

Second Review Conference of the Parties to the Treaty on  
the Prohibition of the Emplacement of Nuclear Weapons  
and Other Weapons of Mass Destruction on the Sea-Bed  
and the Ocean Floor and in the Subsoil Thereof

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DRAFT REPORT OF THE DRAFTING COMMITTEE

1. In accordance with Rule 35 of the Rules of Procedure, the Conference established a Drafting Committee composed of representatives of the States represented on the General Committee, that is, Afghanistan, Argentina, Australia, Canada, Cuba, Ethiopia, German Democratic Republic, Ghana, India, Japan, Mongolia, Morocco, Norway, Sweden, Tunisia, Ukrainian Soviet Socialist Republic, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United States of America and Yugoslavia.
2. The Committee met under the Chairmanship of Ambassador J. Carasales (Argentina). Ambassador A. Skalli (Morocco) served as Vice-Chairman.
3. The Committee held \_\_\_\_ meetings between 19 and \_\_\_\_ September.
4. The Committee had before it the following proposals formally submitted by delegations:

In addition, the Committee considered a number of informal proposals.

5. As agreed by the Conference at its 7th plenary meeting on 16 September, the Final Document of the First Review Conference (SBT/CONF/25) served as the basis for the work of the Drafting Committee.
6. The Drafting Committee gave careful and thorough consideration to the various proposals put forward by delegations. Its deliberations were marked by a spirit of goodwill and mutual accommodation which enabled it to adopt by consensus a Draft Final Document for consideration by the Conference (see Annex). The Final Document consists of three Parts: I. Organization and Work of the Conference; II. Final Declaration; III. Summary Records of the Plenary Meetings of the Conference.

ANNEX

Draft Final Document of the Second Review Conference of the Parties to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof

I. ORGANIZATION AND WORK OF THE CONFERENCE

INTRODUCTION

1. The Final Declaration of the First Review Conference of the Parties to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof, in the section dealing with the review of Article VII of the Treaty, contains the following decision:

"The Conference, recognizing the importance of the review mechanism provided in Article VII, decides that a further review conference should be held in Geneva in 1982 unless a majority of the States Parties indicate to the Depositaries that they wish it to be postponed. In any case a further review conference shall be convened not later than 1984. The next conference shall determine in accordance with the views of a majority of those States Parties attending whether and when an additional conference shall be convened."<sup>1/</sup>

2. At an informal meeting of States Parties, held during the thirty-sixth session of the General Assembly of the United Nations, it was agreed that the second Review Conference should not be held in 1982. Subsequently, informal consultations were held during the Assembly's thirty-seventh session. At those consultations it was agreed that the Conference should be held in 1983. At that session, the General Assembly adopted resolution 37/99H. In its Preamble the General Assembly recalled resolution 2660 (XXV) of 7 December 1970, in which it had commended the Treaty, noted the provisions of its Article VII, bore in mind that in its Final Declaration the first Review Conference had decided that a further review conference should be held at Geneva in 1982, unless a majority of States Parties indicated to the Depositaries that they wished such a Conference to be postponed, in which case it should be convened not later than 1984, recalled resolution 32/87A of 12 December 1977, in which it made an assessment of the outcome of the First Review Conference, and bore in mind all the relevant paragraphs of the Final Document of the tenth special session of the General Assembly, the first special session devoted to disarmament. The operative part of resolution 37/99H reads as follows:

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<sup>1/</sup> SBT/CONF/25/II.

