Parliamentary Assembly
Assemblée parlementaire
https://pace.coe.int

COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

Doc. 902
15 October 1958

Reply to the Report of the International Institute for the Unification of Private Law

Report[1]
Committee on Legal Affairs and Human Rights
Rapporteur: Mr Hermann KOPF, Germany

1. 1958 - 10th Session - Second part

A. Draft Resolution

1. The Consultative Assembly thanks the Secretary-General of the International Institute for the Unification of Private Law for his first report presented in accordance with Article 3 of the Agreement between the Council of Europe and the Rome Institute, signed on 12th January 1954.

2. The Assembly notes with great satisfaction the results achieved by co-operation between the Council—and in particular its Legal Committee—and the Institute. It has thus been possible to prepare with the necessary thoroughness a large number of draft conventions on legal matters. The Assembly hopes that this collaboration will continue on the basis of the Agreement between the Council and the Institute. It appreciates the value of periodical exchanges of views between the Institute and the Council of Europe relating to their respective programmes for the unification of law.

3. The Assembly welcomes with considerable interest the organisation by the Rome Institute of an information service dealing with the jurisprudence of various countries as regards the application of Conventions on matters of private international law. Without prejudice to the question as to whether such an information service will suffice to prevent national jurisdictions from adopting divergent interpretations in these matters, the Assembly considers this service as an important first step towards the elimination of such divergencies.

4. The Assembly has taken note of a further suggestion in the Rome Institute's report, namely the convening of a " Round Table " Conference at which experts would be invited to examine, as a whole, the problem of harmonisation ôf national legislations of Member States of the Council of Europe. The Assembly considers that this suggestion deserves closer consideration and has decided to place it on its register.

B. Draft Order of the Assembly[2]

The Assembly,

Having noted the reply made to the report of the International Institute for the Unification of Private Law, Rome,(Doc. 817),

Instructs its Legal Committee to consider the proposals made by the Rome Institute for the convocation of a " Round Table " on the harmonisation of national legislations of Member States of the Council and to report to the Assembly thereupon in due course.

2. See page 1, note 2.