

ITALY

CCPR OPTIONAL PROTOCOL

RESERVATIONS AND DECLARATIONS

(Unless otherwise indicated, the reservations and declarations were made upon ratification, accession or succession)

The Italian Republic ratifies the Optional Protocol to the International Covenant on Civil and Political Rights, it being understood that the provisions of article 5, paragraph 2, of the Protocol mean that the Committee provided for in article 28 of the Covenant shall not consider any communication from an individual unless it has ascertained that the same matter is not being and has not been examined under another procedure of international investigation or settlement.

OBJECTIONS MADE TO OTHER STATES PARTIES RESERVATIONS AND DECLARATIONS

(Ed. note: for the text targeted by the following objection, see the Reservations and Declarations of the State which is the subject of the objection)

Note

The Government of Trinidad and Tobago acceded to the Optional Protocol on 14 November 1980. On 26 May 1998 the Government of Trinidad and Tobago informed the Secretary-General of its decision to denounce the Optional Protocol with effect from 26 August 1998. On 26 August 1998, the Government of Trinidad and Tobago re-acceded to the Optional Protocol with a reservation. On 27 March 2000, the Government of Trinidad and Tobago notified the Secretary-General that it had decided to denounce the Optional Protocol for the second time with effect from 27 June 2000.

The Secretary-General received communications from the following States on the dates indicated hereinafter:

...

Italy (17 September 1999):

"The Government of the Italian Republic finds that the reservation made by the Government of Trinidad and Tobago at the time of its re-accession to the Optional Protocol to the International Covenant on Civil and Political Rights raises doubts as to the commitment of Trinidad and Tobago to the object and purpose of the Optional Protocol which is to strengthen the position of the individual in respect of the rights under the Covenant.

The reservation on the contrary seeks to limit the international obligations of Trinidad and Tobago towards individuals under sentence of death. The Government of the Italian Republic also has doubts as to the propriety of the procedure followed by the Government of Trinidad and Tobago in that denunciation of the Optional Protocol, succeeded by a re-accession with a reservation compromises

the ratification process and undermines the international protection of human rights. The Government of the Italian Republic therefore objects to the afore-mentioned reservation made by the Government of Trinidad and Tobago to the Optional Protocol to the International Covenant on Civil and Political Rights. This objection shall not preclude the entry into force of the Optional Protocol between Italy and Trinidad and Tobago."

(Note 1, Chapter IV.5, Multilateral Treaties Deposited with the Secretary-General)