

Eighth Meeting of the Special Commission on the Practical Operation of the 1980 Child Abduction Convention and the 1996 Child Protection Convention

10-17 October 2023

9.30 a.m. – 6.00 p.m. (CEST)

DRAFT ANNOTATED AGENDA (SECOND REVISED VERSION)

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

Please note that agenda items “for discussion” are supported by either a “Prel. Doc.” or a “Work. Doc.” containing possible Conclusions and Recommendations (C&R) for discussion. Agenda items “for information” cover issues raised in the Questionnaires on the 1980 and 1996 Conventions which are addressed by existing C&R, compiled in “Prel. Doc. No 1 of October 2022”¹ or HCCH documents which do not need to be reopened unless decided otherwise.

Tuesday 10 October 2023	
Time	Item
9.00 a.m.	Registration of participants
9.30 a.m.	<p>I. Opening of the Special Commission</p> <ol style="list-style-type: none"> 1. Opening of the meeting by Mr Paul Vlas, President of the Netherlands Standing Government Committee on Private International Law 2. Election of the co-Chairs of the Special Commission 3. Welcome remarks by Dr Christophe Bernasconi, Secretary General 4. Introduction to the draft agenda by Mr Philippe Lortie, First Secretary, and documentation by Ms Laura Martinez-Mora, Secretary 5. Adoption of the agenda 6. Practical announcements by Ms Anna Koelewijn, Head of Administration
10.15 a.m.	<p>II. Evaluating and taking stock of the 1980 Convention</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Status of the 1980 Convention since the Seventh Meeting of the Special Commission 2. Reports of delegations on progress made towards accession to the 1980 Convention and acceptance of accessions

¹ [Prel. Doc. No 1 of October 2022](#) - Draft Table of Conclusions and Recommendations of previous Meetings of the Special Commission (SC) on the practical operation of the 1980 Child Abduction and the 1996 Child Protection Conventions that are still relevant today. All Prel. Docs referenced in this draft annotated agenda are available on the HCCH website at www.hcch.net under the “Child Abduction” Section, then “Eighth Meeting of the Special Commission on the Practical Operation of the 1980 Child Abduction Convention and the 1996 Child Protection Convention”.

	<p>- Prel. Doc. No 1 of October 2022, Items 8-10.</p> <p>3. Presentation of key findings from the 2023 Questionnaire on the 1980 Convention - Prel. Doc. No 1 of October 2022, Items 1-7. - Prel. Doc. No 4 of January 2023,² and Prel. Doc. No 7 of June 2023.³</p> <p>4. Introduction to the statistical study of applications made in 2021 under the 1980 Convention – Mr Nigel Lowe, Professor of Law at Cardiff Law School, and Ms Victoria Stephens, INCADAT Consultant (floor open for questions) - Prel. Doc. No 1 of October 2022, Items 117-120. - Prel. Doc. No 3 of January 2023.⁴ - Prel. Doc. No 7 of June 2023, responses to Questions 25-27, pp. 195-202. - Prel. Docs. Nos 19A of September 2023⁵ and 19B of October 2023.⁶</p>
11.15 a.m.	Break
11.30 a.m.	<p>III. Addressing delays under the 1980 Convention</p> <p><u>For information</u></p> <p>1. Impact of the COVID-19 pandemic on the 1980 Child Abduction Convention, in particular on the use of information technology - Prel. Doc. No 7 of June 2023, responses to Question 2, pp. 14-41. - Prel. Doc. No 13 of August 2023.⁷</p> <p><u>For discussion</u></p> <p>2. Delays in return process under the 1980 Convention - Prel. Doc. No 1 of October 2022, Items 51-61. - Prel. Doc. No 7 of June 2023, responses to Questions 7-12, pp. 103-142. - GGP⁸ Child Abduction Convention: Part I – Central Authority Practice. - GGP Child Abduction Convention: Part II – Implementing Measures. - Prel. Doc. No 12 of August 2023.⁹</p>
1.00 p.m.	Lunch break – Group photo
2.30 p.m.	<p>IV. Relationship of the 1980 Convention with other international instruments – 1989 UN Convention on the Rights of the Child (UNCRC)</p> <p><u>For discussion</u></p> <p>1. Best interests of the child - Preamble and Article 1 of the 1980 Convention. - Prel. Doc. No 7 of June 2023, responses to Question 40, pp. 248-252. - GGP Child Abduction Convention: Part VI - Article 13(1)(b). ⇒ Work. Doc. No 1.¹⁰</p>

² [Prel. Doc. No 4 of January 2023](#) - Questionnaire on the Practical Operation of the 1980 Child Abduction Convention.

