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INTERNATIONAL LAW COMMISSION
Twenty-first session
Item 1 of the agenda

Relations between States and international organizations

DRAFT ARTICLES ON REPRESENTATIVES OF STATES TO
INTERNATIONAL ORGANIZATIONS

Paragraph 3 of article 44, title of section IV,
title and text of article 46 and text of a new article
adopted by the Drafting Committee

Article 44

Obligation to respect the laws and regulations of the host State

.....

3. In case of grave and flagrant violation of the criminal law of the host State, committed outside the exercise of his functions by a person enjoying immunity from criminal jurisdiction, the sending State shall, unless it waives this immunity, either recall the person concerned or terminate his functions with the mission, as appropriate.

Section IV. End of the functions

Article 46

End of the functions of the permanent representative or of a member
of the diplomatic staff

The functions of the permanent representative or of a member of the diplomatic staff of the permanent mission come to an end, inter alia:

- (a) on notification to this effect by the sending State to the organization;
- (b) if the sending State withdraws its permanent mission to the organization.

GE.69-17067

(2 p.)

New article

The rupture, modification or absence of diplomatic or consular relations between the host State and the sending State shall not affect the obligations of either State under the present articles, even in the case of armed conflict. The establishment or maintenance of a permanent mission on the territory of the host State does not in itself imply recognition or affect the situation in regard to diplomatic or consular relations between the host State and the sending State.