

# CONFERENCE OF THE COMMITTEE ON DISARMAMENT

CCD/PV.433

2 September 1969

ENGLISH

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## FINAL VERBATIM RECORD OF THE FOUR HUNDRED AND THIRTY-THIRD MEETING

held at the Palais des Nations, Geneva,  
on Tuesday, 2 September 1969, at 10.30 a.m.

Chairman:

U KYAW MIN

(Burma)

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(Previous verbatim records in this series appeared under the symbols ENDC/PV.1-ENDC/PV.430).

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PRESENT AT THE TABLE

Argentina:

Mr. C. ORTIZ de ROZAS

Mr. A.F. DUMONT

Mr. O. SARACHO

Brazil:

Mr. S.A. FRAZAO

Mr. P. CABRAL de MELLO

Mr. L.F. PALMEIRA LAMPREIA

Mr. M. DARCY de OLIVEIRA

Bulgaria:

Mr. K. CHRISTOV

Mr. M. KARASSIMEONOV

Mr. I. PEINIRDJIEV

Burma:

U KYAW MIN

Canada:

Mr. G. IGNATIEFF

Mr. R.W. CLARK

Mr. J.R. MORDEN

Czechoslovakia:

Mr. T. LAHODA

Mr. M. VEJVODA

Mr. J. CINGROS

Hungary:

Mr. J. PETRAN

Mr. S. HAJNAL

India:

Mr. M.A. HUSAIN

Mr. N. KRISHNAN

Mr. K.P. JAIN

Italy:

Mr. R. CARACCILO

Mr. F.L. OTTIERI

Mr. R. BORSARELLI

Mr. U. PESTALOZZA

Japan:

Mr. K. ASAKAI  
Mr. Y. NAKAYAMA  
Mr. T. SENGOKU  
Mr. J. SAKAMOTO

Mexico:

Miss E. AGUIRRE

Mongolia:

Mr. M. DUGERSUREN  
Mr. Z. ERENDOO

Morocco:

Mr. A.A. KHATTABI

Netherlands:

Mr. E. BOS

Nigeria:

Alhaji SULE KOLO

Pakistan:

Mr. K. AHMED

Poland:

Mr. A. CZARKOWSKI  
Mr. H. STEPOSZ  
Mr. R. WLAZLO

Romania:

Mr. N. ECOBESCO  
Mr. O. IONESCO  
Mr. A. SASU  
Mr. F. ROSU

Sweden:

Mr. A. EDELSTAM  
Mr. R. BOMAN

Union of Soviet Socialist  
Republics:

Mr. A.A. ROSHCHIN  
Mr. R.M. TIMERBAEV  
Mr. V.B. TOULINOV

United Arab Republic:

Mr. O. SIRRY  
Mr. Y. RIZK  
Mr. M. ISMAIL

United Kingdom:

Mr. I.F. PORTER

Mr. W.N. HILLIER-FRY

Mr. R.I.T. CROMARTIE

United States of America:

Mr. J.F. LEONARD

Mr. A.F. NEIDLE

Mr. W. GIVAN

Mr. R.L. McCORMACK

Yugoslavia:

Mr. M. BOZINOVIC

Mr. M. VUKOVIC

Special Representative of the  
Secretary-General:

Mr. D. PROTITCH

Deputy Special Representative of the  
Secretary-General:

Mr. W. EPSTEIN

1.     The CHAIRMAN (Burma): I declare open the 433rd plenary meeting of the Conference of the Committee on Disarmament.
2.     Mr. FRAZAO (Brazil): I have asked to speak to introduce the working paper (CCD/267) which has been circulated today and which deals with another aspect of a treaty for the non-armament of the sea-bed and the ocean floor. I shall be extremely brief, because I assume that the working paper will be self-explanatory.
3.     The inclusion of specific provisions for the settlement of disputes has not yet been under considerable scrutiny by the Conference as a whole, and that is exactly what I am aiming at in submitting the working paper, because I am persuaded that the examination of that very important subject could greatly facilitate both our negotiations and the implementation of the eventual treaty. The Brazilian delegation believes that if the treaty clearly indicated that an appropriate system for the solution of controversies would be available whenever the need arose there would be more confidence in the effects of the treaty, consequently favouring its entry into force and its acceptance by a substantial number of States. As I said previously, I feel that even during the process of negotiation those beneficial results would begin to be felt.
4.     We have attempted to foresee some hypothetical situations in which conflicts, disputes, controversies or divergencies could occur. It will be recognized that such potential difficulties are manifold, and sometimes of extreme gravity. Since no mechanisms have been proposed so far for solving the difficulties that might arise it seems logical for us to attempt at least a preliminary outline of possible procedures.
5.     We anticipate that it will be said that the inclusion of provisions of this type is something new in arms control or disarmament instruments. We do not think that this could be a valid argument for discarding consideration of this important matter. It seems clear to me that a treaty for the non-armament of the sea-bed has a number of other original characteristics and that therefore no reluctance to innovate should deter us if it is widely thought that provisions should be made with regard to the settlement of disputes.

(Mr. Frazão, Brazil)

6. We must stress that a treaty for the non-armament of the sea-bed and ocean floor is bound to be the first multilateral agreement on disarmament to be negotiated in this Committee which foresees the use of foreign means of control in areas under the national jurisdiction of States parties. In fact, in the context of the treaty we are envisaging the continental shelf or even the territorial waters of States parties may come within the area in which the necessary control operations to ensure the strictest possible observance of the agreement may be carried out by national means of control of other States parties.

7. I therefore think that the inclusion of appropriate provisions designed to ensure the settlement of any possible disputes arising from the actual interpretation of the provisions of the agreement, especially from the operation of its norms of control, would be a very valuable element in the negotiation and enforcement of a treaty for the non-armament of the sea-bed and ocean floor.

The Conference decided to issue the following communiqué:

"The Conference of the Committee on Disarmament today held its 433rd plenary meeting in the Palais des Nations, Geneva, under the chairmanship of U Kyaw Min, representative of Burma.

"A statement was made by the representative of Brazil.

"The delegation of Brazil submitted a working paper on the settlement of disputes arising from the implementation of a treaty for the non-armament of the sea-bed and ocean floor (CCD/267).

"The next meeting of the Conference will be held on Thursday, 4 September 1969, at 10.30 a.m."

The meeting rose at 10.45 a.m.