

## 10. International Tribunal for the Law of the Sea (ITLOS)

Communication transmitted to the Secretariat, 21 February 2022

The International Tribunal for the Law of the Sea has concluded agreements containing clauses concerning their provisional application.

Article 11, paragraph 2, of the *Agreement between the International Tribunal for the Law of the Sea and the Government of the Federal Republic of Germany on the Occupancy and Use of the Premises of the International Tribunal for the Law of the Sea in the Free and Hanseatic City of Hamburg* (Additional Agreement in accordance with article 3 of the Headquarters Agreement) provides:

After being signed by the Parties, this Agreement shall enter into force on the same day as the Headquarters Agreement. It shall be applied provisionally as from the date of signature.

Article 14, paragraph 2, of the *Agreement on Cooperation and Relationship between the United Nations and the International Tribunal for the Law of the Sea* provides:

Pending such approval the present Agreement shall be applied provisionally from the date of its signature by the Secretary-General of the United Nations and the President of the International Tribunal.

Prior to the entry into force of the *Agreement between the International Tribunal for the Law of the Sea and the Government of the Federal Republic of Germany regarding the Headquarters of the Tribunal* (“Headquarters Agreement”), relations with the host country were governed by a provisional ordinance adopted by the latter in 1996, which applied, *mutatis mutandis*, the relevant provisions of the *Convention on the Privileges and Immunities of the Specialized Agencies*, 21 November 1947.<sup>239</sup> Pursuant to article 35 of the Headquarters Agreement, it entered into force on 1 May 2007.

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<sup>239</sup> See: ITLOS Yearbook, 2006, p. 76.