment/information-contractingstates.htm*

³ The Kingdom of the Netherlands deposited its instrument of accession to the Aircraft Protocol on 20 July 2010 for the Netherlands Antilles (Curaçao, Sint Maarten, Bonaire, Sint Eustatius and Saba) and Aruba. As from 10 October 2010, following a modification of the internal constitutional relations within the Kingdom of the Netherlands, the reference to the "Netherlands Antilles" is to be replaced by "Curaçao, Sint Maarten and the Caribbean part of the Netherlands (the islands of Bonaire, Saba and Sint Eustatius)" / *Le Royaume des Pays-Bas a déposé son instrument d'adhésion au Protocole aéronautique le 20 juillet 2010 pour les Antilles néerlandaises et Aruba. A compter du 10 octobre 2010, suite à une réforme des relations constitutionnelles au sein du Royaume des Pays-Bas, la référence aux "Antilles néerlandaises" doit être remplacée par "Curaçao, Sint Maarten et la partie caraïbe des Pays-Bas (les îles de Bonaire, Saba et Sint Eustatius)"*

* Affected by withdrawal and/or subsequent declaration / *Fait l'objet d'un retrait ou d'une déclaration subséquente.*

LUXEMBOURG PROTOCOL TO THE CONVENTION ON INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT ON MATTERS SPECIFIC TO RAILWAY ROLLING STOCK

PROTOCOLE DE LUXEMBOURG PORTANT SUR LES QUESTIONS SPÉCIFIQUES AU MATÉRIEL ROULANT FERROVIAIRE À LA CONVENTION RELATIVE AUX GARANTIES INTERNATIONALES PORTANT SUR DES MATÉRIELS D'ÉQUIPEMENT MOBILES

Adoption:	Place / <i>Lieu</i> : Luxembourg Date: 23-02-2007
Entry into force: Entrée en vigueur:	No / <i>Non</i> Conditions: 4 ratifications (Art. XXIII(1))
Contracting States / États contractants	3
Regional economic integration organisations / Organisations régionale d'intégration économique	1
Status / État	https://www.unidroit.org/instruments/security-interests/rail-protocol/status/
Depositary / Dépositaire:	UNIDROIT
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/security-interests/rail-protocol https://www.unidroit.org/fr/instruments/garanties-internationales/protocole-ferroviaire

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. OR RESERV. / DÉCL. OU RÉSERVES
France	03-03-17	-	-	-
Gabon	23-02-07	04-04-17	-	-
Germany / <i>Allemagne</i>	21-11-12	-	-	D

Italy / <i>Italie</i>	23-02-07	–	–	D
Luxembourg	23-02-07	31-01-12	–	–
Mozambique	15-11-16	–	–	–
Spain / <i>Espagne</i>	10-11-21	–	–	–
Sweden / <i>Suède</i>	27-06-17	02-07-18	–	D
Switzerland / <i>Suisse</i>	23-02-07	–	–	–
United Kingdom / <i>Royaume-Uni</i>	26-02-16	–	–	–

Regional economic integration organisations / Organisations régionale d'intégration économique

European Union / <i>Union européenne</i>	10-12-09	18-12-14	–	D
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**UNIDROIT CONVENTION ON SUBSTANTIVE RULES FOR INTERMEDIATED SECURITIES
CONVENTION D'UNIDROIT SUR LES RÈGLES MATÉRIELLES RELATIVES AUX TITRES INTERMÉDIÉS**

Adoption:	Place: Geneva / <i>Lieu: Genève</i> Date: 09-10-09
Entry into force: Entrée en vigueur:	No / <i>Non</i> Conditions: 3 ratifications (art. 42.1)
Contracting States / Etats contractants	/
Status / État	https://www.unidroit.org/instruments/capital-markets/geneva-convention/status/
Depositary / Dépositaire:	UNIDROIT
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/capital-markets/geneva-convention https://www.unidroit.org/fr/instruments/marches-financiers/convention-de-geneve/

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESSION / ADHÉSION	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Bangladesh	09-10-09	—	—	—

