

No. 55979*

**Netherlands (for the European part of the Netherlands)
and
Australia**

Treaty between the Kingdom of the Netherlands and Australia on the ongoing presence of Australian personnel in the Netherlands for the purpose of responding to the downing of Malaysia Airlines Flight MH17. The Hague, 18 December 2018

Entry into force: *28 June 2019 by notification, in accordance with article 14*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *Netherlands, 10 October 2019*

**No UNTS volume number has yet been determined for this record. The Text(s) reproduced below, if attached, are the authentic texts of the agreement /action attachment as submitted for registration and publication to the Secretariat. For ease of reference they were sequentially paginated. Translations, if attached, are not final and are provided for information only.*

**Pays-Bas (pour la partie européenne des Pays-Bas)
et
Australie**

Traité entre le Royaume des Pays-Bas et l'Australie sur la présence continue de personnel australien aux Pays-Bas en vue de répondre à la chute du vol MH17 de Malaysia Airlines. La Haye, 18 décembre 2018

Entrée en vigueur : *28 juin 2019 par notification, conformément à l'article 14*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *Pays-Bas,
10 octobre 2019*

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Treaty between the Kingdom of the Netherlands and Australia on the Ongoing Presence of Australian Personnel in the Netherlands for the Purpose of Responding to the Downing of Malaysia Airlines Flight MH17

The Kingdom of the Netherlands

and

Australia (hereinafter: “the Parties”)

Noting the *Agreement between the Kingdom of the Netherlands and Ukraine on the International Mission for Protection of investigation*, signed on 28 July 2014;

Noting the Joint Investigation Team (JIT) conducting the criminal investigation into the downing of MH17 pursuant to the JIT Agreement comprises the investigative authorities of Australia, Belgium, Malaysia, the Netherlands and Ukraine;

Noting the decision of the States participating in the JIT to support the criminal prosecution and trial of those responsible for the downing of MH17 in the national jurisdiction of the Netherlands;

Noting the *Memorandum of Understanding between the Government of Australia, the Government of the Kingdom of Belgium, the Government of Malaysia, the Government of the Netherlands and the Government of Ukraine regarding political support for prosecuting the perpetrators of the downing of flight MH17 on 17 July 2014*, signed on 21 September 2017;

Have agreed as follows:

Article 1

Definitions

For the purpose of this Treaty:

- a. “the Activity” means: the activities referred to in Article 2;
- b. “AFP” means: Australian Federal Police;
- c. “Australian Personnel” means: Australian Government officials, including Australian Federal Police and Department of Foreign Affairs and Trade officials and other civilian officials;
- d. “VCDR” means: the Vienna Convention on Diplomatic Relations, done at Vienna on 18 April 1961.