

**First meeting of the Special Commission on the practical operation of the
 2000 Protection of Adults Convention - June 2022 (tentative)**

Document	Preliminary Document <input checked="" type="checkbox"/> Information Document <input type="checkbox"/>	No 1 of July 2019
Title	Questionnaire to assess the need to convene a possible meeting of the Special Commission in 2022 to review the practical operation of the <i>Convention of 13 January 2000 on the International Protection of Adults</i>	
Author	Permanent Bureau	
Agenda item	TBD	
Mandate(s)	C&R No 34 of the March 2019 meeting of the Council on General Affairs and Policy	
Objective	-To assess the need for a possible meeting of the Special Commission to review the practical operation of the 2000 Convention; and - To identify the topics to be discussed at this meeting	
Action to be taken	For Approval <input type="checkbox"/> For Decision <input type="checkbox"/> For Information <input type="checkbox"/> For Action <input checked="" type="checkbox"/>	
Annexes	Annex 1: C&R of the EC-HCCH Joint Conference on the Cross-border Protection of Vulnerable Adults, Brussels, 5-7 December 2018	
Related documents	n.a	

**QUESTIONNAIRE TO ASSESS THE NEED TO CONVENE A POSSIBLE
MEETING OF THE SPECIAL COMMISSION IN 2022 TO REVIEW THE PRACTICAL OPERATION
OF THE CONVENTION OF 13 JANUARY 2000 ON THE INTERNATIONAL PROTECTION OF ADULTS**

Wherever your replies to this Questionnaire refer to domestic legislation, rules, guidance or case-law relating to the practical operation of the 2000 Convention, **please provide a copy of the referenced documentation** in (a) the original language and, (b) wherever possible, accompanied by a translation into English and / or French.

Identification for follow-up purposes:	
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1. Interest for specific topics to be addressed by the Special Commission to review the practical operation of the 2000 Convention

Whether your State is a Contracting Party or a non-Contracting Party to the 2000 Convention, please identify which of the following topics you would like the meeting of the Special Commission to address. For each topic please indicate whether your State is interested and, if so, the priority level (*i.e.*, low, medium or high) your State would give to this topic. This priority level will assist the PB making a recommendation to the 2020 Meeting of the Council on General Affairs and Policy of HCCH as to whether to start organising a meeting of the Special Commission to review the practical operation of the 2000 Convention and, if so, the topics that could be retained on a priority basis in a draft agenda.

1.1. Discussion of specific topics in relation to the 2000 Convention

	Interest to discuss specific topics in relation to the 2000 Convention	No	Yes	Priority Level		
				Low	Med.	High
1.1.1.	Scope of application of the 2000 Convention	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.2.	Jurisdiction issues	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.3.	Applicable law issues	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.4.	Recognition and enforcement and cross border transportability of measures of protection	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.5.	Central Authority cooperation (enforcement of measures, communication of information, placement in another Contracting Party, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.6.	Delivery of certificates for protection measures and confirmed powers of representation as provided for in Art. 38	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.7.	Use of existing model forms	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1.1.8.	Protection and / or supportive measures that can be taken in Contracting Parties	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.1.9.	National measures and rules adopted in Contracting Parties to assist with the implementation of the 2000 Convention	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
1.1.10.	Complementarity of the 2000 Convention and the United Nations Convention of 13 December 2006 on the Rights of Persons with Disabilities (2006 UNCPRD)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

1.2. Discussion of possible future implementation tools and services in relation to the 2000 Convention

	Interest to discuss possible future implementation tools and services in relation to the 2000 Convention	No	Yes	Priority Level		
				Low	Med.	High
1.2.1.	Developing an implementation checklist ² to assist future and existing Contracting Parties to identify the steps and legislative norms that need to be taken / adopted in order for the 2000 Convention to be operational within a national legal framework	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
1.2.2.	Collecting information on possible legislative reforms that are to be considered by Contracting Parties when implementing the 2000 Convention, and sharing experiences with reforming their legislative national frameworks, including making available "support [...] in exercising [...] legal capacity" ³	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.2.3.	Developing a Country Profile ⁴ or a similar tool, to be published on the HCCH website, with information about the nature and the substantive and formal requirements of the measures available under national law, the conditions of their coming into effect, the competent authorities making decisions concerning such measures and the services available in relation to the scope of the 2000 Convention	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

² For an example of an implementation checklist see the [Implementation Checklist under the 2007 Child Support Convention](https://assets.hcch.net/docs/231f2415-e12b-4bd6-8f85-9f1fc25d2658.pdf) available at the following address: < <https://assets.hcch.net/docs/231f2415-e12b-4bd6-8f85-9f1fc25d2658.pdf> >.

³ See, 2006 UNCPRD, Art. 12(3).

