



# General Assembly

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Seventy-second session  
Agenda item 87

## Responsibility of international organizations

### Report of the Sixth Committee

*Rapporteur:* Mr. Peter Nagy (Slovakia)

#### I. Introduction

1. The item entitled “Responsibility of international organizations” was included in the provisional agenda of the seventy-second session of the General Assembly pursuant to Assembly resolution 69/126 of 10 December 2014.
2. At its 2nd plenary meeting, on 15 September 2017, 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 15th and 30th meetings, on 13 October and 10 November 2017. The views of the representatives who spoke during the Committee’s consideration of the item are reflected in the relevant summary records.<sup>1</sup>
4. For its consideration of the item, the Committee had before it the following documents:
  - (a) Report of the Secretary-General transmitting comments and information received from Governments and international organizations (A/72/80);
  - (b) Report of the Secretary-General containing a compilation of decisions of international courts and tribunals (A/72/81).

#### II. Consideration of draft resolution A/C.6/72/L.22

5. At the 30th meeting, on 10 November, the representative of Brazil, on behalf of the Bureau, introduced a draft resolution entitled “Responsibility of international organizations” (A/C.6/72/L.22).
6. At the same meeting, the Committee adopted draft resolution A/C.6/72/L.22 without a vote (see para. 7).

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<sup>1</sup> See A/C.6/72/SR.15 and A/C.6/72/SR.30.



### III. Recommendation of the Sixth Committee

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

#### **Responsibility of international organizations**

*The General Assembly,*

*Recalling* its resolution 66/100 of 9 December 2011, the annex to which contains the text of the articles on the responsibility of international organizations, and its resolution 69/126 of 10 December 2014 commending the articles to the attention of Governments and international organizations,

*Recalling also* that the International Law Commission decided to recommend to the General Assembly that it take note of the draft articles on the responsibility of international organizations 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,<sup>1</sup>

*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 responsibility of international organizations is of major importance in the relations of States and international organizations,

*Taking note* of the comments of Governments<sup>2</sup> and the discussions in the Sixth Committee at the sixty-ninth and seventy-second sessions of the General Assembly on this topic,

*Noting* the compilation of decisions of international courts, tribunals and other bodies referring to the articles, prepared by the Secretary-General,<sup>3</sup>

1. *Takes note once again* of the articles on the responsibility of international organizations,<sup>4</sup> and commends them to the attention of Governments and international organizations without prejudice to the question of their future adoption or other appropriate action;

2. *Requests* the Secretary-General to update the compilation of decisions of international courts, tribunals and other bodies referring to the articles and to invite Governments and international organizations to submit information on their practice in this regard, as well as written comments on any future action regarding the articles, and also requests the Secretary-General to submit this material well in advance of its seventy-fifth session;

3. *Decides* to include in the provisional agenda of its seventy-fifth session the item entitled "Responsibility of international organizations", with a view to examining, inter alia, the question of the form that might be given to the articles.

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<sup>1</sup> *Official Records of the General Assembly, Sixty-sixth Session, Supplement No. 10 (A/66/10), para. 85.*

<sup>2</sup> A/72/80.

<sup>3</sup> A/72/81.

<sup>4</sup> Resolution 66/100, annex.