**PROTOCOL TO THE CONVENTION ON INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT ON
MATTERS SPECIFIC TO SPACE ASSETS
PROTOCOLE PORTANT SUR LES QUESTIONS SPÉCIFIQUES AUX BIENS SPATIAUX A LA CONVENTION
RELATIVE AUX GARANTIES INTERNATIONALES PORTANT SUR
DES MATÉRIELS D'ÉQUIPEMENT MOBILES**

Adoption:	Place / <i>Lieu</i> : Berlin Date: 09-03-2012
Entry into force: Entrée en vigueur:	No / <i>Non</i> Conditions: Art. XXXVIII
Contracting States / Etats contractants	/
Status / État	https://www.unidroit.org/instruments/security-interests/space-protocol/status/
Depositary / Dépositaire:	UNIDROIT
UNIDROIT website page / Page internet d'UNIDROIT	https://www.unidroit.org/instruments/security-interests/space-protocol https://www.unidroit.org/fr/instruments/garanties-internationales/protocole-spatial

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Burkina Faso	09-03-12	–	–	–
Germany / <i>Allemagne</i>	21-11-12	–	–	–
Saudi Arabia / <i>Arabie saoudite</i>	09-03-12	–	–	–
Zimbabwe	09-03-12	–	–	–

**PROTOCOL TO THE CONVENTION ON INTERNATIONAL INTERESTS IN MOBILE EQUIPMENT ON
MATTERS SPECIFIC TO MINING, AGRICULTURE AND CONSTRUCTION EQUIPMENT**

**PROTOCOLE PORTANT SUR LES QUESTIONS SPÉCIFIQUES
AUX MATÉRIELS D'ÉQUIPEMENT MINIERS, AGRICOLES ET DE CONSTRUCTION
À LA CONVENTION RELATIVE AUX GARANTIES INTERNATIONALES PORTANT
SUR DES MATÉRIELS D'ÉQUIPEMENT MOBILES**

Adoption: Place / *Lieu*: Pretoria
Date: 22-11-2019

Entry into force: No / *Non*
Entrée en vigueur: Conditions: Art. XXV

**Contracting States /
États contractants** /

Status / État <https://www.unidroit.org/instruments/security-interests/mac-protocol/status/>

Depositary / Dépositaire: UNIDROIT

**UNIDROIT website page /
Page internet d'UNIDROIT** <https://www.unidroit.org/instruments/security-interests/mac-protocol/>
<https://www.unidroit.org/fr/instruments/garanties-internationales/protocole-mac>

STATE / ÉTAT	SIGNATURE	RATIFICATION / ACCESS. / ADHÉS.	ENTRY INTO FORCE / ENTRÉE EN VIGUEUR	DECL. or RESERV. / DÉCL. ou RÉSERVES
Congo	22-11-19	–	–	–
Gambia / <i>Gambie</i>	22-11-19	–	–	–
Nigeria / <i>Nigéria</i>	22-11-19	–	–	–
Paraguay	22-11-19	–	–	–
United States of America / <i>États- Unis d'Amérique</i>	01-10-20	–	–	–

ANNEXE III

IMPLEMENTATION OF INSTRUMENTS BASED ON WORK CONDUCTED WITHIN UNIDROIT ^{1(*)}

A. INTERNATIONAL INSTRUMENTS IN FORCE ADOPTED UNDER THE AUSPICES OF OTHER ORGANISATIONS AND BASED ON UNIDROIT DRAFTS OR CONVENTIONS

