PROJET D’ORDRE DU JOUR

proposé par le Bureau Permanent

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DRAFT AGENDA

proposed by the Permanent Bureau

À l’attention de la Commission spéciale de novembre 2012
sur le choix de la loi applicable en matière de contrats internationaux

For the attention of the Special Commission of November 2012
on Choice of Law in International Contracts
PROJET D’ORDRE DU JOUR

proposé par le Bureau Permanent

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DRAFT AGENDA

proposed by the Permanent Bureau
The Special Commission meeting will take place in The Hague from Monday 12 (10.00 a.m.) to Friday 16 November (1.00 p.m.).

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

With the exception of the first day, it is proposed that, as a general rule, the sessions will begin at 9.30 a.m. and end at 6.00 p.m. Lunch breaks will be from 1.00 to 2.30 p.m. Refreshment breaks will take place from 11.00 to 11.20 a.m. and from 4.00 to 4.20 p.m.

**Monday 12 November 2012**

**Morning**

- Opening of the meeting by Mr Paul Vlas, President of the Netherlands Standing Government Committee on Private International Law
- Election of the Chair and Vice-Chair of the Special Commission
- Adoption of the agenda
- Words of welcome and general remarks by Mr Hans van Loon, Secretary General
- Presentation of documentation by Ms Marta Pertegás, First Secretary
- Establishment of a Drafting Committee

**First sub-topic: The fundamental principle of party autonomy**

**Discussion on Article 2 – Freedom of choice**
(see Prel. Doc. No 1 – paras 34-53)

**Afternoon**

**Second sub-topic: Expression of party autonomy**

**Discussion on Article 3 – Express and tacit choice**
(see Prel. Doc. No 1 – paras 54-58)

**Discussion on Article 5 – Consent**
(see Prel. Doc. No 1 – paras 65-68)

**6.00 p.m.**

- Reception hosted by the Permanent Bureau in the foyer of the Academy Building
**Tuesday 13 November 2012**

**Morning**  
Second sub-topic: Expression of party autonomy (cont.)

- **Discussion on Article 4** – Formal validity of the choice of law  
  (see Prel. Doc. No 1 – paras 59-64)
- **Discussion on Article 9** – Formal validity of the contract  
  (see Prel. Doc. No 1 – paras 77-80)

**Afternoon**  
- **Discussion on Article 6** – Autonomy  
  (see Prel. Doc. No 1 – paras 69-70)
- **Discussion on Article 7** – Renvoi  
  (see Prel. Doc. No 1 – paras 71-73)

**Wednesday 14 November 2012**

**Morning**  
Third sub-topic: Limits of party autonomy

- **Discussion on Article 11** – Overriding mandatory rules and public policy  
  (see Prel. Doc. No 1 – paras 85-98)

**Afternoon**  
Fourth sub-topic: Scope

- **Discussion on Article 1** – Scope of the Principles  
  (see Prel. Doc. No 1 – paras 20-33)
- **Discussion on Article 8** – Scope of the chosen law  
  (see Prel. Doc. No 1 – paras 74-76)

**Thursday 15 November 2012**

**Morning**  
Fourth sub-topic: Scope (cont.)

- **Discussion on Article 10** – Assignment  
  (see Prel. Doc. No 1 – paras 81-84)
- **Discussion on the Preamble**  
  (see Prel. Doc. No 1 – paras 8-19)

**Afternoon**  
Other issues raised on the Draft Hague Principles

**Friday 16 November 2012**

**Morning**  
Recommendations for future work

*End of the Special Commission – the meeting is expected to end at 1.00 p.m.*