

PROJET D'ORDRE DU JOUR

proposé par le Bureau Permanent

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DRAFT AGENDA

proposed by the Permanent Bureau

*À l'intention de la deuxième partie de la Commission spéciale
de janvier 2012 sur le fonctionnement pratique de la
Convention Enlèvement d'enfants de 1980 et de la
Convention Protection des enfants de 1996*

*For the attention of Part II of the Special Commission
of January 2012 on the practical operation of the
1980 Hague Child Abduction Convention and the
1996 Hague Child Protection Convention*

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PART II

Part II of the Special Commission meeting will take place in The Hague from Wednesday 25 (10.00 a.m.) to Tuesday 31 January 2012 (1.00 p.m.). (Please note that while there will be no official Saturday plenary session, there will be the possibility of informal discussion groups for anyone interested in participating on Saturday morning.)

The draft agenda will be treated with some flexibility and may need to be modified in the light of continuing discussions in the Special Commission.

Sessions will normally begin at 9.30 a.m. and end at 6.00 p.m. with a lunch break from 1.00 to 2.30 p.m. Breaks for coffee will normally be from 11.00 a.m. to 11.15 a.m., and tea from 4.00 p.m. to 4.15 p.m.

An advisory group will be established early during the Special Commission meeting to assist in preparing the draft Conclusions and Recommendations, to be considered for adoption on the last day. It is expected that this group will meet several times during the meeting, including Saturday afternoon and Monday evening.

Wednesday 25 January 2012

- 10.00 a.m. Opening of Part II of the Special Commission
 Words of welcome by Mr Hans van Loon, Secretary General
 Introduction to the draft agenda and documentation by
 Ms Louise Ellen Teitz, First Secretary
 Adoption of the agenda
 Status of the 1980 and 1996 Hague Conventions
 Introduction (brief comments on Part I and Prel. Doc. No 14), short report
 on Prel. Doc. No 13 and responses of countries to Questionnaire II (Prel.
 Doc. No 2)
- 1. POTENTIAL FORMS OF INSTRUMENTS (E.G., BINDING INSTRUMENT
 (CONVENTION / PROTOCOL), RECOMMENDATION, DECLARATION, MODEL
 LAW, PRINCIPLES, GUIDE TO GOOD PRACTICE, PRACTICAL HANDBOOK)**
- General remarks
- 2. IDENTIFICATION OF TOPICS FOR FURTHER CONSIDERATION (PREL. DOC.
 NO 13)**
- Mediation
- Cross-border / international recognition and enforcement of agreements resulting from mediation (Prel. Doc. No 13)
 - Potential freestanding legal instrument
 - Compatible with 1980 and 1996 Hague Conventions
 - Potential for broader use in family law (e.g., international relocation – see *infra*)
- 6.00 p.m. Opening reception provided by the Government of the Russian
 Federation, at the Academy Building of the Peace Palace**

Thursday 26 January 2012

2. IDENTIFICATION OF TOPICS FOR FURTHER CONSIDERATION (CONT'D)

Morning session

Direct Judicial Communications (1980 and 1996 Hague Conventions) (Prel. Doc. No 3 D)

- Potential legal instrument providing a basis for use of direct cross-border judicial communication

Afternoon session

Domestic and Family Violence in the Context of Return Proceedings and under Article 13(1) *b*) of the 1980 Convention (Prel. Doc. No 13, Prel. Doc. No 14)

- Potential soft law instrument concerning the treatment of allegations of domestic violence in the context of return proceedings
- Consideration of Proposals from Part I of the Special Commission

Friday 27 January 2012

2. IDENTIFICATION OF TOPICS FOR FURTHER CONSIDERATION (CONT'D)

Morning session

International Family Relocation (Prel. Doc. No 11)

- Potential soft law instrument concerning handling of family relocation cases
- Potential use of instrument to enforce mediated and other consensual agreements (Prel. Doc. No 13)

Afternoon session

3. FUTURE OF THE MALTA PROCESS (PREL. DOC. NO 12 AND INFO. DOC. NO 8)

- Next steps
- Potential use of instrument to enforce mediated and other consensual agreements (Prel. Doc. No 13)

4. REPORT ON THE SERVICES AND STRATEGIES PROVIDED BY THE HAGUE CONFERENCE IN RELATION TO THE 1980 AND 1996 CONVENTIONS (PREL. DOC. NO 12)

6.00 p.m.

Reception hosted by the City of The Hague, in the foyer of the Peace Palace

Saturday 28 January 2012

There will be no official Saturday session. However, the Hague Academy building will be open from 9.00 a.m. to 1.00 p.m. for meetings of informal discussion groups. For anyone wishing to participate, there will be sign up sheets for this purpose. A light continental breakfast will be available.

Monday 30 January 2012

4. REPORT ON THE SERVICES AND STRATEGIES PROVIDED BY THE HAGUE CONFERENCE IN RELATION TO THE 1980 AND 1996 CONVENTIONS (PREL. DOC. NO 12) (CONT'D)

Morning session

The role of the Permanent Bureau in providing assistance to Contracting States, maintaining case law, collecting statistics and information, responding to individual requests, monitoring compliance with Convention obligations; consent to travel form (Prel. Doc. No 15)

5. GENERAL DISCUSSION OF DESIRABILITY AND FEASIBILITY OF INSTRUMENTS IN CONNECTION WITH TOPICS IDENTIFIED IN PART II OF THE SPECIAL COMMISSION

Afternoon session

5. GENERAL DISCUSSION OF DESIRABILITY AND FEASIBILITY OF INSTRUMENTS IN CONNECTION WITH TOPICS IDENTIFIED IN PART II OF THE SPECIAL COMMISSION (CONT'D)

Tuesday 31 January 2012

6. CONCLUSIONS AND RECOMMENDATIONS OF PART II OF THE SPECIAL COMMISSION

The meeting will end no later than 1.00 p.m.