1. **Convention on the Contract for the International Carriage of Goods by Road (CMR)**, adopted in Geneva in 1956 under the auspices of the Economic Commission for Europe of the United Nations. The Convention, which entered into force in 1961, is based on the draft Convention on the Contract for the International Carriage of Goods by Road (CMR) which was transmitted by UNIDROIT to the Economic Commission for Europe of the United Nations in 1952.
Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtsg_no=XI-B-11&chapter=11&clang=en
2. **UNESCO Convention of 1954 for the Protection of Cultural Property in the Event of Armed Conflict**, which entered into force in 1956. The Convention is based on the draft UNIDROIT completed in 1951.
Status: <http://www.unesco.org/eri/la/convention.asp?KO=13637&language=E&order=alpha>
3. **International Convention of 1961 for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations**, adopted under the auspices of ILO, UNESCO and WIPO and which entered into force in 1964. The Convention is very largely based on the preliminary draft Convention for the Protection of Interpreting and Performing Artists, as well as of Manufacturers of Phonographic Records and other phonograms and on the preliminary draft Convention for the Protection of Radio Broadcasts.
Status: https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtsg_no=XIV-3&chapter=14&clang=en
4. **Hague Convention of 1958 concerning the Recognition and Enforcement of Decisions relating to Maintenance Obligations towards Children**, which entered into force in 1962. This Convention was prepared on the basis of the draft Convention on the Recognition and Enforcement abroad of Maintenance Obligations, a first draft of which had been drawn up by UNIDROIT in 1938 and work on which was completed in 1949 when it was transmitted to the Department for Social Affairs of the United Nations. After being revised by a United Nations committee of experts, the draft was recommended to States under a Resolution of the Economic and Social Council at its XVIIth session for use as a model in the drawing up of bilateral conventions or uniform laws for separate adoption by each State.
Status: <https://www.hcch.net/en/instruments/conventions/status-table/?cid=38>
5. **European Convention of 1962 on the Liability of Hotel-keepers concerning the Property of their Guests**, adopted under the auspices of the Council of Europe and which entered into force in 1967. The Convention is based on the draft uniform law on the hotelkeeper's liability for damage to or destruction or theft of his guests' property, the drafting of which was completed by UNIDROIT in 1934.
Status: <https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/041/signatures>
6. **Benelux Treaty of 1955 on Compulsory Insurance against Civil Liability in respect of Motor Vehicles** and **European Convention on Compulsory Insurance against Civil Liability in respect of Motor Vehicles**, adopted in 1959 under the auspices of the Council of Europe, which entered into force in 1969. These two instruments are based on the draft uniform rules on the compulsory insurance of motorists, the drafting of which was completed by UNIDROIT in 1937.
Status of the 1959 Convention:
https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/029/signatures?p_auth=S5RsyC98
7. **European Convention on Establishment of 1955**, adopted under the auspices of the Council of Europe and which entered into force in 1965. The Convention is based on the draft Convention on the reciprocal treatment of nationals as between Member States of the Council of Europe, the drafting of which was completed by UNIDROIT in 1951.
Status:
<https://www.coe.int/en/web/conventions/full-list?module=signatures-by-treaty&treatynum=019>
8. **Protocol No. 1 concerning the Rights in rem in Inland Navigation Vessels** annexed to the 1965 Convention on the Registration of Inland Navigation Vessels which was adopted under the auspices of the Economic Commission for Europe of the United Nations. The Protocol is based on the draft Convention concerning rights in rem in boats in inland navigation, the drafting of which was completed by UNIDROIT in 1960. The Convention and Protocol No. 1 entered into force in 1982.
Status of Protocol No. 1:
https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtsg_no=XII-4&chapter=12&clang=en

¹ Based on information available to the Secretariat as of 31 December 2021.

