

PROJET D'ORDRE DU JOUR

proposé par le Bureau Permanent

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DRAFT AGENDA

proposed by the Permanent Bureau

*À l'attention de la Commission spéciale de novembre 2012
sur le choix de la loi applicable en matière de contrats internationaux*

*For the attention of the Special Commission of November 2012
on Choice of Law in International Contracts*

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The Special Commission meeting will take place in The Hague from Monday 12 (10.00 a.m.) to Friday 16 November (1.00 p.m.).

The draft agenda will be treated with some flexibility and may need to be modified in light of progress in the discussions.

With the exception of the first day, it is proposed that, as a general rule, the sessions will begin at 9.30 a.m. and end at 6.00 p.m. Lunch breaks will be from 1.00 to 2.30 p.m. Refreshment breaks will take place from 11.00 to 11.20 a.m. and from 4.00 to 4.20 p.m.

Monday 12 November 2012

Morning

Opening of the meeting by Mr Paul Vlas, President of the Netherlands Standing Government Committee on Private International Law

Election of the Chair and Vice-Chair of the Special Commission

Adoption of the agenda

Words of welcome and general remarks by Mr Hans van Loon, Secretary General

Presentation of documentation by Ms Marta Pertegás, First Secretary

Establishment of a Drafting Committee

First sub-topic: The fundamental principle of party autonomy

Discussion on Article 2 – Freedom of choice
(see Prel. Doc. No 1 – paras 34-53)

Afternoon

Second sub-topic: Expression of party autonomy

Discussion on Article 3 – Express and tacit choice
(see Prel. Doc. No 1 – paras 54-58)

Discussion on Article 5 – Consent
(see Prel. Doc. No 1 – paras 65-68)

6.00 p.m.

Reception hosted by the Permanent Bureau in the foyer of the Academy Building

Tuesday 13 November 2012

Morning

Second sub-topic: Expression of party autonomy (cont.)

Discussion on Article 4 – Formal validity of the choice of law
(see Prel. Doc. No 1 – paras 59-64)

Discussion on Article 9 – Formal validity of the contract
(see Prel. Doc. No 1 – paras 77-80)

Afternoon

Discussion on Article 6 – Autonomy
(see Prel. Doc. No 1 – paras 69-70)

Discussion on Article 7 – *Renvoi*
(see Prel. Doc. No 1 – paras 71-73)

Wednesday 14 November 2012

Morning

Third sub-topic: Limits of party autonomy

Discussion on Article 11 – Overriding mandatory rules and public policy

(see Prel. Doc. No 1 – paras 85-98)

Afternoon

Fourth sub-topic: Scope

Discussion on Article 1 – Scope of the Principles
(see Prel. Doc. No 1 – paras 20-33)

Discussion on Article 8 – Scope of the chosen law
(see Prel. Doc. No 1 – paras 74-76)

Thursday 15 November 2012

Morning

Fourth sub-topic: Scope (cont.)

Discussion on Article 10 – Assignment
(see Prel. Doc. No 1 – paras 81-84)

Discussion on the Preamble
(see Prel. Doc. No 1 – paras 8-19)

Afternoon

Other issues raised on the Draft Hague Principles

Friday 16 November 2012

Morning

Recommendations for future work

End of the Special Commission – the meeting is expected to end at 1.00 p.m.