



INTERNATIONAL LAW COMMISSION Forty-first session Geneva, 2 May-21 July 1989

> SEVENTH REPORT ON THE DRAFT CODE OF CRIMES AGAINST THE PEACE AND SECURITY OF MANKIND

> > by

Mr. Doudou THIAM, Special Rapporteur

## Addendum

3 <u>bis</u>. The Special Rapporteur proposes the following addition to the second alternative of draft article 13, as contained in paragraph 3 of the present report.

- (c) The following acts, in particular, constitute war crimes:
  - (i) Serious attacks on persons and property, including intentional homicide, torture, the taking of hostages, the deportation or transfer of civilian populations from an occupied territory, inhuman treatment, including biological experiments, the intentional infliction of great suffering or of serious harm to physical integrity or health, and the destruction or appropriation of property not justified by military necessity and effected on a large scale in an unlawful or arbitrary manner;
  - (ii) The unlawful use of weapons and methods of combat, and particularly of weapons which by their nature strike indiscriminately at military and non-military targets, of weapons with uncontrollable effects and of weapons of mass destruction.

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