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SIXTH COMMITTEE: ORGANIZATION

PROPOSAL BY AUSTRALIAN DELEGATION

Sub-Committee I of the Sixth Committee proposes in its report
(E/CONF.2/C.6/93, attachment 2) that a new article (83A), should be included
in the Charter.

The Australian Delegation believes the question of the relationship of
ITO with the United Nations is a complex one, involving many constitutional
aspects as well as important matters of principle, and that the question should
be given close and expert study by personnel fully versed in United Nations
machinery and procedure. The provisions of Article 94 already give ample
scope for action where essential security interests are involved, and we
consider that there should not, without direct consultation with the
United Nations, be included in the Charter at this stage provisions permitting
economic action to be taken, in certain circumstances, in connection with
political situations where essential security interests are not involved.

It appears to the Australian Delegation that the best course would be for
the matter to be referred to the Interim Commission for study by that body in
connection with the drawing up of the Relationship Agreement with the
United Nations, and the Interim Commission should be requested to report back
to the first Conference of the ITO.

The Australian Delegation, therefore, submits the following proposals:

1.   Paragraph 3 should be deleted from the proposed new Article (83A).

2.   The draft terms of reference for the Interim Commission should be
amended to provide that the Interim Commission should, in its
negotiations with the United Nations for the conclusion of a
Relationship Agreement, study the problem of economic actions
arising out of political situations, and the applicability of the
Charter to such economic actions, and should report to the first
I.T.O. Conference.