DOCUMENT A/CONF.62/L.97*

Gabon: amendments

[*Original: French*]
[*13 April 1982*]

Article 21, paragraph 1: after subparagraph (*a*), insert a new subparagraph (*b*) to read as follows:

"(*b*) navigation of warships including the right to require prior authorization and notification for passage through the territorial sea;".

Subparagraph (*b*) should become subparagraph (*c*), and the alphabetical order of the subsequent subparagraphs should be changed accordingly.

Article 160, paragraph 2 (*l*): replace the paragraph by the following text:

"(*l*) establishment, pursuant to the provisions of article 151, paragraph 4, of a compensation fund for the exclusive benefit of developing States which are land producers of the same minerals as those extracted from the polymetallic nodules and whose export receipts or economies would be affected by the fact that the resources of the Area are exploited;".

Article 164,** paragraph 1: replace the third sentence by the following text:

"The Economic Planning Commission shall include at least two representatives of developing States which are land producers of the same minerals as those which will be extracted from the polymetallic nodules and whose export

receipts or economies would be affected by the fact that the resources of the Area are exploited.".

Article 165, paragraph 1: add a third sentence to read as follows:

"The Legal and Technical Commission shall include at least two representatives of developing States which are land producers of the same minerals as those which will be extracted from the polymetallic nodules and whose export receipts and economies would be affected by the fact that the resources of the Area are exploited.".

DRAFT RESOLUTION II***

Paragraph 1 (*a*): after the clause in parentheses add a full stop and delete the rest of the sentence to read as follows:

"(*a*) 'Pioneer investor' means a signatory of the Convention ... has expended at least $US 30 million (calculated at constant dollars relative to 1982).".

Paragraph 1 (*b*): replace "polymetallic nodules" by "resources" throughout the sentence.

Paragraph 1 (*e*): delete the last sentence.

Paragraph 13: replace the paragraph by the following text:

"13. If five years after the date of its adoption, the Convention has not entered into force, the effects of the provisions of this resolution and all rights granted thereunder shall cease.".

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*Incorporating document A/CONF.62/L.97/Corr.1 of 16 April 1982.

**This amendment refers to the text contained in A/CONF.62/L.78 as modified by the memorandum by the Collegium (A/CONF.62/L.93).

***This amendment refers to the text contained in document A/CONF.62/L.94.

DOCUMENT A/CONF.62/L.98

Australia and Canada: amendment to article 150

[*Original: English*]
[*13 April 1982*]

Article 150: add the following new paragraph 2:

"2. States Parties, in the production, processing, transport and marketing of minerals and commodities derived from the resources of the Area shall avoid unfair economic practices which cause, or threaten to cause, material injury to the interests of another State Party. States Parties recognize that the rights and obligations contained in relevant multilateral trade agreements to which they are parties shall apply to the production, processing, transport and marketing of minerals and commodities derived from the resources of the Area. In the settlement of disputes arising under this provision, States Parties to such multilateral trade agreements shall, unless the parties to the dispute otherwise agree, have recourse to the dispute settlement mechanisms of such agreements.".

DOCUMENT A/CONF.62/L.99

Lesotho: amendments

[*Original: English*]
[*13 April 1982*]

Article 62, paragraph 2: add the following text at the end of the paragraph: "Except that developing landlocked States may be allowed to participate in the exploitation of the allowable catch of the living resources of the exclusive economic zone of coastal States of the same subregion or region.".

Article 124, paragraph 1 (*d*) (i): add the word "aircraft" to the list.

Article 124, paragraph 2: insert the word "aircraft" between the words "gas lines" and "and means of transport ...".