³ [Prel. Doc. No 7 of June 2023](#) – Compilation of responses received to the January 2023 Questionnaire on the 1980 Child Abduction Convention.

⁴ [Prel. Doc. No 3 of January 2023](#) - Statistical study of applications made in 2021 under the HCCH 1980 Child Abduction Convention – Questionnaire and guidelines – *Currently available in English only.*

⁵ [Prel. Doc. No 19A of September 2023](#) - Global Report – Statistical study of applications made in 2021 under the 1980 Child Abduction Convention.

⁶ [Prel. Doc. No 19B of October 2023](#) - Regional Report – Statistical study of applications made in 2021 under the 1980 Child Abduction Convention.

⁷ [Prel. Doc. No 13 of August 2023](#) - Impact of the COVID-19 pandemic on the 1980 Child Abduction Convention, in particular on the use of information technology.

⁸ “GGP” stands for Guide to Good Practice.

⁹ [Prel. Doc. No 12 of August 2023](#) - Delays in return process under the 1980 Child Abduction Convention.

¹⁰ Working Documents (Work. Doc) will be available on the HCCH website Secure Portal as of 26 September 2023.

	<p>2. 2011 Optional Protocol to the Convention on the Rights of the Child on a communications procedure - Prel. Doc. No 1 of October 2022, Items 138-141. - Prel. Doc. No 7 of June 2023, responses to Question 40, pp. 248-252. ⇒ Work. Doc. No 2.</p> <p>V. Central Authorities under the 1980 Convention – Duties and cooperation</p> <p><u>For information</u></p> <p>1. Cooperation and communication including holding meetings and networking - Prel. Doc. No 1 of October 2022, Items 11-28. - Prel. Doc. No 7 of June 2023, responses to Questions 13-14, pp. 142-149, and Question 24, pp. 189-194. - GGP Child Abduction Convention: Part I – Central Authority Practice.</p> <p>2. Language and translation - Prel. Doc. No 1 of October 2022, Items 29-30.</p> <p>3. Locating the child - Prel. Doc. No 1 of October 2022, Items 45-47. - Prel. Doc. No 7 of June 2023, responses to Question 17, pp. 160-166.</p> <p>4. Preventive measures - Prel. Doc. No 1 of October 2022, Item 50. - GGP Child Abduction Convention: Part III – Preventive measures.</p> <p><u>For discussion</u></p> <p>5. Legal aid and representation - Provision of legal assistance for access / contact applications as for return applications - Prel. Doc. No 1 of October 2022, Items 36-44 and 94-101. - Prel. Doc. No 7 of June 2023, responses to Questions 15-16, pp. 149-160, and Questions 29-30, pp. 207-213. ⇒ Work. Doc. No 3.</p>
4.00 p.m.	Break
4.15 p.m.	<p>VI. Direct judicial communications</p> <p><u>For information</u></p> <p>1. Value of judicial communications - Prel. Doc. No 1 of October 2022, Items 180-194. - Prel. Doc. No 6A of June 2023,¹¹ Question 29, comments from Germany, Norway and Spain, p. 135. - Emerging Guidelines of the International Hague Network of Judges (IHNJ) and General Principles for Direct Judicial Communications (DJC).¹²</p> <p>2. Document to inform lawyers and judges about direct judicial communications in specific cases, in the context of the IHNJ - Prel. Doc. No 5 of June 2023.¹³</p> <p>3. Information on the legal basis for direct judicial communications within the context of the IHNJ</p>

¹¹ [Prel. Doc. No 6A of June 2023](#) – Compilation of responses received to the October 2022 Questionnaire on the Practical Operation of the 1996 Child Protection Convention (responses from Contracting Parties (HCCH Members and non-Members)).

