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UNITED NATIONS CONFERENCE ON
INTERNATIONAL COMMERCIAL ARBITRATION

CONSIDERATION OF THE DRAFT CONVENTION ON THE RECOGNITION AND
ENFORCEMENT OF FOREIGN ARBITRAL AWARDS (ITEM 4 OF THE AGENDA)

France: Amendment to article IV of the draft Convention (E/2704 and Corr.1)
as amended by the Netherlands amendment (E/CONF.26/L.17)

1. Replace the text of article IV, paragraph (a), of the Netherlands amendment (E/CONF.26/L.17) by the following text:
"(a) the parties have not validly agreed, in accordance with the applicable law, to submit to arbitration the matters dealt with in the award."
(The rest of the paragraph remains unchanged.)
2. Delete paragraph (b) of article IV.
3. Replace article IV (c) of the Netherlands amendment by the following text:
"(c) the composition of the arbitral tribunal or the arbitral procedure was not in accordance with the agreement of the parties, or, failing such agreement between the parties in this respect, with the law of the country where the arbitration took place."
