

United Nations

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GENOCIDE - DRAFT CONVENTION AND REPORT OF THE ECONOMIC AND SOCIAL COUNCIL

United States of America: Amendment to  
Article VII of the draft convention (E/794)

Insert a new sentence after the words: "international tribunal", the article to read as follows:

"Persons charged with genocide or any of the other acts enumerated in Article IV shall be tried by a competent tribunal of the State in the territory of which the act was committed or by a competent international tribunal. Jurisdiction of the international tribunal in any case shall be subject to a finding by the tribunal that the State in which the crime was committed had failed to take appropriate measures to bring to trial persons who, in the judgment of the court, should have been brought to trial or had failed to impose suitable punishment upon those convicted of the crime."

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