



CHILD CUSTODY ACT 1987

CHILD ABDUCTION AND CUSTODY (PARTIES TO CONVENTIONS) ORDER 2011

Laid before Tynwald *21 June 2011*

The Council of Ministers makes this Order under sections 24 and 35 of the Child Custody Act 1987¹.

1 Title

This Order is the Child Abduction and Custody (Parties to Conventions) Order 2011.

2 Commencement

This Order comes into operation on 1 July 2011.

3 Interpretation

In this Order—

“the Act” means the Child Custody Act 1987;

“the Custody Convention” has the same meaning as in section 34(1) of the Act;

“the Hague Convention” has the same meaning as in section 23(1) of the Act.

4 Contracting States to the Hague Convention

(1) The Contracting States to the Hague Convention are listed in the first column of Schedule 1.

(2) Where a Contracting State has made a declaration under Article 39 or 40 of the Hague Convention that the Hague Convention applies, or only applies, to a particular territory or particular territories specified in the declaration, the territory or territories are listed in the second column of Schedule 1.

¹ 2011 c.11

- (3) The date of the coming into force of the Hague Convention between the Island and a Contracting State or territory is specified in the third column of Schedule 1.

5 Contracting States to the Custody Convention

- (1) The Contracting States to the Custody Convention are listed in the first column of Schedule 2.
- (2) Where a Contracting State has made a declaration under Article 24 or 25 of the Custody Convention that the Custody Convention applies, or only applies, to a particular territory or particular territories specified in the declaration, the territory or territories are listed in the second column of Schedule 2.
- (3) The date of the coming into force of the Custody Convention between the Island and a Contracting State or territory is specified in the third column of Schedule 2.

6 Revocation

The Child Abduction and Custody (Parties to Conventions) Order 2005² is revoked.

MADE IS-45 23rd May 2011


Chief Secretary

² SD 488/05

SCHEDULE 1

[article 4]

CONTRACTING STATES TO THE HAGUE CONVENTION

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of coming into force of the Convention between the Island and the State or Territory</i>
Argentina	–	14th October 1991
Australia	Australian States and mainland Territories	14th October 1991
Austria	–	14th October 1991
The Bahamas	–	1st January 1994
Belarus	–	1st October 2003
Belgium	–	1st May 1999
Belize	–	14th October 1991
Bosnia and Herzegovina	–	1st December 1991
Brazil	–	1st March 2005
Bulgaria	–	1st May 2009
Burkina-Faso	–	1st November 1992
Canada	Ontario, New Brunswick, British Columbia, Manitoba, Nova Scotia, Newfoundland and Labrador, Prince Edward Island, Quebec, Yukon Territory, Saskatchewan, Alberta, Northwest Territories	14th October 1991
	Nunavut	1st January 2001
Chile	–	1st May 1994
China	Hong Kong Special Administrative Region	1st September 1997
China	Macau Special Administrative Region	1st March 1999
Colombia	–	1st March 1996
Costa Rica	–	1st May 2009

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of coming into force of the Convention between the Island and the State or Territory</i>
Croatia	—	1st December 1991
Cyprus	—	1st February 1995
Czech Republic	—	1st March 1998
Denmark	—	14th October 1991
Ecuador	—	1st June 1992
El Salvador	—	1st May 2009
Estonia	—	1st October 2003
Fiji	—	1st October 2003
Finland	—	1st August 1994
France	—	14th October 1991
Georgia	—	1st October 1997
Germany	—	14th October 1991
Greece	—	1st June 1993
Honduras	—	1st March 1994
Hungary	—	14th October 1991
Iceland	—	1st November 1996
Ireland	—	14th October 1991
Israel	—	1st December 1991
Italy	—	1st May 1995
Latvia	—	1st October 2003
Lithuania	—	1st March 2005
Luxembourg	—	14th October 1991
Macedonia	—	1st December 1991
Malta	—	1st March 2002
Mauritius	—	1st June 1993
Mexico	—	14th October 1991
Monaco	—	1st February 1993
Montenegro	—	1st December 1991
Netherlands	—	14th October 1991
New Zealand	—	14th October 1991

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 39 or 40 of the Convention</i>	<i>Date of coming into force of the Convention between the Island and the State or Territory</i>
Norway	–	14th October 1991
Panama	–	1st May 1994
Peru	–	1st October 2003
Poland	–	1st November 1992
Portugal	–	14th October 1991
Romania	–	1st February 1993
St Kitts and Nevis	–	1st August 1994
San Marino	–	1st June 2011
Serbia	–	1st December 1991
Slovakia	–	1st February 2001
Slovenia	–	1st June 1994
South Africa	–	1st October 1997
Spain	–	14th October 1991
Sweden	–	14th October 1991
Switzerland	–	14th October 1991
Turkey	–	1st August 2000
Turkmenistan	–	1st May 1998
Ukraine	–	1st June 2011
United States of America	–	14th October 1991
Uruguay	–	1st October 2003
Uzbekistan	–	1st October 2003
Venezuela	–	1st January 1997
Zimbabwe	–	1st July 1995

SCHEDULE 2

[article 5]

CONTRACTING STATES TO THE CUSTODY CONVENTION

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 24 or 25 of the Convention</i>	<i>Date of coming into force of the Convention between the Island and the State or Territory</i>
Andorra	—	1st July 2011
Austria	—	1st November 1991
Belgium	—	1st November 1991
Bulgaria	—	1st October 2003
Cyprus	—	1st November 1991
Czech Republic	—	1st July 2000
Denmark	—	1st November 1991
Estonia	—	1st September 2001
Finland	—	1st August 1994
France	—	1st November 1991
Germany	—	1st November 1991
Greece	—	1st July 1993
Hungary	—	1st June 2004
Iceland	—	1st November 1996
Ireland	—	1st November 1991
Italy	—	1st June 1995
Latvia	—	1st August 2002
Liechtenstein	—	1st August 1997
Lithuania	—	1st May 2003
Luxembourg	—	1st November 1991
Macedonia	—	1st March 2003
Malta	—	1st February 2000
Moldova	—	1st May 2004
Montenegro	—	6th June 2006
Netherlands	—	1st November 1991
Norway	—	1st November 1991

<i>Contracting States to the Convention</i>	<i>Territories specified in Declarations under Article 24 or 25 of the Convention</i>	<i>Date of coming into force of the Convention between the Island and the State or Territory</i>
Poland	–	1st March 1996
Portugal	–	1st November 1991
Romania	–	1st September 2004
Serbia	–	1st May 2002
Slovakia	–	1st September 2001
Spain	–	1st November 1991
Sweden	–	1st November 1991
Switzerland	–	1st November 1991
Ukraine	–	1st November 2008
Turkey	–	1st June 2000

EXPLANATORY NOTE

(This note is not part of the Order)

This Order specifies the Contracting States, and territories of those States, to the Hague Convention on the Civil Aspects of International Child Abduction (“the Hague Convention”) and the European Convention on the Recognition and Enforcement of Decisions concerning Custody of Children and on Restoration of Custody of Children (“the Custody Convention”) to which these Conventions extend for the purposes of the Child Custody Act 1987. The Order also specifies the dates from which the Conventions came into force between the Island and the Contracting States and their territories.

The Order replaces the Child Abduction and Custody (Parties to Conventions) Order 2005.

The Order adds Bulgaria, Costa Rica, El Salvador, San Marino and Ukraine to the list of Contracting States to the Hague Convention. The Order adds Andorra and Ukraine to the list of Contracting States to the Custody Convention. The Order also replaces the entry for Serbia and Montenegro with separate entries for Montenegro and Serbia for both the Hague Convention and the Custody Convention.