

Draft Agreement Between Cambodia and Thailand on ICJ Order 22/7/2011

Written by Administrator
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AGREEMENT
BETWEEN
THE KINGDOM OF CAMBODIA AND THE KINGDOM OF THAILAND
ON
COMPLIANCE WITH THE ORDER OF 16 JULY 2011
OF THE INTERNATIONAL COURT OF JUSTICE

In compliance with Paragraph 4 of Order 22/7/2011 (Case No. 1) (hereinafter the "Order") of the International Court of Justice (hereinafter the "ICJ"), the Royal Government of Cambodia and the Government of the Kingdom of Thailand (hereinafter referred to as the "Parties") have, in accordance with the Charter of the Association of Southeast Asian Nations (hereinafter the "ASEAN"), entered into the following:

1. With a view to implementing the immediate withdrawal of all military personnel from the Preah Vihear area, the Parties, in accordance with Paragraph 4 of the Order, and in cooperation with the Indonesian Observer Team, shall inform the Secretary-General of the United Nations and the President of the ICJ of the date of the withdrawal of their military personnel and their positions, as of 16 July 2011, within the PDC.

2. With a view to ensure Cambodia's free access to the Temple of Preah Vihear and to ensure normal administration within the PDC, each Party, in cooperation with Indonesia, shall agree to the Commission's terms of reference and procedures, as of 16 July 2011, within the PDC.

3. After the entry into force of this Agreement, both Parties support the speedy settlement of the Preah Vihear dispute, as provided in Paragraph 10 of the Order, and in accordance with Paragraph 10 of the Order by the Secretary-General of the ICJ, as of 16 July 2011.

4. Once the Indonesian Observer Team is in place, the Parties shall cooperate with the Indonesian Observer Team to determine the status of Preah Vihear, as of 16 July 2011, in accordance with the provisions specified in Paragraph 4 of the Order.

5. Both Parties, in cooperation with the Indonesian Observer, shall draw up a report on the immediate withdrawal of all force equipped personnel from the PDC.

6. In accordance with Paragraph 4 of the Order, the Agreement shall not prejudice the status of the ICJ and the ICJ shall continue to exercise its functions and ensure security and order in the border.

7. The settlement of this dispute, negotiation and peaceful relations between the Indonesian Observer Team and representatives of Cambodia and Thailand in following the terms of the Indonesian Observer Team shall be subject to a separate agreement to be signed between Cambodia, Thailand and Indonesia, in accordance with Paragraph 10 of the Order of the ICJ.

This Agreement will come into effect on the date of signature.

Signed at on this day of 2011.

For the Kingdom of Cambodia: _____ For the Kingdom of Thailand: _____

Witnessed by
Indonesia as Chair of ASEAN