

## PAPER DETAILS

TITLE: CONVENTION ON JURISDICTION, APPLICABLE LAW, RECOGNITION ENFORCEMENT  
AND CO-OPERATION IN RESPECT OF PARENTAL RESPONSIBILITY AND MEASURES FOR  
THE PROTECTION OF CHILDREN : THE HAGUE 30 SEPTEMBER 1990

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**MHB Yıl 16 Sayı 1-2 19**

1 The objects of t

a to determine th  
rected to the protection o

b to determine v  
jurisdiction;

e the placement of the  
vision of care by *kafala* or an

f the supervision by  
ing charge of the child;

g the administration,

The Convention does not



ritory of which these ch  
diction provided for in

2 The provision  
ual residence cannot be

1 In case of w  
Contracting State in wh  
moval or retention kee

- request that other authority of its State, to assume jurisdiction to be necessary, or

- suspend consideration of request before the authority of

2 The Contracting States of the preceding paragraph are

- a a State of which the

- b a State in which the



1 Without prejudice  
cising jurisdiction to decide  
parents of a child habitual  
their marriage, may, if the  
protection of the person or

a at the time of con  
bitually resides in that State  
child, and

2 The measures taken  
usually resident in a Contracting  
jurisdiction under Articles 5 to 11  
protection which may be required

3 The measures taken  
resident in a non-Contracting  
States were taken as soon as m  
ties of another State are recog



1 The attribution of responsibility without the intervention of a third party, by the State of the habitual residence of the child.

2 The attribution of responsibility to the parent of the child, without intervention of a third party, by the law of the State of the habitual residence of the child, or unilateral act takes effect.

3 Parental responsibility

The provisions of this  
law of a non-Contracting State

1 In this Chapter the  
choice of law rules.

2 However, if the la  
tracting State and if the choi



e if the measure is  
ing State of the habitual  
quirements for recognition

f if the procedure

Without prejudice  
from the competent author  
or non-recognition of a n

latter State as if they had been  
placed in accordance with the  
law, taking into consideration

1 A Contracting State  
which are imposed by the C

2 Federal States, St



On a request made by the competent authority of any other State in connection, the Central Authority of the State of residence and present may, direct

- a provide a report on the situation of the child;
- b request the competent authorities of the State of origin to take measures for the protection of the child.

2 The authorities of a  
reside may, on the request of a  
maintain access to the child, ga  
the suitability of that parent to  
is to be exercised. An autho  
determine an application conce  
information, evidence and findi

3 An authority having  
may adjourn a proceeding pend  
particular, when it is consider  
granted in the State of the child



Any Contracting  
tracting States with a view  
lations. The States which  
depository of the Convention

C

1 The designations re  
the Permanent Bureau of the H

2 The declaration refe  
positary of the Convention.

A Contracting State in  
apply to the protection of the  
the rules of the Convention to



8 any reference to  
ties, shall be construed as  
unit;

9 any reference  
measure has been taken sh  
ity of the territorial unit in

10 any reference  
shall be construed as refer  
in which recognition or en

Conventions. Nothing, however, invoked for the purposes of obtaining or retained or of organizing

In relations between the  
*Convention of 5 October 1961 concerning  
the protection of minors*, signed at The Hague



1 Any communication from a Contracting State shall be translated into the official language of that State where that is not feasible,

2 However, a Contracting State may, in accordance with Article 60, object to the application of this Article to its communications.

2 The instrument of acc

3 Such accession shall  
acceding State and those Contra  
cession in the six months after t  
b of Article 63. Such an objec  
ratify, accept or approve the Co  
notified to the depositary.



2 Thereafter the

a for each State  
day of the month following  
ment of ratification, accep

b for each State  
of three months after the  
paragraph 3;

c for a territorial  
with Article 59, on the fi

g the denunciations re

In witness whereof the  
this Convention.

Done at The Hague, on  
languages, both texts being eq  
in the archives of the Govern  
certified copy shall be sent, th  
of the Hague Conference on P  
on.