



MEMORANDUM OF UNDERSTANDING BETWEEN THE ASSOCIATION OF ASIAN CONSTITUTIONAL COURTS AND EQUIVALENT INSTITUTIONS AND THE CONFERENCIA IBEROAMERICANA DE JUSTICIA CONSTITUCIONAL ON JUDICIAL COOPERATION ACTIVITIES

The Association of Asian Constitutional Courts and Equivalent Institutions and the Conferencia Iberoamericana de Justicia Constitucional, hereinafter referred to singularly as “the Party” and collectively as “the Parties”,

Considering the necessity of advancing legal and judicial co-operation between the two organizations through the exchange of experience and information on the constitutional cases and jurisprudence,

Recognizing the significance of providing an adequate legal framework for deepening institutional cooperation,

Convinced that initiating and expanding such cooperation would serve common interest and carry mutually benefits for the protection of human rights, the strengthening democracy and promotion of the rule of law,

Have agreed as follows:

Article 1 OBJECTIVE

1. The purpose of this Memorandum of Understanding is to provide a framework for cooperation in the field of constitutional law, democracy, rule of law, and human rights between the Parties.
2. The Parties, subject to the terms of this Memorandum of Understanding, will endeavor to strengthen, promote, and develop judicial co-operation between the Parties on the basis of reciprocity and mutual benefit.

Article 6
CONSULTATION

The Parties will consult, at times mutually decided upon by the Parties, through their representatives, concerning the interpretation or application of this Memorandum of Understanding either generally or in relation to a particular matter.

Article 7
AMENDMENT AND SETTLEMENT OF DISPUTES

1. Either Party may request in writing a revision, modification or amendment of all or any part of this Memorandum of Understanding.
2. Any revision, modification or amendment agreed to by the Parties will be reduced into writing and will form part of this Memorandum of Understanding.
3. Such revision, modification or amendment will enter into effect on such date as may be determined by the Parties.
4. Any revision, modification or amendment will not prejudice the benefits and commitments arising from or based on this Memorandum of Understanding before or up to the date of such revision, modification, or amendment.
5. The Parties will resolve any dispute arising from the interpretation of this MoU through negotiations and consultation between the Parties.

Article 8
EFFECT OF MEMORANDUM

This Memorandum of Understanding serves only as a record of the Parties' intentions and does not constitute or create obligations under domestic or international law and will not give rise to any legal process and will not be deemed to constitute or create any legally binding or enforceable obligations, express or implied.

Article 9
ENTRY INTO EFFECT, DURATION AND TERMINATION

1. This Memorandum of Understanding will enter into effect on the date of signing and will remain in effect for a period of five years. This Memorandum is automatically renewed for the next five years if none of the Parties declares in writing their intention to terminate it.

Article 2
AREAS OF COOPERATION

Each Party shall endeavor to encourage and promote cooperation in the following areas:

- a. Exchange of information, experience, published research papers, journals, decisions, and other materials of a legal nature in the field of constitutional justice among the members of the Parties.
- b. Organizing joint conferences, seminars, projects, and/or other events on pressing issues of constitutional justice of mutual interest.
- c. Conducting fundamental research on the methods of constitutional review, guarantees of human rights and freedoms and the establishment of democratic values.
- d. Building institutional capacity through mutual visits, professional courses, trainings, internships; and
- e. Any other areas of cooperation as mutually agreed by the Parties in accordance with the Objective of this Memorandum of Understanding as stipulated in Paragraph 1.

Article 3
FORMS OF COMMUNICATION

1. In order to determine the strategic directions of understanding, the Parties will meet as and when necessary, and delegations may include representatives of their members.
2. Communication between the Parties under this Memorandum of Understanding is assigned to the Secretariats of the Parties.
3. Each Party may designate one or more employees as their liaison officers to conduct current affairs and conduct correspondence.

Article 4
WORKING LANGUAGE

The working language of the Memorandum of Understanding will be English, including administrative and all related documents unless Parties have agreed otherwise.

Article 5
FINANCIAL ARRANGEMENTS

The financial arrangements to cover expenses for the cooperation activities, projects or programs undertaken within the framework of this Memorandum of Understanding will be mutually decided upon by the respective Parties on a case-by-case basis subject to the availability of funds.

2. Notwithstanding anything in this Memorandum of Understanding, either Party may terminate this Memorandum of Understanding by notifying the other Party of its intention to terminate this Memorandum of Understanding by a notice in writing at least six (6) months prior to the intended date of termination.
3. The termination of this Memorandum of Understanding will not prevent the completion of the co-operation activities that might have been formalized prior to the date of the termination of this Memorandum of Understanding, unless otherwise decided.

The foregoing represents the understanding reached between the Association of Asian Constitutional Courts and Equivalent Institutions and the Conferencia Iberoamericana de Justicia Constitucional upon the matters referred to therein.


Signed in Bangkok on 19 September 2024 in two original copies, each in English and Spanish, both copies are authentic and have equal power. In the event of a difference of interpretation, the English text shall prevail.

For the Association
of Asian Constitutional Courts and
Equivalent Institutions



Nakharin Mektrairat

For the Conferencia Iberoamericana de
Justicia Constitucional



Enrique Arnaldo Alcubilla