9. **Protocol No. 2 concerning Attachment and Forced Sale of Inland Navigation Vessels** annexed to the 1965 Convention on the Registration of Inland Navigation Vessels, adopted under the auspices of the Economic Commission for Europe of the United Nations. The Protocol is based on the draft Protocol on attachment and forced sale of inland navigation vessels, the drafting of which was completed by UNIDROIT in 1962. Protocol No. 2 entered into force in 1982.
Status of Protocol No. 2:
https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XII-4&chapter=12&clang=en
 10. **United Nations Convention on Contracts for the International Sale of Goods**, adopted at Vienna in 1980 and which entered into force in 1988. This Convention is based on the Convention relating to a Uniform Law on the Formation of Contracts for the International Sale of Goods (ULFIS) and the Convention relating to a Uniform Law on the International Sale of Goods (ULIS), adopted at The Hague at a diplomatic Conference in 1964.
Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=IND&mtdsg_no=X-10&chapter=10&clang=en
 11. **Convention on the Contract for the International Carriage of Passengers and Luggage by Road (CVR)**, adopted in Geneva in 1973 under the auspices of the Economic Commission for Europe of the United Nations. The Convention is based on the draft Convention on the Contract for the International Carriage of Passengers and Luggage by Road (CVR), the drafting of which was completed by UNIDROIT in 1969. The Convention entered into force in 1994.
Status: https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-B-26&chapter=11&clang=en
 12. **Additional Protocol to the Convention on the Contract for the International Carriage of Goods by Road (CMR) concerning the Electronic Consignment Note (e-CMR)**, adopted in Geneva in 2008 and entered into force on 5 June 2011. The Additional Protocol is based on a joint proposal submitted by UNIDROIT and UNCITRAL.
Status: https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-B-11-b&chapter=11&clang=en
- B. INTERNATIONAL INSTRUMENTS NOT YET IN FORCE ADOPTED UNDER THE AUSPICES OF OTHER ORGANISATIONS AND BASED ON UNIDROIT DRAFTS**
1. **Convention relating to the Limitation of the Liability of Owners of Inland Navigation Vessels (CLN)**, adopted in Geneva in 1973 under the auspices of the Economic Commission for Europe of the United Nations. The Convention is based on the draft Convention relating to the Limitation of the Liability of Owners of Inland Navigation Vessels (CLN), the drafting of which was completed by UNIDROIT in 1970.
Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-D-1&chapter=11&clang=en
 2. **Convention on the Contract for the International Carriage of Passengers and Luggage by Inland Waterway (CVN)**, adopted in Geneva in 1976 under the auspices of the Economic Commission for Europe of the United Nations. The Convention is based on the draft Convention on the Contract for the International Carriage of Passengers and Luggage by Inland Waterway (CVN), the drafting of which was completed by UNIDROIT in 1972.
Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-D-2&chapter=11&clang=en
 3. **European rules for investment funds**, which were in 1972 recommended by the Committee of Ministers of the Council of Europe as a model law for the Member States of the Council of Europe. The rules are based on the preliminary draft model law on investment funds, UNIDROIT's drawing up of which was completed in 1969.
 4. **European Convention providing a Uniform Law on Arbitration**, adopted in 1966 under the auspices of the Council of Europe. The Convention is based on the preliminary draft uniform law on arbitration in private law matters in international relations, UNIDROIT's drawing up of which was completed in 1954.
Status: https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/056/signatures?p_auth=92tvxnflU
 5. **European Convention of 1973 on Civil Liability for Damage caused by Motor Vehicles**, adopted under the auspices of the Council of Europe. The Convention is based on the draft of a uniform law on the civil liability of motorists, UNIDROIT's drawing up of which was completed in 1938.
Status: https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/079/signatures?p_auth=92tvxnflU
 6. **United Nations Convention on International Multimodal Transport of Goods**, adopted in Geneva in 1980. The origin of the Convention is to be found in the draft Convention on Contracts for the Combined International Carriage of Goods, UNIDROIT's drawing up of which was completed in 1965. The UNIDROIT draft also provided one of the bases for the draft Convention on the International Combined Carriage of Goods (TCM), drawn up at a round table convened by UNIDROIT at the request of the Economic Commission for Europe of the United Nations in 1969 and 1970, which was itself revised at meetings convened jointly by the Intergovernmental Maritime Consultative Organisation (IMCO) and the Economic Commission for Europe of the United Nations.
Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-E-1&chapter=11&clang=en
 7. **Convention on Civil Liability for Damage caused during Carriage of Dangerous Goods by Road, Rail and Inland Navigation Vessels (CRTD)**, adopted in Geneva in 1989 under the auspices of the Economic Commission for Europe of the United Nations. The Convention is based on the draft articles for a Convention on civil liability for damage caused during carriage of dangerous

goods by road, rail and inland navigation vessels, UNIDROIT's drawing up of which was completed in 1986.

Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XI-B-30&chapter=11&clang=en

8. **United Nations Convention on the Liability of Operators of Transport Terminals in International Trade**, adopted in Vienna in April 1991. The Convention is based on the preliminary draft Convention on Operators of Transport Terminals, UNIDROIT's work on which was completed in 1983.