⁴ For an example of a Country Profile see the [Country Profile under the 2007 Child Support Convention](https://assets.hcch.net/docs/7a6a8da3-4a7f-4367-89d6-f96e1e32c299.pdf) available at the following address: < <https://assets.hcch.net/docs/7a6a8da3-4a7f-4367-89d6-f96e1e32c299.pdf> >. Completed Country Profiles under the 2007 Child Support Convention are available under the [e-Country Profiles](http://hcch.cloudapp.net/smartlets/sfjsp?interviewID=hcchcp2012) webpage for that Convention at the following address: < <http://hcch.cloudapp.net/smartlets/sfjsp?interviewID=hcchcp2012> >.

1.2.4.	Identifying and promoting good practices ⁵ under the 2000 Convention	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.2.5.	Beginning work on the preparation of a practical handbook ⁶ on the operation of the 2000 Convention which would: a) provide advice on the factors to be considered in the process of implementing the Convention into national law which would include an implementation checklist and examples of possible legislative reforms, and b) assist in explaining the practical application of the Convention with reference to practical examples and good practices	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1.2.6.	Developing standard forms ⁷ and models of certificates for the application of the 2000 Convention to facilitate the recognition and enforcement of protective measures and confirmed powers of representation in States other than the State of origin	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
1.2.7.	Collecting information on the development and the use of electronic registries to verify the authenticity and integrity of powers of representation and their coming into effect	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.2.8.	Developing tools necessary to organise direct judicial communications ⁸ in matters falling within the scope of the 2000 Convention (<i>e.g.</i> , the creation of a judicial network)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.2.9.	Collecting statistical data ⁹	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
1.2.10.	Developing promotional tools that the PB could use to facilitate the implementation of the 2000 Convention within the civil society, especially non-governmental organisations and practitioners providing assistance to vulnerable adults	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1.3. Discussion of other possible topics your State would like to identify

⁵ For examples of Guides to Good Practice see the [Brochures, Handbooks and Guides to Good Practice](https://www.hcch.net/en/publications-and-studies/publications2/guides-to-good-practice) page of the HCCH website at the following address: < <https://www.hcch.net/en/publications-and-studies/publications2/guides-to-good-practice> >.

⁶ For an example of a practical handbook see the [Practical Handbook on the Operation of the 1996 Hague Child Protection Convention](https://assets.hcch.net/docs/eca03d40-29c6-4cc4-ae52-edad337b6b86.pdf) available at the following address: < <https://assets.hcch.net/docs/eca03d40-29c6-4cc4-ae52-edad337b6b86.pdf> >.

⁷ For examples of standard and model forms see the [Recommended Forms developed under the 2007 Child Support Convention](https://assets.hcch.net/docs/7b1c5829-81a6-46f5-902e-d59b572dff8a.pdf) available at the following address: < <https://assets.hcch.net/docs/7b1c5829-81a6-46f5-902e-d59b572dff8a.pdf> >.

⁸ For examples of tools concerning direct judicial communications see the “Judicial Communications” sub-section of the “Child Abduction Section” of the HCCH website, in particular, the [“Emerging Guidance regarding the development of the International Hague Network of Judges and General Principles for Judicial Communications, including commonly accepted safeguards for Direct Judicial Communications in specific cases, within the context of the International Hague Network of Judges”](https://assets.hcch.net/docs/62d073ca-eda0-494e-af66-2ddd368b7379.pdf) available at the following address: < <https://assets.hcch.net/docs/62d073ca-eda0-494e-af66-2ddd368b7379.pdf> >.

⁹ For examples of statistical reports see the [statistical reports under the 1980 Child Abduction Convention](https://www.hcch.net/en/instruments/conventions/publications1/?dtid=32&cid=24) available at the following address: < <https://www.hcch.net/en/instruments/conventions/publications1/?dtid=32&cid=24> >.

1.3.1. Other possible topic. Please identify:
[Please insert text here](#)
Please specify: Low priority, Medium priority, High priority.

1.3.2. Other possible topic. Please identify:
[Please insert text here](#)
Please specify: Low priority, Medium priority, High priority.

1.3.3. Other possible topic. Please identify:
[Please insert text here](#)
Please specify: Low priority, Medium priority, High priority.

2. Interest in attending a meeting of the Special Commission

2.1. Is your State interested in attending a possible meeting of the Special Commission to review the practical operation of the 2000 Convention to take place in the first half of 2022?

Yes

No, please explain:

[Please insert text here](#)

2.2. If your State is interested in attending a possible meeting of the Special Commission, would it be interested in attending, prior to the meeting, a half-day information session for new States Parties, States interested in becoming Party to the 2000 Convention or States that have not yet attended a meeting of a Special Commission to review the practical operation of a Convention?

Yes

No

2.3. Is your State a Contracting Party to the 2000 Convention?

Yes

No, please explain:

[Since rather few states have been contracting parties so far, this work has not been given the highest priority. A proposal on joining the Convention has been on public hearing which means that work to implement the convention is ongoing.](#)

2.4. If your State is not a Contracting party, is it currently considering joining the 2000 Convention?

Yes

No, please explain why:

[Please insert text here](#)