¹² [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](#).

¹³ [Prel. Doc. No 5 of June 2023](#) - Document to inform lawyers and judges about direct judicial communications, in specific cases, within the context of the International Hague Network of Judges.

	<p style="text-align: center;">- Prel. Doc. No 8 of June 2023.¹⁴</p> <p>VII. Exceptions to the return of the child under the 1980 Convention and protective measures upon return</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Article 13(1)(b) – Criminal proceedings against the taking person - Prel. Doc. No 1 of October 2022, Items 92-93. 2. Article 20 - Prel. Doc. No 1 of October 2022, Item 69. <p><u>For discussion</u></p> <ol style="list-style-type: none"> 3. Article 13(1)(b) – Domestic violence / Family violence - Prel. Doc. No 1 of October 2022, Items 62-66 and 169. - GGP Child Abduction Convention: Part VI - Article 13(1)(b). - Info. Doc. No 6. ⇒ Work. Doc. No 4. ⇒ Work. Doc. No 5. 4. Article 13(1)(b) – Safe return, including urgent measures of protection - Prel. Doc. No 1 of October 2022, Items 70-75 and 76-86. - Prel. Doc. No 6A of June 2023, Question 10, comments from Australia, United Kingdom, and Germany, pp. 56-58. - Prel. Doc. No 7 of June 2023, responses to Question 22, pp. 182-186, and Questions 43-45, pp. 262-273. - GGP Child Abduction Convention: Part VI - Article 13(1)(b). ⇒ Work. Doc. No 6. ⇒ Work. Doc. No 7.
6.00 p.m.	End of day 1

Wednesday 11 October 2023	
Time	Item
9.30 a.m.	<p><u>For discussion</u></p> <ol style="list-style-type: none"> 5. Court undertakings - Prel. Doc. No 6A of June 2023, Question 10, comments from Australia and United Kingdom, pp. 56-57. - Prel. Doc. No 7 of June 2023, responses to Questions 46-48, pp. 273-280. - GGP Child Abduction Convention: Part VI - Article 13(1)(b). ⇒ Work. Doc. No 8. 6. Article 13(2) – Hearing the child - Prel. Doc. No 1 of October 2022, Item 59. - Prel. Doc. No 7 of June 2023, responses to Questions 33-34, pp. 221-236. - GGP Child Abduction Convention: Part VI - Article 13(1)(b). ⇒ Work. Doc. No 9. <p>VIII. Processing of return applications under the 1980 Convention and enforcement of return orders</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Procedures - Prel. Doc. No 1 of October 2022, Items 70-86. - GGP Child Abduction Convention: Part I – Central Authority Practice.

¹⁴ [Prel. Doc. No 8 of June 2023](#) - Information on the legal basis for direct judicial communications within the context of the International Hague Network of Judges (IHNJ).

