

Antarctic Treaty
Signed at Washington December 1, 1959
Measures (5) adopted at the Twenty-Eighth Antarctic Treaty Consultative Meeting: Stockholm, June 6-17, 2005
Effective Date: [Measure XXVIII-1 is not yet effective]^{1,2};
September 15, 2005 for Measures XXVIII-2 – XXVIII-5^{1,3}

Note: Approvals are marked with an “x”. Measures XXVIII-2 – XXVIII-5 became effective by tacit approval, while Measure XXVIII-1 requires express approval. Dates of approval are listed below.

<i>State (and year it attained Consultative Party status)</i>	1	2	3	4	5
Argentina (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		X	X	X	X
Australia (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 5/15/2014	X	X	X	X	X
Belgium (1961) Express approval of XXVIII-2 – XXVIII-5: 1/25/2008 Measure XXVIII-1 not yet approved		X	X	X	X
Brazil (1983) Express approval of XXVIII-2 – XXVIII-5: 5/25/2006 Measure XXVIII-1 not yet approved		X	X	X	X
Bulgaria (1998) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		X	X	X	X
Chile (1961) Express approval of XXVIII-2 – XXVIII-5: 6/5/2007 Measure XXVIII-1 not yet approved		X	X	X	X
China (1985) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		X	X	X	X
Czech Republic (2014) Express approval of XXVIII-2 – XXVIII-5: 4/23/2014		X	X	X	X
Ecuador (1990) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 5/11/2016	X	X	X	X	X
Finland (1989) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 12/14/2010	X	X	X	X	X
France (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 11/18/2021	X	X	X	X	X

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<i>State (and year it attained Consultative Party status)</i>	1	2	3	4	5
Germany (1981) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 9/15/2017	x	x	x	x	x
India (1983) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		x	x	x	x
Italy (1987) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 10/12/2011	x	x	x	x	x
Japan (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		x	x	x	x
Korea, Rep. of (1989) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		x	x	x	x
Netherlands (1990) Express approval of XXVIII-2 – XXVIII-5: 7/10/2008 ⁴ Express approval of XXVIII-1: 4/28/2014 ⁵ Express approval of XXVIII-1: 9/3/2014 ⁶	x	x	x	x	x
New Zealand (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 5/31/2013	x	x	x	x	x
Norway (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 5/24/2013	x	x	x	x	x
Peru (1989) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 7/10/2007	x	x	x	x	x
Poland (1977) Express approval of XXVIII-1 – XXVIII-5: 1/15/2009	x	x	x	x	x

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<i>State (and year it attained Consultative Party status)</i>	1	2	3	4	5
Russia (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 4/24/2013	x	x	x	x	x
South Africa (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 11/12/2013	x	x	x	x	x
Spain (1988) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 12/17/2008	x	x	x	x	x
Sweden (1988) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 6/8/2006	x	x	x	x	x
Ukraine (2004) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 6/14/2018	x	x	x	x	x
United Kingdom (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 4/18/2013	x	x	x	x	x
United States (1961) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Measure XXVIII-1 not yet approved		x	x	x	x
Uruguay (1985) Tacit approval of XXVIII-2 – XXVIII-5: 9/15/2005 Express approval of XXVIII-1: 8/23/2017	x	x	x	x	x

Notes

1. The date of the Government's approval is considered to be the date of that Government's notification of such approval to other Governments, unless stated otherwise therein. If the notification states that the Government had approved the Measure on an earlier date, that date is listed as the date of the Government's approval.
2. The Annex attached to Measure 1 becomes effective upon the date on which the Measure has been approved by all Consultative Parties entitled to attend the XXVIIIth Antarctic Treaty Consultative Meeting.

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3. Date on which the Management Plans annexed to Measures 2, 3 and 4 and the revised and updated List of Historic Sites and Monuments annexed to Measure 5 were deemed to have been approved in accordance with Article 6, paragraph 1 (for Measures 2-4) and Article 8, paragraph 2 (for Measure 5) of Annex V to the Protocol on Environmental Protection to the Antarctic Treaty.

Article 6, paragraph 1 of Annex V provides that “. . . Management Plans may be approved by the Antarctic Treaty Consultative Parties by a measure adopted at an Antarctic Treaty Consultative Meeting in accordance with Article IX(1) of the Antarctic Treaty. Unless the measure specifies otherwise, the Plan shall be deemed to have been approved 90 days after the close of the Antarctic Treaty Consultative Meeting at which it was adopted, unless one or more of the Consultative Parties notifies the Depositary, within that time period, that it wishes an extension of that period or is unable to approve the measure.” The Measures did not specify a different approval method.

Article 8, paragraph 2 of Annex V provides that “Any Party may propose a site or monument of recognized historic value . . . for listing as a Historic Site or Monument. The proposal for listing may be approved by the Antarctic Treaty Consultative Parties by a measure adopted at an Antarctic Treaty Consultative Meeting in accordance with Article IX(1) of the Antarctic Treaty. Unless the measure specifies otherwise, the proposal shall be deemed to have been approved 90 days after the close of the Antarctic Treaty Consultative Meeting at which it was adopted, unless one or more of the Consultative Parties notifies the Depositary, within that time period, that it wishes an extension of that period or is unable to approve the measure.” The Measure did not specify a different approval method.

4. For the Kingdom in Europe, the Netherlands Antilles and Aruba.

The Royal Netherlands Embassy in Washington transmitted to the Department of State a diplomatic note, dated October 6, 2010, which reads in pertinent part as follows:

“The Kingdom of the Netherlands currently consists of three parts: the Netherlands, the Netherlands Antilles and Aruba. The Netherlands Antilles consists of the islands of Curaçao, Sint Maarten, Bonaire, Sint Eustatius and Saba.

“With effect from 10 October 2010, the Netherlands Antilles will cease to exist as a part of the Kingdom of the Netherlands. From that date onwards, the Kingdom will consist of four parts: the Netherlands, Aruba, Curaçao and Sint Maarten. Curaçao and Sint Maarten will enjoy internal self-government within the Kingdom, as Aruba and, up to 10 October 2010, the Netherlands Antilles do.

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“These changes constitute a modification of the internal constitutional relations within the Kingdom of the Netherlands. The Kingdom of the Netherlands will accordingly remain the subject of international law with which agreements are concluded. The modification of the structure of the Kingdom will therefore not affect the validity of the international agreements ratified by the Kingdom for the Netherlands Antilles; these agreements will continue to apply to Curaçao and Sint Maarten.

“The other islands that have until now formed part of the Netherlands Antilles – Bonaire, Sint Eustatius and Saba – will become part of the Netherlands, thus constituting ‘the Caribbean part of the Netherlands’. The agreements that now apply to the Netherlands Antilles will also continue to apply to these islands; however, the Government of the Netherlands will now be responsible for implementing these agreements.”

5. For the European part of the Netherlands.
6. For the Caribbean part of the Netherlands (the islands of Bonaire, Sint Eustatius and Saba).

Department of State,
Washington, December 17, 2021.