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**RESERVATIONS TO TREATIES**

**Text of draft guidelines 2.6.5, 2.6.11, 2.6.12 and 2.8 provisionally adopted  
by the Drafting Committee on 5 June 2008**

**2.6.5 Author**

An objection to a reservation may be formulated by:

- (i) Any contracting State and any contracting international organization; and
- (ii) Any State and any international organization that is entitled to become a party to the treaty in which case such a declaration does not produce any legal effect until the State or the international organization has expressed its consent to be bound by the treaty.

**2.6.11 Non-requirement of confirmation of an objection made prior to formal  
confirmation of a reservation**

An objection to a reservation made by a State or an international organization prior to confirmation of the reservation in accordance with draft guideline 2.2.1 does not itself require confirmation.

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\* Reissued for technical reasons.

**2.6.12 Requirement of confirmation of an objection made prior to the expression of consent to be bound by a treaty**

An objection formulated prior to the expression of consent to be bound by the treaty, does not need to be formally confirmed by the objecting State or international organization at the time it expresses its consent to be bound if that State or that organization had signed the treaty when it had formulated the objection; it must be confirmed if the State or the international organization had not signed the treaty.

**2.8 Form of acceptances of reservations**

The acceptance of a reservation may arise from a unilateral statement in this respect or silence kept by a contracting State or contracting international organization within the periods specified in guideline 2.6.13.

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