	<ol style="list-style-type: none"> 2. Facilitating direct judicial communications (see agenda item VI) - Emerging Guidelines of the IHNJ and General Principles for DJC. 3. Travel to the State of habitual residence - Prel. Doc. No 1 of October 2022, Items 76-78. 4. Enforcement of return orders - Prel. Doc. No 1 of October 2022, Items 70-75. - GGP Child Abduction Convention: Part IV – Enforcement. 5. Return applications in the context of disturbances occurring in the State of habitual residence - GGP Child Abduction Convention: Part VI - Article 13(1)(b). - Info. Doc. No 7.
11.00 a.m.	Break
11.15 a.m.	<p><u>For discussion</u></p> <ol style="list-style-type: none"> 6. Return applications where the taking parent lodged a parallel asylum claim - Prel. Doc. No 6A of June 2023, Question 1, comment from United Kingdom, p. 13. - Prel. Doc. No 7 of June 2023, responses to Question 39, pp. 244-248. - Prel. Doc. No 16 of August 2023.¹⁵ ⇒ Work. Doc. No 10. 7. Determination of wrongful removal (Arts 8, 14 and 15) - Prel. Doc. No 1 of October 2022, Items 31-35 and 67-68. - Prel. Doc. No 7 of June 2023, responses to Questions 35-38, pp. 236-244. - Prel. Doc. No 14 of August 2023.¹⁶
1.00 p.m.	Lunch break
2.30 p.m.	<p>IX. Rights of custody, access / contact under the 1980 Convention</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Rights of custody (see agenda Items XVI and XXII) - Prel. Doc. No 1 of October 2022, Items 87-91. 2. Transfrontier Access / Contact - Prel. Doc. No 1 of October 2022, Items 94-101 and 177-179. - Prel. Doc. No 7 of June 2023, responses to Question 28, pp. 203-207. - General Principles and GGP – Transfrontier contact concerning children. 3. Applicant access to / contact with the child during return proceedings - Prel. Doc. No 1 of October 2022, Items 99 and 101. 4. International family relocation (see agenda Items XII and XXII) - Prel. Doc. No 1 of October 2022, Items 170-176. <p><u>For discussion</u></p> <ol style="list-style-type: none"> 5. Access / contact – Central Authority services under the 1980 Convention (Art. 21) and the 1996 Convention (Arts 32, 34 and 35) - Prel. Doc. No 1 of October 2022, Items 94-101 and 177-179. - Prel. Doc. No 7 of June 2023, responses to Questions 31-32, pp. 213-221.

¹⁵ [Prel. Doc. No 16 of August 2023](#) - Discussion paper on international child abduction return applications where the taking parent lodged a parallel asylum claim.

¹⁶ [Prel. Doc. No 14 of August 2023](#) - Tools available to ascertain whether a removal or retention is wrongful under the 1980 Child Abduction Convention (Arts 8, 14 and 15).

	<ul style="list-style-type: none"> - Prel. Doc. No 15 of August 2023.¹⁷ - General Principles and GGP – Transfrontier contact concerning children.
4.00 p.m.	Break
4.15 p.m.	<p>X. Tools to assist with the implementation of the 1980 Convention</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> 1. Revised Request for Return Recommend Model Form and new Request for Access Recommended Model Form <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 129-133. - Prel. Doc. No 10 of July 2023.¹⁸ 2. Revised Country Profile under the 1980 Convention <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 107-116. - Prel. Doc. No 18 of August 2023.¹⁹
6.00 p.m.	End of Day 2

Thursday 12 October 2023	
Time	Item
9.30 a.m.	<p>XI. Mediation as relevant to the 1980 (Art. 7(c)) and 1996 (Art. 31(b)) Conventions (see agenda Item XXII)</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Background <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 48-50 and 102-106. - Prel. Doc. No 6A of June 2023, responses to Question 22, pp. 104-108. - Prel. Doc. No 7 of June 2023, responses to Questions 18-21, pp. 166-182. - GGP Child Abduction Convention: Part V – Mediation 2. Presentations by States and organisations <ul style="list-style-type: none"> - Argentina - Australia - Japan - Netherlands - Reunite <p>XII. International family relocation as relevant to the 1980 and 1996 Conventions (see agenda Item XXII)</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Background <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 170-176. - Prel. Doc. No 6A of June 2023, responses to Questions 33-35, pp. 141-147. - Prel. Doc. No 7 of June 2023, responses to Question 49, pp. 280-286. - Info. Doc. No 8. - Info. Doc. No 9.

¹⁷ [Prel. Doc. No 15 of August 2023](#) - Access / contact under the 1980 Child Abduction Convention and 1996 Convention Child Protection Convention.

¹⁸ [Prel. Doc. No 10 of July 2023](#) - Revised Request for Return Recommend Model Form and new Request for Access Recommended Model Form under the HCCH 1980 Child Abduction Convention & Explanatory Note.

¹⁹ [Prel. Doc. No 18 of August 2023](#) - Revised Country Profile for the 1980 Child Abduction Convention.