Status: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=X-13&chapter=10&clang=en

C. EUROPEAN DIRECTIVE BASED ON A PRELIMINARY DRAFT UNIDROIT CONVENTION

Council Directive 93/7/EEC of 15 March 1993 on the return of cultural objects unlawfully removed from the territory of a Member State.

D. EUROPEAN DIRECTIVE BASED ON A UNIDROIT CONVENTION

Directive 2014/60/EU of the European Parliament and of the Council of 15 May 2014 on the return of cultural objects unlawfully removed from the territory of a Member State and amending Regulation (EU) No 1024/2012 (Recast).

E. UNIFORM RULES PUBLISHED BY THE INTERNATIONAL CHAMBER OF COMMERCE AND BASED ON A DRAFT UNIDROIT CONVENTION

Uniform Rules for a Multimodal Transport Document first published by the International Chamber of Commerce in 1973 and subsequently revised. The origin of the Rules is the same as that of the United Nations Convention on International Multimodal Transport of Goods (see above Section B. 6.).

F. INTERNATIONAL INSTRUMENTS BASED ON PRELIMINARY STUDIES PREPARED BY UNIDROIT

1. **European Convention on Products Liability in regard to Personal Injury and Death of 27 January 1977.**
2. **Resolution (78)3 on Penalty Clauses in Civil Law** adopted by the Committee of Ministers of the Council of Europe on 20 January 1978.

ANNEXE IV

DEPOSITORY LIBRARIES FOR UNIDROIT DOCUMENTATION

Argentina: Corte Suprema de Justicia de la Nación, Secretaría de Investigación de Derecho comparado
<http://www.csjn.gov.ar>

Australia: National Library of Australia
<http://www.nla.gov.au/>

Austria: Universität Wien, Universitäts Bibliothek, Fachbereichsbibliothek Rechtswissenschaften
<http://bibliothek.univie.ac.at/fb-rewi/>

Belgium: Federale Overheidsdienst Justitie
<http://just.fgov.be/>

Bolivia: Biblioteca Central de la Cancillería de la República
<http://www.cancelleria.gob.bo>

Brazil: Serviço de Biblioteca e documentação - SBD, Universidad de São Paulo, Faculdade de Direito
<http://www.usp.br/bibliotecadireito/biblioteca.htm>

Bulgaria: Bulgarian National Library "St. Cyrill and St. Methodius"
http://nationallibrary.bg/wp/?page_id=1417&lang=en

Canada: Nahum Gelber Law Library, McGill University
<http://www.mcgill.ca/library>
 University of British Columbia Law Library
<http://www.library.ubc.ca/law/>

Chile: Academia Diplomática
<https://minrel.gob.cl/>

Colombia: Biblioteca Luis Angel Arango
<http://www.banrepcultural.org/bogota/biblioteca-luis-angel-arango>

Czech Republic: Library of the International Law Department, Ministry of Industry and Trade
<https://www.mpo.cz/>
 Charles University in Prague
<https://www.cuni.cz/UKENG-1.html>

Egypt: Documentation Center, General Directorate of International and Cultural Co-operation, Ministry of Justice, Cairo
www.jp.gov.eg

Estonia: Eesti Rahvusraamatukogu
<https://www.nlib.ee/>

Finland: Eduskunnan Kirjasto
<https://www.eduskunta.fi/EN/naineduskuntatoimii/kirjasto/Pages/default.aspx>

France: Bibliothèque Inter-universitaire Cujas
<http://biu-cujas.univ-paris1.fr/>

Germany: Staatsbibliothek zu Berlin, Abteilung Amtsdruckschriften und Internationaler Amtlicher Schriftentausch <https://staatsbibliothek-berlin.de/en/>

Greece: Library of the Hellenic Institute of International and Foreign Law
<http://www.hiifl.gr/>

Holy See: Biblioteca della Facoltà di Giurisprudenza, Libera Università Maria Ss. Assunta, Rome
<https://www.lumsa.it/>

Hungary: Országgyűlési Könyvtár
<http://www.ogyk.hu>

India: Library of the Indian Society of International Law
<http://www.isil-aca.org/library.htm>

