

**AGREEMENT
TO ENABLE
THE ENTRY INTO FORCE
OF THE
REVISED TREATY OF CHAGUARAMAS
ESTABLISHING THE
CARIBBEAN COMMUNITY
INCLUDING THE CARICOM
SINGLE MARKET AND ECONOMY**

**AGREEMENT TO ENABLE THE ENTRY INTO FORCE OF THE REVISED
TREATY OF CHAGUARAMAS ESTABLISHING THE CARIBBEAN
COMMUNITY INCLUDING THE CARICOM SINGLE MARKET AND ECONOMY**

THE NEGOTIATING STATES TO THE REVISED TREATY OF
CHAGUARAMAS:

RECALLING the Treaty establishing the Caribbean Community signed at Chaguaramas on 4 July 1973 and revised by Protocols I to IX thereto, which is to be succeeded by the Revised Treaty of Chaguaramas Establishing the Caribbean Community Including the CARICOM Single Market and Economy signed at Nassau, The Bahamas, 5 July 2001 (the "Revised Treaty");

AWARE that the Revised Treaty is being provisionally applied by virtue of the Protocol on the Provisional Application of the Revised Treaty adopted on 4 February 2002 at Belize City, Belize, and accepted on that day by twelve Member States of the Community;

MINDFUL of the imperative necessity that the Revised Treaty enter into force for the definitive operation of the CARICOM Single Market and Economy prior to 1 January 2006;

MINDFUL ALSO that entry into force of the Revised Treaty is quintessential for securing the proper functioning of Community Institutions including the Caribbean Court of Justice;

BEARING IN MIND that for membership of the Community to expand the Revised Treaty must enter into force;

RECOGNISING that in accordance with the Protocol on the Revision of the Treaty of Chaguaramas signed on 4 February 2002 in Belize by twelve Member States of the Community, the 1973 Treaty shall be succeeded by the Revised Treaty when the latter enters into force definitively;

AWARE that Article 234 of the Revised Treaty provides that it shall enter into force on the deposit of the last Instrument of Ratification by the States mentioned in paragraph 1 of Article 3;

COGNISANT that paragraph 1 of Article 3 of the Revised Treaty lists fourteen Member States of the Community;

CONSCIOUS that Article 233 requires that any amendment to the Revised Treaty be subject to ratification by signatory States in accordance with their respective constitutional procedures;

AWARE ALSO that paragraph 1 of Article 236 of the Revised Treaty provides that it may be amended by the unanimous decision of the Parties;

COGNISANT ALSO that paragraph 2 of Article 236 provides that any such amendment shall enter into force one month after the date on which the last Instrument of Ratification is deposited with the Secretariat;

RESOLVED to amend the Revised Treaty to provide for its entry into force on the deposit of 12 Instruments of Ratification;

DETERMINED to secure the entry into force of the Revised Treaty by 1 January 2006;

HEREBY AGREE as follows :

Article I

Amendment of Article 234 of the Revised Treaty

Article 234 of the Revised Treaty shall be amended to read as follows-

“This Treaty shall enter into force on 1 January 2006 if Instruments of Ratification have been previously deposited by any twelve of the States mentioned in paragraph 1 of Article 3 and if not, then on such later date on which the twelfth such instrument has been deposited.”

Article II

Application to the Protocol to the Revised Treaty regarding the Original Jurisdiction of the Caribbean Court of Justice

Notwithstanding Article 236 of the Revised Treaty, the provisions of Article 234 of the Revised Treaty as amended by this Agreement shall apply, *mutatis mutandis*, to the Protocol to the Revised Treaty of Chaguaramas Establishing the Caribbean Community including the CARICOM Single Market and Economy regarding the Relationship between the Provisions on the Original Jurisdiction of the Caribbean Court of Justice and the Constitutions of States Parties.

Article III

Relationship Between this Agreement and the Revised Treaty

This Agreement forms an integral part of and shall be read as one with the Revised Treaty.

Article IV

Entry Into Force

Notwithstanding the provisions of Articles 233 and 236 of the Revised Treaty this Agreement shall enter into force upon signature of the fourteen Negotiating States to the Revised Treaty.

IN WITNESS WHEREOF, the Heads of Government have appended their signatures to this Agreement.

DONE at

this

day of

Signed by

for the Government of Antigua and Barbuda on

31st day of DECEMBER, 2005

Signed by

for the Government of The Bahamas on

9th day of February '06

Signed by

for the Government of Barbados on

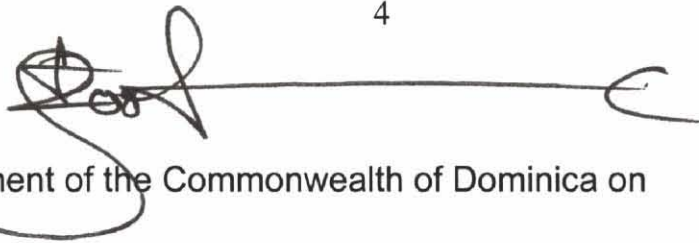
22nd day of December, 2005

Signed by

for the Government of Belize on

2nd day of December 2005

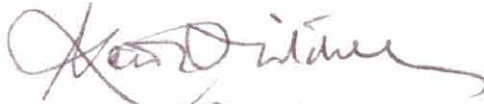
Signed by



for the Government of the Commonwealth of Dominica on

20thday of January
2006

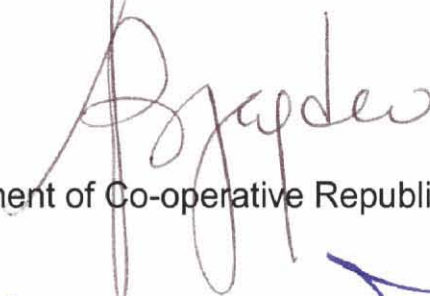
Signed by



for the Government of Grenada on

23rdday of December, 2005

Signed by



for the Government of Co-operative Republic of Guyana on

25thday of December
2005.

Signed by



for the Government of Jamaica on

30th

day of

December, 2005.

Signed by



for the Government of Montserrat on

29th

day of

January 2006

Signed by



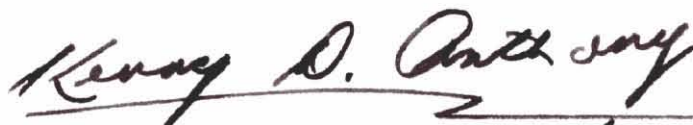
for the Government of St. Kitts and Nevis on

30th

day of

JANUARY 2006.

Signed by



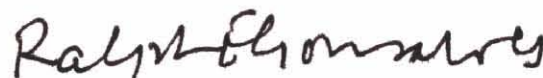
for the Government of Saint Lucia on

29th

day of

December, 2005.

Signed by



for the Government of St. Vincent and the Grenadines on

28th

day of

January,

2005

Signed by



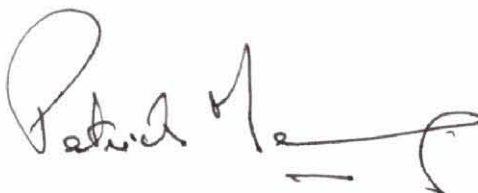
for the Government of The Republic of Suriname on

21st

day of

December 2005

Signed by



for the Government of The Republic of Trinidad and Tobago on

22nd

day of

December 2005