

APPLICABILITY OF THE VIENNA CONVENTION RESERVATIONS REGIME TO HUMAN RIGHTS TREATIES

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Abstract. *International law is facing global unremitting challenges, which are constantly increasing in both scope and content, especially in the context of rising security problems. Universal values: human rights and freedoms are first to be undermined. In such circumstances, states resort to different ways of "relieve" themselves from the imposed obligations by imposing reservations. However, the reservations regime established by the Vienna Convention on the Law of Treaties (1969) is pretty clear. The problems arise in the course of its interpretation and enforcement. The debate on applicability of the reservations regime in the field of human rights treaties has not been exhausted yet. This paper is aimed at examining these challenges in an attempt to find answers to these global issues by analyzing the theoretical approaches to the problem and practice of eminent institutions in the area.*

Key words: *international law, approach, normative agreement, international institutions.*

1. INTRODUCTION

The Vienna Convention on the Law of Treaties (1969) allows the possibility for alteration of the actions of the international agreements in regards to the reservations. The only envisaged limitations by the convention in regard to the reservations are those that are forbidden by the agreement itself, or when it allows only certain type of reservations and limitations regarding the third states: the reservations cannot be contrary to the subject and aim of the agreement. Whether one reservations is compatible or not with the subject and aim of the agreement is determined by the state itself. Raising an objection to the reservations imposed by one state does not mean that the state which imposed the reservations cannot be part of the agreement, but the state opposing the reservations can request the reciprocated approach to the specific reservations in regard to the state that imposed the reservations, or

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