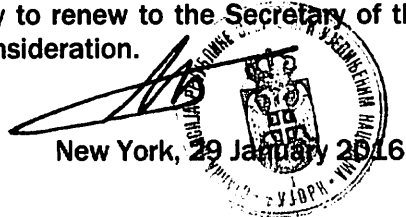


**PERMANENT MISSION OF THE REPUBLIC OF SERBIA TO THE UNITED NATIONS**  
**СТАЛНА МИСИЈА РЕПУБЛИКЕ СРБИЈЕ ПРИ УЈЕДИЊЕНИМ НАЦИЈАМА**  
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No. 231-2/2016

The Permanent Mission of the Republic of Serbia to the United Nations presents its compliments to the Secretary of the International Law Commission and, in line with GA resolution 70/236, has the honour to forward, attached herewith, the comments of the Republic of Serbia requested by Chapter III of the Report on the work of the 67<sup>th</sup> session of the International Law Commission, specifically regarding the topic of the Provisional application of treaties (Paragraph 30, Section D).

The Permanent Mission of the Republic of Serbia to the United Nations avails itself of this opportunity to renew to the Secretary of the International Law Commission the assurances of its highest consideration.

  
New York, 29 January 2016

**SECRETARY**  
**INTERNATIONAL LAW COMMISSION**  
**UNITED NATIONS**  
**NEW YORK**

**REPUBLIC OF SERBIA:  
COMMENTS ON THE TOPIC "PROVISIONAL APPLICATION OF TREATIES"**

The relevant laws of the Republic of Serbia provide that the Government may, exceptionally and upon agreement by the competent Committee of the National Assembly, authorize a delegation of the Republic of Serbia to accept that an International Treaty to be ratified be provisionally applied either in its entirety or in parts until its entry into force. The procedure to ratify the Treaty must be initiated with 30 days of the date of its signature.

The provisional application of a Treaty will be terminated if the Republic of Serbia decides not to become a Party to the Treaty and after it informs of the decision the other Parties among which the Treaty is provisionally applied in accordance with the provisions of the Treaty and generally accepted rules of international law.

A Treaty applied provisionally is considered to be in force in the sense of international law just like any other Treaty that is in force.

The Republic of Serbia concludes the Treaties that provide for provisional application rarely. In the last four years only three such Treaties, out of 468 concluded, have been signed.