

No. 26995

MULTILATERAL

Convention on the law applicable to surnames and given names. Concluded at Munich on 5 September 1980

Authentic text: French.

Registered by Switzerland on 1 January 1990.

MULTILATÉRAL

Convention sur la loi applicable aux noms et prénoms. Conclue à Munich le 5 septembre 1980

Texte authentique : français.

Enregistrée par la Suisse le 1^{er} janvier 1990.

[TRANSLATION — TRADUCTION]

CONVENTION¹ ON THE LAW APPLICABLE TO SURNAMES AND GIVEN NAMES

The States signatory to this Convention, members of the International Commission on Civil Status, wishing to promote the unification of the law concerning surnames and given names through common regulations in private international law, have agreed on the following provisions :

Article 1

1. An individual's surnames and given names shall be determined according to the law of the State of which he is a national. To this end alone, the circumstances governing surnames and given names shall be defined according to the law of that State.

2. In cases involving a change of nationality, the law of the State of the new nationality shall apply.

Article 2

The law designated by this Convention shall apply even in the case of a non-contracting State.

Article 3

All birth certificates must indicate the child's surnames and given names.

Article 4

The implementation of the law designated by this Convention may not be disallowed unless it is manifestly incompatible with public policy.

Article 5

1. If the registrar drawing up a certificate is unable to ascertain the applicable law to determine the surnames and given names of the person concerned, he shall apply the internal law of his country and shall so inform the authority to which he is responsible.

2. Certificates thus drawn up may be corrected by means of a procedure which each State undertakes to institute free of charge.

¹ Came into force on 1 January 1990, i.e., the first day of the third month following the month of deposit of the third instrument of ratification, acceptance, approval or accession with the Government of Switzerland, in accordance with article 8 (1):

<i>State</i>	<i>Date of deposit of the instrument of ratification or acceptance (A)</i>
Italy	24 April 1985
Spain	12 August 1985
Netherlands	10 October 1989 A
(For the Kingdom in Europe.)	