

INSTRUMENT OF ACCESSION BY NEW ZEALAND

WHEREAS the *Convention on International Interests in Mobile Equipment* (hereinafter referred to as "the Convention") was concluded in Cape Town on 16 November 2001;

AND WHEREAS Article 47(3) of the Convention specifies that any State which does not sign the Convention may accede to it at any time;

NOW THEREFORE, New Zealand, having considered the Convention, **HEREBY ACCEDES** to it, and undertakes faithfully to abide by all the provisions contained therein;

AND DECLARES, in accordance with Article 39(1)(a), that all categories of non-consensual right or interest, which under New Zealand law have and will in the future have priority over an interest in an object equivalent to that of the holder of a registered international interest shall have priority over a registered international interest, whether in or outside insolvency proceedings;

AND DECLARES, in accordance with Article 52, that, consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the United Nations, this accession shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depositary on the basis of appropriate consultation with that territory;

AND DECLARES, in accordance with Article 53, that the following courts are the relevant courts for the purposes of Article 1 and Chapter XII of the Convention:

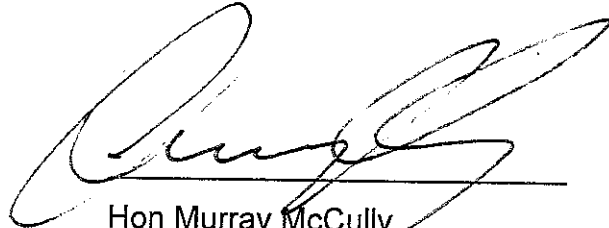
the High Court, with right of appeal to the Court of Appeal and to the Supreme Court with the leave of that Court;

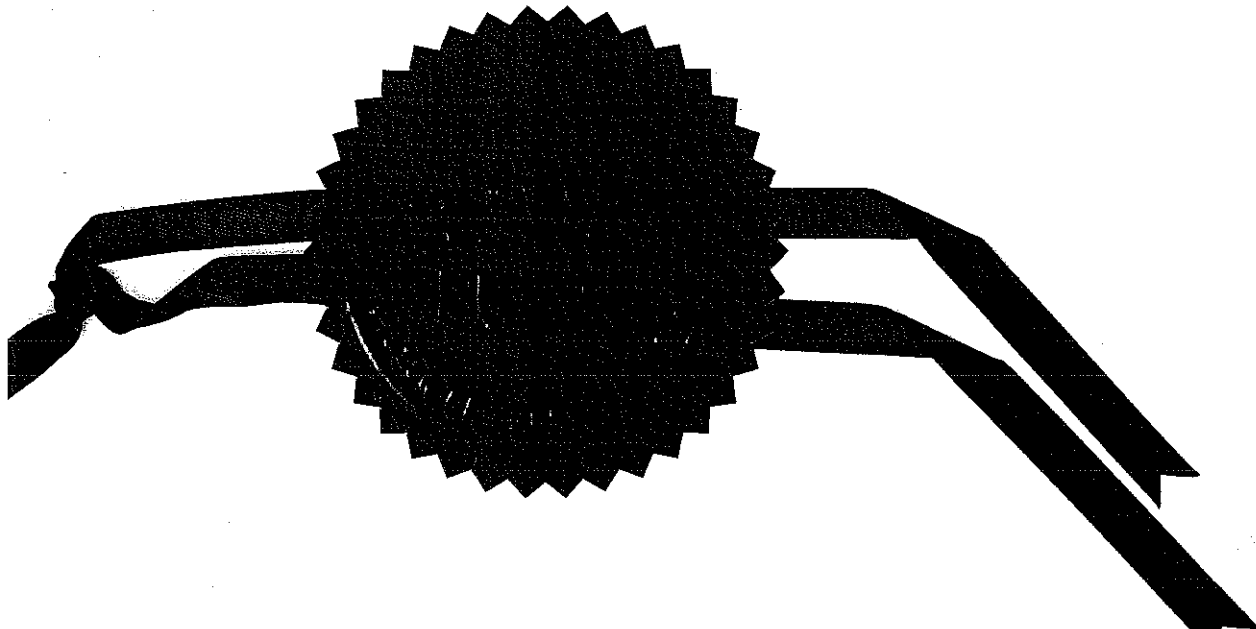
AND DECLARES, in accordance with Article 54(2), that all remedies available to the creditor under the Convention which are not expressed under the relevant provision thereof to require application to the court may be exercised without leave of the court;

AND DECLARES, in accordance with Article 55, that it will not apply any of the provisions of Article 13 or Article 43.

IN WITNESS THEREOF, I have signed this Instrument of Accession and affixed hereunto the Seal of the Minister of Foreign Affairs of New Zealand.

DONE at Wellington this 15th day of July 2010.


Hon Murray McCully
Minister of Foreign Affairs



INSTRUMENT OF ACCESSION BY NEW ZEALAND

WHEREAS the *Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Aircraft Equipment* (hereinafter referred to as "the Aircraft Protocol") was concluded in Cape Town on 16 November 2001;

AND WHEREAS Article XXVI(3) of the Aircraft Protocol specifies that any State which does not sign the Aircraft Protocol may accede to it at any time;

NOW THEREFORE, New Zealand, having considered the Aircraft Protocol, **HEREBY ACCEDES** to it, and undertakes faithfully to abide by all the provisions contained therein;

AND DECLARES, under Article XXX(1), that it will apply Article VIII;

AND DECLARES, under Article XXX(3), that it will apply Article XI, Alternative A in its entirety to all types of insolvency proceedings and that the waiting period for the purposes of Article XI(3) of that Alternative shall be sixty (60) calendar days;

AND DECLARES, under Article XXX(1), that it will apply Article XII;

AND DECLARES, under Article XXX(1), that it will apply Article XIII;

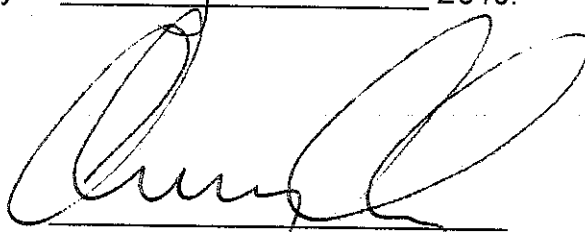
AND DECLARES, under Article XXX(5), that it will not apply Article XXI, wholly or in part;

AND DECLARES, under Article XXIX, that, consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the United Nations, this accession

shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depository on the basis of appropriate consultation with that territory.

IN WITNESS THEREOF, I have signed this Instrument of Accession and affixed hereunto the Seal of the Minister of Foreign Affairs of New Zealand.

DONE at Wellington this 15th day of July 2010.



Hon Murray McCully
Minister of Foreign Affairs