	<p>2. Presentation of the latest study by <i>Asociación Internacional de Juristas de Derecho de Familia</i> (AIJUDEFA)</p> <p><u>For discussion</u></p> <p>3. Interest of States for further work on the subject</p>
11.00 a.m.	Break
11.15 a.m.	<p>XIII. Evaluating and taking stock of the 1996 Convention</p> <p><u>For information</u></p> <ol style="list-style-type: none"> Status of the 1996 Convention since the Seventh Meeting of the Special Commission Reports of delegations on progress made towards accession to the 1996 Convention <ul style="list-style-type: none"> - Prel. Doc. No 6B of June 2023,²⁰ Question 1, p. 3. Presentation of key findings from the 2022 Questionnaire on the 1996 Convention <ul style="list-style-type: none"> - Prel. Doc. No 2 of October 2022,²¹ and Prel. Docs Nos 6A & 6B of June 2023. <p>XIV. Scope of application of the 1996 Convention</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> “Measures of protection” with a focus on Articles 31, 32(b) and 34 <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 142-145. - Prel. Doc. No 6A of June 2023, Question 4, comment from France, p. 35. <p>⇒ Work. Doc. No 11.</p>
1.00 p.m.	Lunch break
2.30 p.m.	<p>XV. Jurisdiction issues under the 1996 Convention</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> The rules on jurisdiction form a complete and closed system which applies as an integral whole to Contracting States <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 2, comment from Austria, p. 21. - Explanatory Report on the 1996 Convention,²² para. 84. - Practical Handbook on the 1996 Convention,²³ paras 3.12 and 12.5-12.7. <p>⇒ Work. Doc. No 12.</p> Change of habitual residence under Articles 5(2), 34 and 36 <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 2, comments from Austria, EU, Slovakia and United Kingdom, pp. 15, 18, 19, and 21. - Explanatory Report on the 1996 Convention, paras 41-43, 144-145 and 150. <p>⇒ Work. Doc. No 13.</p> Definition of “urgency” under Article 11 <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 10, comment from Germany, p. 58. - Explanatory Report on the 1996 Convention, paras 68-70. - Practical Handbook on the 1996 Convention, paras 6.2-6.5 and 13.7-13.8.

²⁰ [Prel. Doc. No 6B of June 2023](#) – Compilation of responses received to the October 2022 Questionnaire on the 1996 Child Protection Convention (responses from HCCH Members non-Contracting Parties).

²¹ [Prel. Doc. No 2 of October 2022](#) - Questionnaire on the Practical Operation of the 1996 Child Protection Convention. P. Lagarde, [Explanatory Report on the 1996 Child Protection Convention](#), The Hague, 1998.

²² [Practical Handbook on the Operation of the 1996 Child Protection Convention](#).

²³

	<p style="text-align: center;">⇒ Work. Doc. No 14.</p> <p>4. Coordination of jurisdiction issues and direct judicial communications (Arts 5-12 and 44)</p> <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 10, comment from Germany, p. 58. - Emerging Guidelines of the IHNJ and General Principles for DJC <p style="text-align: center;">⇒ Work. Doc. No 15.</p> <p>5. Transfer of jurisdiction under Articles 8 and 9</p> <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 8, comment from France, p. 48, and Question 9, comments from Australia, France, Latvia, Norway, and the United Kingdom, pp. 50-53. - Explanatory Report on the 1996 Convention, paras 53-60. - Practical Handbook on the 1996 Convention, paras 5.1-5.22. - Prel. Doc. No 17 of August 2023.²⁴ <p><u>For information</u></p> <p>6. The difference between jurisdiction rules under Article 6 and Article 11</p> <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 10, comment from Norway, p. 58. - Explanatory Report on the 1996 Convention, paras 44-45 and 68-69. - Practical Handbook on the 1996 Convention, paras 4.13-4.19, 6.2-6.5 and 13.58-13.60. - The Application of the 1996 Child Protection Convention to Unaccompanied and Separated Children, paras 24-26 and 32-36. <p>7. The difference between jurisdiction rules under Article 11 and Article 12</p> <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 10, comment from France, p. 58. - Explanatory Report on the 1996 Convention, paras 68-77. - Practical Handbook on the 1996 Convention, paras 6.2-6.5 and 7.1-7.7.
4.00 p.m.	Break
4.15 p.m.	<p>XVI. Applicable law under the 1996 Convention</p> <p><u>For discussion</u></p> <p>1. Determining parental responsibility and rights of custody under Article 16</p> <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 37, comment from Germany, p. 150-151. - Explanatory Report on the 1996 Convention, paras 98-108. - Practical Handbook on the 1996 Convention, paras 9.9-9.15. <p style="text-align: center;">⇒ Work. Doc. No 16.</p> <p>XVII. Recognition and enforcement of measures of protection under the 1996 Convention</p> <p><u>For discussion</u></p> <p>1. Recognition of measures by operation of law under Article 23(1)</p> <ul style="list-style-type: none"> - Explanatory Report on the 1996 Convention, paras 119-120. - Practical Handbook on the 1996 Convention, paras 10.1-10.3. <p style="text-align: center;">⇒ Work. Doc. No 17.</p> <p>2. Enforcement of measures in accordance with the law of the requested State to the extent provided by such law under Articles 26 and 28</p> <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 158-159.

