

TRACTATENBLAD

VAN HET

KONINKRIJK DER NEDERLANDEN

JAARGANG 2019 Nr. 47

A. TITEL

*Overeenkomst tussen het Koninkrijk der Nederlanden en de Republiek Polen inzake de bevordering en wederzijdse bescherming van investeringen;
Warschau, 7 september 1992*

Voor een overzicht van de verdragsgegevens, zie verdragsnummer 005083 in de Verdragenbank.

B. TEKST

De Republiek Polen heeft middels onderstaande nota van 14 februari 2019 een verklaring inzake de beëindiging van de Overeenkomst (*Trb.* 2019, 16) afgelegd. De Engelse tekst luidt als volgt:

DPT.2701.12.2018/9

The Ministry of Foreign Affairs of the Republic of Poland presents its compliments to the Embassy of the Kingdom of the Netherlands in Warsaw and with reference to the note no. MINBUZA-2019.73190 of 30 January 2019 from the Ministry of Foreign Affairs of the Kingdom of the Netherlands has the honor to inform that in opinion of the Republic of Poland the judgment of the Court of Justice of 6 March 2018 in Case C-284/16 Achmea applies also to Overseas Countries and Territories of the Kingdom of the Netherlands. Thus, it is the view of the Republic of Poland that an arbitration clause contained in Article 8 of the Agreement between the Republic of Poland and the Kingdom of the Netherlands on encouragement and reciprocal protection of investments, done at Warsaw on 7 September 1992 does not produce effects including as regards provisions that provide for extended protection of investments provided by Article 13 paragraph 3 of aforementioned Agreement in relation to the European part as well as to the Caribbean parts of the Kingdom of the Netherlands.

The Ministry of Foreign Affairs of the Republic of Poland avails itself of this opportunity to renew the Embassy of the Kingdom of the Netherlands in Warsaw the assurances of its high consideration.

Warsaw, 14 February 2019

*Embassy of the Kingdom of the Netherlands
in Warsaw*

Uitgegeven de *twintigste* maart 2019.

De Minister van Buitenlandse Zaken,

S.A. BLOK