- "1. Notes that, following appropriate consultations, a preparatory committee for the second Review Conference of the Parties to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and Ocean Floor and in the Subsoil Thereof is to be established prior to holding a further review conference in 1983;
2. Requests the Secretary-General to render the necessary assistance and to provide such services, including summary records, as may be required for the Review Conference and its preparation;
3. Recalls its expressed hope for the widest possible adherence to the Treaty."
3. The Preparatory Committee held one session at Geneva from 2 to 5 May 1983. The following States Parties to the Treaty participated in the Preparatory Committee: Afghanistan, Argentina, Australia, Austria, Belgium, Bulgaria, Byelorussian SSR, Canada, Cuba, Czechoslovakia, Denmark, Ethiopia, Finland, German Democratic Republic, Germany, Federal Republic of, Hungary, Iceland, India, Ireland, Italy, Japan, Jordan, Luxembourg, Malaysia, Mongolia, Morocco, the Netherlands, New Zealand, Norway, Poland, Portugal, Romania, Sweden, Switzerland, Tunisia, Turkey, Ukrainian SSR, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United States of America, Yugoslavia and Zambia.
4. At its second meeting on 2 May 1983, the Committee decided that its Bureau would be composed of Dr. Hubert Thielicke, German Democratic Republic, Ambassador Martin Huslid, Norway and Mr. Miodrag Mihajlović, Yugoslavia; and that, pending the election of the Chairman, each member of the Bureau would chair a meeting of the Preparatory Committee in turn. At its 6th meeting on 5 May 1983, the Preparatory Committee elected Ambassador Martin Huslid of Norway as its Chairman. The Committee authorized the Bureau to handle technical and other matters in the period before the Review Conference was convened.
5. The Secretary-General of the United Nations was represented by Mr. Jan Mårtenson, Under-Secretary-General for Disarmament Affairs, who opened the session of the Preparatory Committee. Mr. Vicente Berasategui, Principal Officer, Department for Disarmament Affairs, served as Alternate Representative of the Secretary-General. Miss Aida Luisa Levin, Political Affairs Officer, Department for Disarmament Affairs, served as Secretary of the Committee.
6. The Committee, taking note of their written requests, decided to invite the representatives of four signatories of the Treaty, Greece, Lebanon, Madagascar and Senegal, to participate in its discussions without the right to take part in the making of decisions.

7. In the course of its session, the Committee considered the following questions relating to the organization of the Conference:

- (a) Date and duration
- (b) Provisional agenda
- (c) Composition of the Bureau
- (d) Draft Rules of Procedure
- (e) Background documentation
- (f) Final document(s).

8. At its last meeting, on 5 May 1983, the Preparatory Committee adopted its final report, which was issued as a pre-session document of the Conference (SBT/CONF.II/1). The report contained, inter alia, the Provisional Agenda and the Draft Rules of Procedure for the Conference.

9. The Committee decided to request the Secretariat to circulate a revised estimate of the cost of the Conference reflecting the actual cost of the session of the Preparatory Committee, which is contained in document SBT/CONF.II/2.

10. The Committee decided to request that the following two background papers be issued as pre-session documentation for the Conference:

- (1) Developments Relating to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof (1977-1983) (SBT/CONF.II/3);
- (2) A document containing the information requested in section b (i) and (ii) of paragraph 18 of the Preparatory Committee's Final Report, namely:
  - (i) A compilation of official communications with regard to the implementation of the objectives and provisions of the Treaty, which the Secretary-General might have received, and
  - (ii) A compilation of papers on technological developments (military as well as peaceful) relevant to the Treaty, which Parties may wish to provide, or which were otherwise available to the Secretary-General from Governments (SBT/CONF.II/4).

11. In its Final Report, the Preparatory Committee, recalling the request in the Final Document, part II, of the First Review Conference with respect to Articles V and VII of the Treaty, invited the Committee on Disarmament to undertake appropriate follow-up measures. In that connection, the Committee on Disarmament, in accordance with the decision taken at its 225th plenary meeting, on 14 July 1983, held an informal meeting on 9 August to exchange views on follow-up measures to the conclusions of the First Review Conference. The delegations that participated in the discussion at that informal meeting provided summaries of their statements for the information of the Review Conference, which were circulated in document SBT/CONF.II/3/Add.1.

Organization of the Conference

12. In accordance with the decision of the Preparatory Committee, the Conference was convened on 12 September 1983 at the Palais des Nations in Geneva for a period of two weeks.

13. At its 1st meeting, on 12 September, the Conference elected by acclamation as its President, Mr. Martin Huslid, Permanent Representative of Norway to the Office of the United Nations and Other International Organizations at Geneva.

14. At the same meeting, a message from Secretary-General of the United Nations Javier Pérez de Cuéllar, was read out by the Special Representative of the Secretary-General, Mr. Jan Mårtenson, Under-Secretary-General of the United Nations for Disarmament Affairs.