²⁴ [Prel. Doc. No 17 of August 2023](#) - Transfer of jurisdiction under the 1996 Child Protection Convention (Arts 8 and 9).

	<ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 17, comment from Switzerland, p. 77. - Explanatory Report on the 1996 Convention, paras 132 and 134-135. - Practical Handbook on the 1996 Convention, paras 10.22-10.28. ⇒ Work. Doc. No 18. <p>3. Describing the grounds of jurisdiction and the measures of protection in the decision to facilitate its recognition and enforcement</p> <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Item 160. - Prel. Doc. No 6A of June 2023, Question 10, comment from Germany, p. 58, and Question 13, comment from Switzerland, p. 65. ⇒ Work. Doc. No 19.
6.00 p.m.	End of Day 3

Friday 13 October 2023	
Time	Item
9.30 a.m.	<p>XVIII. Cooperation and general provisions under the 1996 Convention</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> 1. Elements to consider as to where to establish a Central Authority under the 1996 Convention <ul style="list-style-type: none"> - Prel. Doc. No 6B of June 2023, Question 3, comment from Canada, p. 5. - Practical Handbook on the 1996 Convention, paras 11.1-11.37. - GGP Child Abduction Convention: Part I – Central Authority Practice, paras 2.3.2 and 2.3.3. ⇒ Work. Doc. No 20. 2. General duty to cooperate under Article 30 <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 146-153. - Explanatory Report on the 1996 Convention, para. 139. - Practical Handbook on the 1996 Convention, paras 11.10. ⇒ Work. Doc. No 21. 3. Consideration of the development of a certificate for Article 40 <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 156-157. - Prel. Doc. No 6A of June 2023, Question 48, comment from Switzerland, p. 177. - Info. Doc. No 10.
11.00 a.m.	Break
11.15 a.m.	<p>XIX. Placement or provision of care of the child in another Contracting State under the 1996 Convention Articles 3(e) and 33</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> 1. Background information for the discussion <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 144-145 and 154-155. - Prel. Doc. No 6A of June 2023, Question 1, comment from Spain, p. 12, Question 3, comment from the United Kingdom, responses to Questions 23-27, pp. 109-132, and Question 48, comment from Switzerland, p. 177. - Explanatory Report on the 1996 Convention, paras 23 and 143. - Practical Handbook on the 1996 Convention, paras 3.25-3.28, 11.13-11.17 and 13.31-13.42.

