



Unión Internacional del Notariado  
Union Internationale du Notariat  
International Union of Notaries

## **CONTRIBUTION AGREEMENT**

**between**

**THE INTERNATIONAL UNION OF NOTARIAT**

**and**

**THE INTERNATIONAL ASSOCIATION OF JUDGES**

**with the aim of meeting the objectives of good administration of justice and  
decongestion of the courts**

*Within the framework of the Cooperation Agreement signed between the International Association of Judges and the International Union of Notaries, on September 29<sup>th</sup>, 1994*

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**Considering** that the International Association of Judges (IAJ) and the International Union of Notaries (UINL) signed a Memorandum of Understanding, in Genoa, Italy, on September 29<sup>th</sup>, 1994;

**Considering** that under this agreement, the IAJ and the UINL:

-are interested in "promoting the rule of law, ensuring its maintenance in the various countries where they have members as well as, generally speaking, in working to safeguard human rights and peace in the world";

-pursue "the goal of a healthy and correct administration of justice" and aim "to reduce the costs of this administration and make it accessible to all citizens";

-agreed to "promote the exchange, on a regular and continuous basis, of information on their own activities as well as on subjects of common interest, as well as whenever they recognize the opportunity, of documents relating to their seminars, symposia or congresses", and "meet periodically to discuss subjects of common interest and to organize, on the occasion of seminars, symposia or congresses, round tables on different themes relating to the objectives aforementioned common areas, as well as to ensure the proper functioning of this cooperation agreement";

**Considering** the current desire of States to unclog the courts, prevent and reduce their excessive workload, and speed up procedures;

**Considering** the nature of certain non-contentious matters, which may allow a transfer of competences to another public authority, such as the notary;

**Considering** the status of the notary, legal professional, but also public officer, appointed by the State, conferring authenticity to legal acts and contracts contained in the documents he/she draws up, holder of public authority, exercising his/her function in an impartial and independent way, ensuring the legal certainty of his/her deeds, and participating in the good administration of justice and the maintenance of social peace;

**Noting** the proximity of the professions of notary and judge (by their status, their training, their ethics, their discipline, etc.), recognised also by the European Court of Human Rights, which qualified the notary as “out-of-court magistrate” in *Ana Ionita v/ Roumanie* (21<sup>st</sup> March, 2017);

**Working** to improve public service, the good administration of justice and the maintenance of social peace;

The **International Union of Notaries**, represented by its President, Lionel Gallize,  
and the **International Association of Judges**, represented by its Secretary-General, Giacomo Oberto,

**AGREE AS FOLLOWS:**

- To continue the exchange of information on their activities and reflections relating to the subject of dejudiciarisation, understood as the movement aiming to relieve the courts of a series of non-contentious tasks, and to make the administration of justice more efficient;
- To work together to develop recommendations for public authorities, aimed at preventing and reducing the workload of the courts;
- To propose to public authorities solutions aimed at responding to court congestion, in particular by defining tasks and matters which may be the subject of a transfer of competencies between the judge and the notary, or of a sharing of competencies between professions;
- To reflect on the possibilities and prospects for collaboration between professions, particularly on the theme of dejudiciarisation;

To this end, representatives of the two Organizations will be able to meet periodically to discuss these subjects of common interest and organize seminars, conferences, symposia and congresses, on the theme of dejudiciarisation, or even to develop action plans with the concerned public authorities.

Signed in Brasilia (Brazil), on the 9<sup>th</sup> of November, 2023.

Lionel GALLIEZ  
President of the International Union  
of Notaries

Giacomo OBERTO  
Secretary General of the International  
Association of Judges