Indonesia: Departemen Luar Negeri (Directorate for Economic, Social and Cultural Treaties Affairs, Directorate General of Legal and Treaties Affairs, Ministry of Foreign Affairs)
<https://kemlu.go.id/portal/en>

Iran: Institute of Comparative Law, Faculty of Law and Political Science, University of Tehran
<https://ut.ac.ir/en/page/619/institute-of-comparative-law> (<https://ut.ac.ir/en>)

Ireland: National Library of Ireland
<http://www.nli.ie/>

Japan: Ministry of Justice Library (Branch of National Diet Library)
<http://www.moj.go.jp/EN/index.html>

Latvia: Department of European and International Law, Ministry of Justice of the Republic of Latvia
<https://www.tm.gov.lv/en>

Luxembourg: Bibliothèque Nationale
<http://www.bnl.public.lu/fr/index.html>
University of Luxembourg
https://www.uni.lu/luxembourg_learning_centre

Malta: Library Services, University of Malta
<http://www.um.edu.mt/library/>

Mexico: Instituto de Investigaciones Jurídicas, Universidad Nacional Autónoma de México
<http://www.unam.mx>
Academia Mexicana de Derecho Internacional Privado y Comparado, México City;
Biblioteca Loyola, Universidad Iberoamericana Tijuana
<http://www.loyola.tij.uia.mx>

Netherlands: Library of the Ministry of Justice
<https://www.rijksoverheid.nl/ministeries/ministerie-van-justitie-en-veiligheid>

Norway: Det juridiske fakultetsbibliotek, Universitetsbiblioteket i Oslo
<http://www.ub.uio.no>

Paraguay: Facultad de Derecho y Ciencias Sociales de la Universidad Nacional de Asunción
<http://www.der.una.py/>

People's Republic of China: Trade and Policy Library, Department of Treaty and Law, Ministry of Commerce (MOFCOM)
<http://english.mofcom.gov.cn/>

Poland: Biblioteka Sejmowa
<http://biblioteka.sejm.gov.pl/?lang=en>

Portugal: Serviço de Biblioteca e Documentação Diplomática do Ministério dos Negócios Estrangeiros - Instituto Diplomático
<https://idi.mne.pt/pt/arquivo-e-biblioteca/biblioteca>
Gabinete de Documentação e Direito Comparado, Procuradoria Geral da República
<http://gddc.ministeriopublico.pt/>

Republic of Korea: Library of the Korea National Diplomatic Academy
<http://www.ifans.go.kr/knda/hmpg/eng/main/HmpgEngMain.do>

Romania: Biblioteca Nationala
<http://www.bibnat.ro/>

Russian Federation: Library of the Russian Academy of Foreign Trade
<http://eng.vavt.ru/>

Serbia: Library of the Institute of Comparative Law
<http://iup.rs/en/about/>

Slovak Republic: Právnická fakulta Trnavskej Univerzity
<https://www.truni.sk/en>

Slovenia: Univerza v Mariboru Pravna fakulteta
<https://www.pf.um.si/en/>

South Africa: *Library of the Department of Justice, Directorate: Internal Affairs, Pretoria*
University of Johannesburg
<https://www.uj.ac.za/library>

Spain: *Universidad San Pablo CEU* <http://www.ceu.es>

Sweden: *Riksdagsbiblioteket*
<http://www.riksdagen.se/>

Switzerland: *Library of the Swiss Institute of Comparative Law*
<https://www.isdc.ch/en/>

Turkey: *Banca ve Ticaret Hukuku Arastirma Enstitüsü, Hukuk Fakültesi, Ankara Üniversitesi*
<http://bthae.ankara.edu.tr/>

United Kingdom: *Library of the Institute of Advanced Legal Studies*
<http://ials.sas.ac.uk/>

United States of America: *Arthur W. Diamond Law Library Columbia University in the City of New York*
<http://www.law.columbia.edu/library>
Underwood Law Library, Dedman School of Law, Southern Methodist University
<https://www.smu.edu/Law/Library>

Uruguay: *Facultad de Derecho de la Universidad de la República*
<https://www.fder.edu.uy/biblioteca>