	<p>- Prel. Doc. No 20 of September 2023²⁵</p> <ol style="list-style-type: none"> 2. Scope of Articles 3(e) and 33 ⇒ Work. Doc. No 22. 3. Possible modifications to the draft Country Profile for the 1996 Child Protection Convention (see agenda Item XXI) 4. Possible future work
1.00 p.m.	Lunch break
2.30 p.m.	<p>XX. Unaccompanied and separated children and the application of the 1996 Convention</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Background <ul style="list-style-type: none"> - Prel. Doc. No 6A of June 2023, Question 1, comments from Norway and Slovakia, pp. 9-10, Question 3, comment from the Czech Republic, pp. 30-31, Question 5, comments from Belgium, Germany, and Latvia, pp. 38-40, and Question 43, comment from Switzerland, p. 167. - The Application of the 1996 Child Protection Convention to Unaccompanied and Separated Children - Info. Doc. No 11. - Info. Doc. No 12. - Info. Doc. No 13. 2. Presentations by States and organisations <ul style="list-style-type: none"> - Ukraine - France - UNHCR - Unicef - European Commission - Council of Europe [TBC] <p><u>For discussion</u></p> <ol style="list-style-type: none"> 3. Floor open for discussion
4.00 p.m.	Break
4.15 p.m.	<p>XXI. Tools to assist with the implementation of the 1996 Convention</p> <p><u>For discussion</u></p> <ol style="list-style-type: none"> 1. Draft Cooperation Request Recommended Model Form under the 1996 Convention <ul style="list-style-type: none"> - Prel. Doc. No 11 of July 2023.²⁶ 2. Draft Country Profile for the 1996 Convention <ul style="list-style-type: none"> - Prel. Doc. No 7 of June 2023, responses to Question 53(a), pp. 301-303. - Prel. Doc. No 9 of July 2023.²⁷
6.00 p.m.	End of Day 4

²⁵ [Prel. Doc. No 20 of September 2023](#) – Placement or provision of care of the child in another Contracting State under the 1996 Child Protection Convention (Art. 33).

²⁶ [Prel. Doc. No 11 of July 2023](#) - Draft Cooperation Request Recommended Model Form under the HCCH 1996 Child Protection Convention & Explanatory Note.

²⁷ [Prel. Doc. No 9 of July 2023](#) - Draft Country Profile for the 1996 Child Protection Convention.

Saturday 14 October 2023	
Time	Item
9.00 a.m.	Meeting of the IHNJ (venue TBD – Meeting in person only)
12.30 p.m.	Lunch of the IHNJ (venue TBD)
9.30 a.m. – 1.00 p.m.	Bilateral meetings of Central Authorities (Permanent Bureau)
2.30 p.m. – 6.00 p.m.	Bilateral meetings of Central Authorities (Permanent Bureau)

Monday 16 October 2023	
Time	Item
9.30 a.m.	<p>XXII. Benefits and use of the 1996 Convention in relation to the 1980 Convention</p> <p><u>For information</u></p> <ol style="list-style-type: none"> Key benefits and practical use <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 161-165 and 168. - Prel. Doc. No 7 of June 2023, responses to Question 41, pp. 253-259. - Practical Handbook on the 1996 Convention, paras 11.6, 12.4, 13.1-13.12 and 13.28-13.30. <p><u>For discussion</u></p> <ol style="list-style-type: none"> Habitual residence <ul style="list-style-type: none"> - 1980 Convention, Art. 16; 1996 Convention, Art. 7. Rights of custody (see agenda Items IX and XVI) <ul style="list-style-type: none"> - 1980 Convention, Arts 3 and 5; 1996 Convention, Art 3. Parental responsibility – Rules on applicable law (see agenda Items IX and XVI) <ul style="list-style-type: none"> - 1996 Convention, Arts 16-18. Access / contact (see agenda Item IX) <ul style="list-style-type: none"> - 1980 Convention, Art. 21; 1996 Convention, Arts 23 and 35. - General Principles and GGP – Transfrontier contact concerning children Mediation (see agenda Item XI) <ul style="list-style-type: none"> - 1980 Convention, Art. 7(c); 1996 Convention, Art. 31(b). - GGP Child Abduction Convention: Part V – Mediation Urgent measures of protection, including to facilitate safe return (see agenda Items VII and XV) <ul style="list-style-type: none"> - 1996 Convention, Art. 11. Recognition and enforcement of family agreements <ul style="list-style-type: none"> - 1996 Convention, Arts 23, 24 and 26. - Practitioners’ Tool: Cross-Border Recognition and Enforcement of Agreements Reached in the Course of Family Matters Involving Children Recognition and enforcement of measures of protection including in the case of return and relocation (see agenda Items XII and XVII) <ul style="list-style-type: none"> - 1996 Convention, Arts 23, 24 and 26. - Practical Handbook on the 1996 Convention, Chapter 10 Transfer of jurisdiction (see agenda Item XV)

