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RECOMMENDATION ADOPTED BY THE UNITED NATIONS CONFERENCE ON
SUCCESSION OF STATES IN RESPECT OF TREATIES

Report of the Sixth Committee

Rapporteur: Mr. Awn S. AL-KHASAWNEH (Jordan)

I. INTRODUCTION

1. Pursuant to rule 13 (g) of the rules of procedure of the General Assembly, the Secretary-General proposed the inclusion in the provisional agenda of the thirty-second session of the General Assembly of an item entitled "Recommendation adopted by the United Nations Conference on Succession of States in respect of Treaties" (A/32/141 and Add.1).
2. At its 5th plenary meeting, on 23 September 1977, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.
3. The Sixth Committee considered the item at its 12th, 13th, 18th and 43rd meetings on 7, 11 and 14 October and 11 November 1977.

II. PROPOSAL

4. At the 43rd meeting on 11 November 1977, the representative of Austria introduced a draft resolution (A/C.6/32/L.4), sponsored by Austria, Bulgaria, Canada, Egypt, Finland, India, Italy, Jamaica, the Niger, Norway, the Philippines, Spain, Sweden, Tunisia, the United Arab Emirates and the United Republic of Tanzania, later joined by Argentina, Morocco and the Sudan (for the text of the draft resolution, see para. 7 below).
5. The Sixth Committee had before it a statement submitted by the Secretary-General (A/C.6/32/L.7) on the administrative and financial implications of the draft resolution. That statement was orally corrected at the 43rd meeting, on 11 November.

6. At its 43rd meeting, the Committee adopted draft resolution A/C.6/32/L.4 without a vote (see para. 7 below). The representative of Israel made a statement in this connexion.

III. RECOMMENDATION OF THE SIXTH COMMITTEE

7. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

United Nations Conference on Succession of States in Respect of Treaties

The General Assembly,

Recalling its resolution 3496 (XXX) of 15 December 1975, by which it decided to convene a conference of plenipotentiaries in 1977 to consider the draft articles on succession of States in respect of treaties, adopted by the International Law Commission at its twenty-sixth session, 1/ and to embody the results of its work in an international convention and such other instruments as it might deem appropriate,

Recalling further its resolution 31/18 of 24 November 1976, by which, after noting that an invitation had been extended by the Government of Austria to hold the United Nations Conference on Succession of States in Respect of Treaties at Vienna, it had decided that the Conference would be held in that city,

Noting that the Conference met at Vienna from 4 April to 6 May 1977, in accordance with the above-mentioned resolutions, but that it was not possible in the time available for the Conference to conclude its work and to adopt an international convention and other appropriate instruments, as requested by the General Assembly,

Noting further the view of the Conference that one more session would enable it to conclude its work as envisaged by the General Assembly,

Bearing in mind the recommendation unanimously adopted by the Conference that it should be reconvened at Vienna for a final session of four weeks,

Taking into account the invitation of the Government of Austria, accepted by the General Assembly in resolution 31/18, which extends also to a resumed session of the Conference, 2/

1/ Official Records of the General Assembly, Twenty-ninth Session, Supplement No. 10 (A/9610/Rev.1), chap. II, sect. D.

2/ A/32/141/Add.1.

1. Takes note of the report of the United Nations Conference on Succession of States in Respect of Treaties; 3/

2. Approves the convening of a resumed session of the United Nations Conference on Succession of States in Respect of Treaties at Vienna for a period of three weeks, from 31 July to 18 August 1978, with a possible extension of up to one further week should this prove necessary in the view of the Conference;

3. Requests the Secretary-General to make the necessary arrangements, as provided under General Assembly resolution 31/18, for the efficient servicing of the Conference;

4. Expresses its firm conviction that the Conference will thus conclude its work and adopt an international convention and other appropriate instruments as requested by the General Assembly.
