



Sixty-ninth session
Agenda item 84

Effects of armed conflicts on treaties

Report of the Sixth Committee

Rapporteur: Mr. Salvatore **Zappalà** (Italy)

I. Introduction

1. The item entitled “Effects of armed conflicts on treaties” was included in the provisional agenda of the sixty-ninth session of the General Assembly pursuant to Assembly resolution 66/99 of 9 December 2011.
2. At its 2nd plenary meeting, on 19 September 2014, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.
3. The Sixth Committee considered the item at its 18th, 27th and 28th meetings, on 23 October and 5 and 7 November 2014, respectively. The views of the representatives who spoke during the Committee’s consideration of the item are reflected in the relevant summary records ([A/C.6/69/SR.18](#), 27 and 28).

II. Consideration of draft resolution [A/C.6/69/L.9](#)

4. At the 27th meeting, on 5 November, the representative of the Czech Republic, on behalf of the Bureau, introduced a draft resolution entitled “Effects of armed conflicts on treaties” ([A/C.6/69/L.9](#)).
5. At its 28th meeting, on 7 November, the Committee adopted draft resolution [A/C.6/69/L.9](#) without a vote (see para. 6).



III. Recommendation of the Sixth Committee

6. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Effects of armed conflicts on treaties

The General Assembly,

Recalling its resolution 66/99 of 9 December 2011, in which it took note of and commended to the attention of Governments the articles on the effects of armed conflicts on treaties contained in the annex to that resolution,

Recalling also that the International Law Commission decided to recommend to the General Assembly that it take note of the draft articles on the effects of armed conflicts on treaties in a resolution and annex them to that resolution, and that it consider, at a later stage, the elaboration of a convention on the basis of the draft articles,¹

Emphasizing the continuing importance of the codification and progressive development of international law, as referred to in Article 13, paragraph 1 (a), of the Charter of the United Nations,

Noting that the subject of the effects of armed conflicts on treaties is of major importance in the relations of States,

Taking note of the comments of Governments and the discussion in the Sixth Committee at the sixty-ninth session of the General Assembly on this topic,²

1. *Commends once again* the articles on the effects of armed conflicts on treaties to the attention of Governments without prejudice to the question of their future adoption or other appropriate action;

2. *Requests* the Secretary-General to invite Governments to submit written comments on any future action regarding the articles;

3. *Decides* to include in the provisional agenda of its seventy-second session the item entitled "Effects of armed conflicts on treaties", with a view to examining, inter alia, the question of the form that might be given to the articles.

¹ *Official Records of the General Assembly, Sixty-sixth Session, Supplement No. 10 (A/66/10)*, para. 97.

² See [A/C.6/69/SR.18](#).