15. The Conference adopted its agenda as recommended by the Preparatory Committee (SBT/CONF.II/5).

16. The Conference took note with appreciation of the Final Report of the Preparatory Committee (SBT/CONF.II/1).

17. The Conference adopted its Rules of Procedure as recommended by the Preparatory Committee (SBT/CONF.II/6). The Rules of Procedure provided for (a) a General Committee, chaired by the President of the Conference and composed of the Chairman of the Drafting Committee and of the Credentials Committee, as well as the 17 Vice-Presidents of the Conference; (b) a Drafting Committee, composed of representatives of the same 20 States Parties represented on the General Committee; (c) a Credentials Committee, composed of a Chairman and Vice-Chairman elected by the Conference, and five other members appointed by the Conference on the proposal of the President.

18. The Conference elected by acclamation 17 Vice-Presidents from the following States Parties: Afghanistan, Australia, Canada, Cuba, Ethiopia, Ghana, India, Japan, Mongolia, Morocco, Sweden, Tunisia, Ukrainian Soviet Socialist Republic, the Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United States of America and Yugoslavia. The Conference elected by acclamation the Chairman and the Vice-Chairman of the Drafting Committee, as follows:

Chairman	Mr. J. Carasales (Argentina)
Vice-Chairman	Mr. A. Skalli (Morocco)

The Conference also elected by acclamation the Chairman and the Vice-Chairman of the Credentials Committee, as follows:

Chairman	Mr. G. Rose (German Democratic Republic)
Vice-Chairman	Mr. S.K. Sharma (India)

The Conference also appointed the following five States Parties as members of the Credentials Committee: Bulgaria, Ghana, Netherlands, Nicaragua and Switzerland.

19. The Conference confirmed by acclamation the nomination of Miss Aida Luisa Levin as Secretary-General of the Conference. The nomination had been made by the Secretary-General of the United Nations, following an invitation by the Preparatory Committee.

#### Participation at the Conference

20. Forty-five States Parties to the Treaty participated in the Conference as follows: Afghanistan, Argentina, Australia, Austria, Belgium, Bulgaria, Byelorussian Soviet Socialist Republic, Canada, Cuba, Cyprus, Czechoslovakia, Denmark, Ethiopia, Finland, German Democratic Republic, Germany, Federal Republic of, Ghana, Hungary, Iceland, India, Iran (Islamic Republic of), Iraq, Ireland, Italy, Japan, Luxembourg, Malaysia, Mongolia, Morocco, Netherlands, New Zealand, Nicaragua, Norway, Poland, Portugal, Romania, Sweden, Switzerland, Tunisia, Turkey, Ukrainian Soviet Socialist Republic, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United States of America and Yugoslavia.

21. In addition, four States which have signed the Treaty but have not yet ratified it participated in the Conference without taking part in its decisions, as provided in Rule 43, paragraph 1, of the Rules of Procedure: Brazil, Colombia, Greece and Madagascar.

22. Two additional States, Algeria and Mexico, neither Party nor Signatory of the Treaty, applied for Observer status in accordance with Rule 43, paragraph 2. Such status was granted to them by the Conference.

23. Two Non-Governmental Organizations attended the Conference under Rule 43, paragraph 5.

24. A list of all delegations to the Conference, including States Parties, Signatories, Observer States and Non-Governmental Organizations is contained in Annex \_\_\_\_.

25. The Credentials Committee met on 13 and \_\_\_ September and reported on the credentials of States Parties (SBT/CONF.II/\_\_\_). At its \_\_\_ plenary meeting, the Conference took note of the report.

Work of the Conference

26. The Conference held \_\_\_ plenary meetings between 12 and \_\_\_ September when it concluded its work.

27. The general debate in plenary, in which 32 States Parties and Signatories made statements, took place from 13 to 15 September. The Conference, at its 7th and 8th plenary meetings, on 16 September reviewed the provisions of the Treaty article by article, followed by the preamble and purposes of the Treaty.

28. At a series of meetings held from 19 to \_\_\_ September, the Drafting Committee considered the proposals referred to it by the Conference, and submitted its report to the Conference on \_\_\_ September (SBT/CONF.II/\_\_\_). The Conference, at its \_\_\_ plenary meeting, on \_\_\_ September, took note of the report.

Documentation

29. A list of the documents of the Conference is attached in Annex \_\_\_.

Conclusion of the Conference

30. At its \_\_\_ and final plenary meeting, on \_\_\_ September, the Conference adopted its Final Document as recommended by the Drafting Committee in document SBT/CONF.II/\_\_\_ . The Final Document consists of three Parts: I. Organization and work of the Conference; II. Final Declaration; and III. Summary Records of Plenary Meetings of the Conference.