

mentation of the programme, together with views on possible activities for the next term of the Decade;

6. *Also requests* the Secretary-General to supplement his report, as appropriate, with new information on the activities of the United Nations relevant to the progressive development of international law and its codification, and to submit it to the General Assembly on an annual basis;

7. *Encourages* States to disseminate at the national level, as appropriate, information contained in the report of the Secretary-General;

8. *Appeals* to States, international organizations and non-governmental organizations working in this field and to the private sector to make financial contributions or contributions in kind for the purpose of facilitating the implementation of the programme;

9. *Once again requests* the Secretary-General to bring to the attention of States and international organizations and institutions working in the field of international law the programme annexed to resolution 47/32;

10. *Decides* that a United Nations congress on public international law should be held in 1995, as proposed in part III of the report of the Working Group,<sup>9</sup> and requests the Secretary-General to proceed with the preparations for the congress and keep the Member States informed of the status of the preparations;

11. *Expresses its appreciation* of the work of the group of experts on the protection of the environment in times of armed conflict, conducted under the auspices of the International Committee of the Red Cross, and of the report prepared by the International Committee;<sup>10</sup>

12. *Invites* all States to review the draft guidelines for military manuals and instructions on the protection of the environment in times of armed conflict annexed to the report of the International Committee of the Red Cross and to provide their comments thereon to the International Committee, either directly or through the Secretary-General, no later than 31 March 1994;

13. *Welcomes* the intention of the International Committee of the Red Cross to draw up a new version of the guidelines for military manuals, taking into account the comments made by States on the report of the Secretary-General containing information received from the International Committee,<sup>7</sup> and notes that the International Committee is ready to convene, if need be, a meeting of government experts for that purpose;

14. *Requests* the Secretary-General to invite the International Committee of the Red Cross to report on activities undertaken by it and other relevant bodies with regard to the protection of the environment in times of armed conflict, and to submit the information received in the report to be prepared under paragraph 5 above to the General Assembly at its forty-ninth session;

15. *Decides* to include in the provisional agenda of its forty-ninth session the item entitled "United Nations Decade of International Law".

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#### 48/31. Report of the International Law Commission on the work of its forty-fifth session

*The General Assembly,*

*Having considered* the report of the International Law Commission on the work of its forty-fifth session,<sup>11</sup>

*Emphasizing* the need for the progressive development of international law and its codification in order to make it a more effective means of implementing the purposes and principles set forth in the Charter of the United Nations and in the Declaration on Principles of International Law concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations<sup>12</sup> and to give increased importance to its role in relations among States,

*Recognizing* the importance of referring legal and drafting questions to the Sixth Committee, including topics that might be submitted to the International Law Commission, and of enabling the Sixth Committee and the Commission further to enhance their contribution to the progressive development of international law and its codification,

*Recalling* the need to keep under review those topics of international law which, given their new or renewed interest for the international community, may be suitable for the progressive development and codification of international law and therefore may be included in the future programme of work of the International Law Commission,

*Recognizing also* the role of the International Law Commission in the fulfilment of the objectives of the United Nations Decade of International Law,

*Expressing its appreciation* for the progress achieved by the International Law Commission in its elaboration of a draft statute for an international criminal court, and noting the constructive debate in the Sixth Committee pertaining to this question,

*Considering* that experience has demonstrated the usefulness of structuring the debate on the report of the International Law Commission in the Sixth Committee in such a manner that conditions are provided for concentrated attention on each of the main topics dealt with in the report, and that this process is facilitated when the Commission indicates specific issues on which expressions of views by Governments are of particular interest for the continuation of its work,

1. *Takes note* of the report of the International Law Commission on the work of its forty-fifth session;

2. *Expresses its appreciation* to the International Law Commission for the work accomplished at that session;

3. *Recommends* that, taking into account the comments of Governments, whether in writing or expressed orally in debates in the General Assembly, the International Law Commission should continue its work on the topics in its current programme;

4. *Takes note with appreciation* of chapter II of the report of the International Law Commission, entitled "Draft Code of Crimes against the Peace and Security of Mankind", which was

devoted to the question of a draft statute for an international criminal court;

