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Article 32

DRAFT ARTICLES ON SUCCESSION OF STATES
IN RESPECT OF TREATIES

Text of article 32 proposed by

Mr. R. Kearney

Article 32

Settlement of disputes

1. Any dispute between two or more States Parties concerning the interpretation or application of this Convention which is not settled by negotiation may, at the request of one of them, be submitted to arbitration. If within six months from the date of the request for arbitration the parties are unable to agree on the organization of the arbitration, any one of those parties may refer the dispute to the International Court of Justice by written application in conformity with the Statute of the Court. The agreement on organization of the arbitration shall include provisions which ensure the establishment of an arbitral tribunal with authority to decide the dispute within a fixed period from the date of the agreement and a statement of the subject matter of the dispute.
2. Each State Party may at the time of signature or ratification of this Convention or accession thereto declare that it does not consider itself bound by paragraph 1 of this article. The other States Parties shall not be bound by paragraph 1 of this article with respect to any State Party which has made such a reservation.
3. Any State Party which has made a reservation in accordance with paragraph 2 of this article may at any time withdraw that reservation by notification to the Secretary-General of the United Nations.

(1 p.)

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