	<p>- 1996 Convention, Arts 8-9.</p> <p>11. Central Authority pre- and post-return assistance (see agenda Item XVIII)</p> <p>- 1996 Convention, Arts 31(c), 32, 34 and 36.</p> <p>- Prel. Doc. No 1 of October 2022, Item 153.</p> <p>- Prel. Doc. No 6A of June 2023, Question 37, comment from Germany, pp. 150-151, and Question 38, comment from Norway, p. 154.</p> <p>- Prel. Doc. No 7 of June 2023, responses to Questions 41(d)-(e) and 42, pp. 257-262.</p>
11.00 a.m.	Break
11.15 a.m.	<p>XXIII. The International Hague Network of Judges (IHNJ)</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Development of the IHNJ since the Seventh Meeting of the Special Commission 2. Judicial meetings since the Seventh Meeting of the Special Commission <ul style="list-style-type: none"> - Global meeting of the IHNJ, Miami, Florida, USA, October 2018 - 2021 and 2023 online meetings of the IHNJ - Anglo-German meeting, Berlin, Germany, June 2023 3. Future judicial meetings <ul style="list-style-type: none"> - Brazil, May 2024. - Singapore, 2025. 4. Use of IT to support networking and communications <p><u>For discussion</u></p> <ol style="list-style-type: none"> 5. Meeting of the IHNJ during the Eighth Meeting of the Special Commission 6. Future projects / proposals for future work <p>XXIV. Central Authorities designated under the 1980 and 1996 Conventions</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Meeting of Central Authorities during the Eighth Meeting of the Special Commission <p><u>For discussion</u></p> <ol style="list-style-type: none"> 2. Future projects / proposals for future work
1.00 p.m.	Lunch break
2.30 p.m.	<p>XXV. The Malta Process – Update</p> <p><u>For information</u></p> <ol style="list-style-type: none"> 1. Malta V, 3rd quarter of 2024 (tentative) <ul style="list-style-type: none"> - Prel. Doc. No 1 of October 2022, Items 209-213. - Prel. Doc. No 7 of June 2023, responses to Question 61, pp. 348-349. 2. The Working Party on Mediation within the context of the Malta Process <p>XXVI. Permanent Bureau services</p> <p><u>For information</u></p>

	<ol style="list-style-type: none"> 1. Introduction to Permanent Bureau services 2. Meetings of the Special Commission to review the practical operation of the 1980 and 1996 Conventions - Prel. Doc. No 1 of October 2022, Items 134-137. 3. INCADAT - Prel. Doc. No 1 of October 2022, Items 121-128. - Prel. Doc. No 7 of June 2023, responses to Question 53(b), pp. 303-305. 4. The Judges' Newsletter on International Child Protection - Prel. Doc. No 1 of October 2022, Item 201. - Prel. Doc. No 7 of June 2023, responses to Question 53(c), pp. 305-306. 5. The specialised "Child Abduction Section" of the HCCH website (www.hcch.net) - Prel. Doc. No 7 of June 2023, responses to Question 53(d), pp. 306-308. 6. GGP, Practical Handbooks and Practitioners' Tool - Prel. Doc. No 1 of October 2022, Item 204. - Prel. Doc. No 7 of June 2023, responses to Questions 54-56, pp. 320-335. 7. e-Country Profiles project (EU action grant funded project) - Prel. Doc. No 11 of December 2022 - Development of e-Country Profiles for key HCCH Conventions - News and Events of 1st September 2023 8. Post-Convention assistance, including training and twinning arrangements under both the 1980 and 1996 Conventions - Prel. Doc. No 1 of October 2022, Items 166-167 and 202-203. - Prel. Doc. No 7 of June 2023, responses to Question 52, pp. 294-300, and Question 53(e), (g)-(i), pp. 308-311, and 313-319.
4.00 p.m.	Break
4.15 p.m.	XXVII. Other business
6.00 p.m.	End of Day 5

Tuesday 17 October 2023	
Time	Item
9.30 a.m.	XXVIII. Discussion and adoption of C&R
11.00 a.m.	Break
11.15 a.m.	XXVIII. Discussion and adoption of C&R(Cont.)
1.00 p.m.	End of the Special Commission