

1. *Endorses* the recommendations and conclusions of the Committee on Relations with the Host Country contained in paragraph 65 of its report;²⁸

2. *Considers* that the maintenance of appropriate conditions for the normal work of the delegations and the missions accredited to the United Nations is in the interests of the United Nations and all Member States, and requests the host country to continue to take all measures necessary to prevent any interference with the functioning of missions;

3. *Expresses its appreciation* for the efforts made by the host country, and hopes that the concerns raised at the meetings of the Committee will continue to be resolved in a spirit of cooperation and in accordance with international law;

4. *Notes with appreciation* the efforts of the Committee which have contributed to a decrease in the amount of diplomatic indebtedness, stresses that existing indebtedness continues to be a matter of significant concern to the United Nations and that non-payment of just debts tarnishes the image of the Organization itself, and reaffirms that non-compliance with contractual obligations cannot be condoned or justified;

5. *Welcomes* the efforts of the Committee aimed at identifying affordable health care programmes for the diplomatic community;

6. *Once again urges* the host country to consider lifting travel controls with regard to certain missions and to staff members of the Secretariat of certain nationalities, and in this regard notes the positions of the affected States, the Secretary-General and the host country;

7. *Notes with satisfaction* the steps taken by the host country at John F. Kennedy International Airport with regard to special passages for members of the United Nations community, and urges the host country to continue to take appropriate action in this regard to ensure application of those procedures;

8. *Calls upon* the host country to review measures and procedures relating to the parking of diplomatic vehicles, with a view to responding to the growing needs of the diplomatic community, and to consult with the Committee on these issues;

9. *Requests* the Secretary-General to remain actively engaged in all aspects of the relations of the United Nations with the host country;

10. *Requests* the Committee to continue its work, in conformity with General Assembly resolution 2819 (XXVI) of 15 December 1971;

11. *Decides* to include in the provisional agenda of its fifty-second session the item entitled "Report of the Committee on Relations with the Host Country".

*85th plenary meeting
16 December 1996*

51/206. Convention on the law of the non-navigational uses of international watercourses

The General Assembly,

Bearing in mind Article 13, paragraph 1 (a), of the Charter of the United Nations,

Reaffirming its resolution 49/52 of 9 December 1994, by which it decided that the Sixth Committee should convene, at the beginning of the fifty-first session, as a working group of the whole to elaborate a framework convention on the law of the non-navigational uses of international watercourses on the basis of the draft articles adopted by the International Law Commission,

Noting that some progress was achieved in the elaboration of the convention, but that the Working Group of the Whole will need more time to complete its mandate,

1. *Takes note* of the report of the Working Group of the Whole;³¹

2. *Decides* to convene a second session of the Working Group of the Whole, for a period of two weeks from 24 March to 4 April 1997, to elaborate a framework convention on the law of the non-navigational uses of international watercourses;

3. *Also decides* that on the completion of its mandate the Working Group of the Whole shall report directly to the General Assembly;

4. *Further decides* that the provisions of paragraph 5 of resolution 49/52 shall continue to apply and that the methods of work and procedures outlined in the annex to the present resolution shall be followed.

*88th plenary meeting
17 December 1996*

ANNEX

Methods of work and procedures

1. The Working Group of the Whole shall continue its work building on the work already carried out by the Drafting Committee and the Working Group as reflected in their reports,³² including the oral report of the President of the Drafting Committee.³³

2. The Working Group of the Whole shall maintain its Drafting Committee which shall consider the provisions of the draft articles prepared by the International Law Commission that it was unable to consider in its previous meetings, as well as the draft preamble and the set of final clauses.

3. Other issues arising from the reports referred to in paragraph 1 of the present annex, including those between

³¹ A/C.6/51/L.3.

³² A/C.6/51/NUW/WG/L.1 and Corr.1 and 2, Add.1, Add.2 and Corr.1, Add.3 and Corr.1 and Add.4 and A/C.6/51/L.3.

³³ See *Official Records of the General Assembly, Fifty-first Session, Sixth Committee, 24th meeting (A/C.6/51/SR.24)*, and corrigendum.

brackets and with footnotes, shall be discussed in the Working Group of the Whole. The Working Group of the Whole may decide to refer to the Drafting Committee aspects of drafting related to those issues.

