

**AN ENQUIRY ADDRESSED TO EACH MEMBER STATE CONCERNING
IMMUNITY FROM SEIZURE FOR CULTURAL OBJECTS ON TEMPORARY LOAN**

1. Do you have an *immunity from seizure* law in your country either for cultural objects¹ on loan or for other goods?
Yes
No
2. If **YES**, please attach a copy of the legislation and a translation into English (or please supply this later) and **go to question 5 below**
3. If **NO**, please answer the following questions:
 - a. Do you intend to introduce such legislation?
 - i. If so what is the timetable for this?
 - b. What obstacles have prevented the introduction of immunity legislation before now? Are these
 - i. legal,
 - ii. political
 - iii. economic
 - iv. other reasons?
4. If you do NOT INTEND TO INTRODUCE immunity legislation, please explain why not?
5. Who is in charge of immunity from seizure issues in your country and in which Ministry?
6. Have you had any problems with any countries (EU or others) lending cultural objects since you introduced immunity legislation?
7. Can you describe the effect that introducing this has had, for example on the prevention of illicit trafficking in cultural goods or the exhibition of “tainted” material?

.../...

¹ In any type of museum

8. Does your country, on the basis of (customary) international law, treat cultural property belonging to foreign States as goods intended for public use, and as meaning that those goods are considered to be non-commercial?"
9. Do you issue any "letters of comfort"? If YES, please attach a sample copy.
10. Do you intend to ratify the 2004 UN Convention on Jurisdictional Immunities of States and Their Property?

NAME.....

SIGNATURE.....

POSITION.....

EMAIL ADDRESS.....

PLEASE RETURN THIS QUESTIONNAIRE BY EMAIL TO Jose-Manuel.AMARAL-LOPES@ec.europa.eu

[Prof. dr Dorota Folga Januszewska: d.folgajanuszewska@uksw.edu.pl and Prof. Gunter Schauerte, g.schauerte@smb.spk-berlin.de

And send copies to Hillary Bauer@xxxx; Rosanna Binacchi xxxx