5. *Invites* States to submit to the Secretary-General by 15 February 1994, as requested by the International Law Commission, written comments on the draft articles proposed by the Working Group on a draft statute for an international criminal court;<sup>13</sup>

6. *Requests* the International Law Commission to continue its work as a matter of priority on this question with a view to elaborating a draft statute, if possible at its forty-sixth session in 1994, taking into account the views expressed during the debate in the Sixth Committee as well as any written comments received from States;

7. *Endorses* the decision of the International Law Commission to include in its agenda the topics "The law and practice relating to reservations to treaties" and "State succession and its impact on the nationality of natural and legal persons",<sup>14</sup> on the understanding that the final form to be given to the work on these topics shall be decided after a preliminary study is presented to the General Assembly;

8. *Notes* the intentions of the International Law Commission for the programme of work for the remainder of the current term of office of its members,<sup>15</sup> and in this connection requests the Commission to resume at its forty-sixth session the consideration of the draft Code of Crimes against the Peace and Security of Mankind and welcomes the Commission's decision to endeavour to complete in 1994 the second reading of the draft articles on the law of the non-navigational uses of international watercourses;

9. *Expresses its appreciation* for the efforts of the International Law Commission to improve its procedures and methods of work;

10. *Requests* the International Law Commission:

(a) To consider thoroughly:

- (i) The planning of its activities and programme for the term of office of its members, bearing in mind the desirability of achieving as much progress as possible in the preparation of draft articles on specific topics;
- (ii) Its methods of work in all their aspects, bearing in mind that the staggering of the consideration of some topics might contribute, *inter alia*, to a more effective consideration of its report in the Sixth Committee;

(b) To continue to pay special attention to indicating in its annual report, for each topic, those specific issues on which expressions of views by Governments, either in the Sixth Committee or in written form, would be of particular interest for the continuation of its work;

11. *Takes note* of the comments of the International Law Commission on the question of the duration of its session, as presented in its report,<sup>16</sup> and expresses the view that the requirements of the work for the progressive development of international law and its codification and the magnitude and complexity of the subjects on the agenda of the Commission

make it desirable that the usual duration of its sessions be maintained;

12. *Reaffirms* its previous decisions concerning the role of the Codification Division of the Office of Legal Affairs of the Secretariat and those concerning the summary records and other documentation of the International Law Commission;

13. *Once again expresses the wish* that seminars will continue to be held in conjunction with the sessions of the International Law Commission and that an increasing number of participants from developing countries will be given the opportunity to attend those seminars, appeals to States that can do so to make the voluntary contributions that are urgently needed for the holding of the seminars, and expresses the hope that the Secretary-General will continue to make every effort, within existing resources, to provide the seminars with adequate services, including interpretation, as required;

14. *Requests* the Secretary-General to forward to the International Law Commission, for its attention, the records of the debate on the report of the Commission at the forty-eighth session of the General Assembly, together with such written statements as delegations may circulate in conjunction with their oral statements, and to prepare and distribute a topical summary of the debate;

15. *Recommends* the continuation of efforts to improve the ways in which the report of the International Law Commission is considered in the Sixth Committee, with a view to providing effective guidance for the Commission in its work;

16. *Also recommends* that the debate on the report of the International Law Commission at the forty-ninth session of the General Assembly commence on 24 October 1994.

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#### 48/32. Report of the United Nations Commission on International Trade Law on the work of its twenty-sixth session

*The General Assembly,*

*Recalling* its resolution 2205 (XXI) of 17 December 1966, by which it created the United Nations Commission on International Trade Law with a mandate to further the progressive harmonization and unification of the law of international trade and in that respect to bear in mind the interests of all peoples, in particular those of developing countries, in the extensive development of international trade,

*Reaffirming its conviction* that the progressive harmonization and unification of international trade law, in reducing or removing legal obstacles to the flow of international trade, especially those affecting the developing countries, would significantly contribute to universal economic cooperation among all States on a basis of equality, equity and common interest and to the elimination of discrimination in international trade and, thereby, to the well-being of all peoples,

*Stressing* the value of participation by States at all levels of economic development and from different legal systems in the process of harmonizing and unifying international trade law,