4. The Working Group of the Whole shall endeavour to adopt all texts by general agreement. Failing such an agreement within a reasonable period of time, it will take its decisions in accordance with the rules of procedure of the General Assembly.

51/207. Establishment of an international criminal court

The General Assembly,

Recalling its resolutions 47/33 of 25 November 1992 and 48/31 of 9 December 1993,

Recalling also that the International Law Commission adopted at its forty-sixth session a draft statute for an international criminal court³⁴ and decided to recommend that an international conference of plenipotentiaries be convened to study the draft statute and to conclude a convention on the establishment of an international criminal court,³⁵

Recalling further its resolution 49/53 of 9 December 1994, in which it decided to establish an ad hoc committee, open to all States Members of the United Nations or members of specialized agencies, to review the major substantive and administrative issues arising out of the draft statute prepared by the International Law Commission and, in the light of that review, to consider arrangements for the convening of an international conference of plenipotentiaries,

Recalling its resolution 50/46 of 11 December 1995, in which it decided, in the light of the report of the Ad Hoc Committee on the Establishment of an International Criminal Court,³⁶ to establish a preparatory committee, open to all States Members of the United Nations or members of specialized agencies or of the International Atomic Energy Agency, to discuss further the major substantive and administrative issues arising out of the draft statute prepared by the International Law Commission and, taking into account the different views expressed during the meetings, to draft texts, with a view to preparing a widely acceptable consolidated text of a convention for an international criminal court as a next step towards consideration by a conference of plenipotentiaries, and also decided that the work of the Preparatory Committee should be based on the draft statute prepared by the International Law Commission and should take into account the report of the Ad Hoc Committee and the written comments³⁷ submitted by States to the Secretary-General on the draft statute for an international criminal court pursuant to paragraph 4 of General Assembly resolution 49/53 and, as appropriate, contributions of relevant organizations,

Noting that the Preparatory Committee continued the discussion of the major substantive and administrative issues arising out of the draft statute and initiated consideration of draft texts, with a view to preparing a widely acceptable consolidated text of a convention for an international criminal court,

Noting also that major substantive and administrative issues remain to be resolved,

Noting further that the Preparatory Committee, in the light of the progress made and deeply aware of the commitment of the international community to the establishment of an international criminal court, recommended that the General Assembly reaffirm the mandate of the Preparatory Committee and give further directions to it,

Recalling that in its resolution 50/46 it resolved to decide, in the light of the report of the Preparatory Committee, on the convening of an international conference of plenipotentiaries to finalize and adopt a convention on the establishment of an international criminal court, including on the timing and duration of the conference,

Noting that the Preparatory Committee, recognizing that this is a matter for the General Assembly, and on the basis of its scheme of work, considered that it was realistic to regard the holding of a diplomatic conference of plenipotentiaries in 1998 as feasible,

Aware of the necessity to maintain some flexibility in the organization of future work in order to ensure the success of the conference of plenipotentiaries,

Expressing deep appreciation for the renewed offer of the Government of Italy to host a conference on the establishment of an international criminal court in June 1998,

1. *Takes note* of the report of the Preparatory Committee on the Establishment of an International Criminal Court,³⁸ including the recommendations contained therein, and expresses its appreciation to the Preparatory Committee for the useful work done and the progress made in fulfilling its mandate;

2. *Takes note also* of the various views of Governments expressed during the consideration of the report of the Preparatory Committee in the Sixth Committee during the fifty-first session of the General Assembly;

3. *Decides* to reaffirm the mandate of the Preparatory Committee, and directs it to proceed in accordance with paragraph 368 of its report,³⁹

4. *Decides also* that the Preparatory Committee shall meet from 11 to 21 February, 4 to 15 August and 1 to 12 December 1997, and from 16 March to 3 April 1998, in order to complete the drafting of a widely acceptable consolidated text of a convention, to be submitted to the diplomatic

³⁴ *Ibid.*, Forty-ninth Session, Supplement No. 10 (A/49/10), para. 91.

³⁵ *Ibid.*, para. 90.

³⁶ *Ibid.*, Fiftieth Session, Supplement No. 22 (A/50/22).

³⁷ See A/AC.244/1 and Add.1-4.

³⁸ *Official Records of the General Assembly, Fifty-first Session, Supplement No. 22 (A/51/22)*, vols. I and II.

³⁹ *Ibid.*, vol. I.