



**MINISTRY OF FOREIGN AFFAIRS OF THE KINGDOM OF THE NETHERLANDS
THE HAGUE**

CONVENTIONS CONCLUDED AT THE HAGUE ON 18 OCTOBER 1907
DURING THE INTERNATIONAL PEACE CONFERENCE OF 1907

Notification

Convention for the Pacific Settlement of International Disputes
(The Hague, 18 October 1907)

DECLARATION

United States of America, 28-12-2015

The Government of the United States of America does not believe the "State of Palestine" is qualified to accede to the Convention.

Consistent with Article 93 of the Convention, accession to the Convention was initially limited to "powers invited to the Second Peace Conference," convened in The Hague in 1907. Article 94 of the Convention further provides that "The conditions on which the powers which have not been invited to the Second Peace Conference may adhere to the present convention shall form the subject of a subsequent agreement between the Contracting Powers."

At a March 3, 1960 meeting, the Administrative Council of the Permanent Court of Arbitration, having consulted all parties to the two Hague conventions on the pacific settlement of disputes, decided that after March 15, 1960, the Government of the Netherlands would invite members of the United Nations which did not participate in the activities of the Permanent Court of Arbitration to declare (1) whether they considered themselves parties to the 1899 or 1907 Hague conventions on pacific settlement of disputes, or, if this were not the case, (2) whether they were willing to adhere to these conventions or to one of them. On the basis of this subsequent agreement of the parties to the Convention, eligibility to accede to the Convention has been extended to UN member states.

The Government of the United States is not aware of any subsequent decision of the parties to the Convention to extend eligibility to accede to the Convention to entities that are not members of the United Nations. The "State of Palestine" is not a member of the United Nations. Further, the Government of the United States does not believe the "State of Palestine" qualifies as a sovereign State and does not recognize it as such. Because the "State of Palestine" is neither a "power invited to the Second Peace Conference" nor a member of the United Nations, it is not eligible to accede to the Convention.

The Government of the United States believes that the Kingdom of the Netherlands, in its capacity as depositary of the Convention, should not list the "State of Palestine" as a party to the Convention. Accordingly, the Government of the United States affirms that it would not consider the "State of Palestine" to be a party to the Convention and would not consider itself to be in a treaty relationship with the "State of Palestine" under the Convention.

The Hague, 29 January 2016

The Depositary Notifications are accessible on the website of the Ministry of Foreign Affairs of the Kingdom of the Netherlands at <https://treatydatabase.overheid.nl>.

Conventions 1907 No. 01/2016