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Item 74 of the provisional agenda**

LIABILITY FOR THE ILLEGAL TRANSFER AND/OR USE OF PROHIBITED WEAPONS AND WEAPONS OR SUBSTANCES WHICH CAUSE UNNECESSARY HUMAN SUFFERING

Letter dated 15 September 1989 from the Permanent Representative
of Trinidad and Tobago to the United Nations addressed to the
President of the General Assembly

I have the honour to refer to item 74 of the provisional agenda entitled "Liability for the illegal transfer and/or use of prohibited weapons and weapons or substances which cause unnecessary human suffering", which was included in the agenda of the forty-third session of the General Assembly at the request of Trinidad and Tobago.

The General Assembly, by its decision 43/423 of 7 December 1988, on the recommendation of the First Committee (A/43/896, para. 8), decided to include the item in the provisional agenda of its forty-fourth session.

Following extensive consultations on item 74, the Government of Trinidad and Tobago decided to reformulate its proposal to place emphasis on the establishment of an international criminal court. A supplementary item reflecting this decision was submitted to the Secretary-General for inclusion in the agenda of the forty-fourth session of the General Assembly (see A/44/195). The new item, entitled "International criminal responsibility of individuals and entities engaged in illicit trafficking in narcotic drugs across national frontiers and other transnational criminal activities: establishment of an international criminal court with jurisdiction over such crimes", is contained in document A/44/195.

* Reissued for technical reasons.

** A/44/150.

In light of the above, therefore, the Government of Trinidad and Tobago requests that item 74 of the provisional agenda not be included in the agenda of the forty-fourth session of the General Assembly and that the supplementary item submitted for inclusion in the agenda of the forty-fourth session be allocated to the Sixth Committee.

(Signed) Marjorie R. THORPE
Permanent Representative
