

RESOLUTIONS ADOPTED ON THE REPORTS OF THE SIXTH COMMITTEE

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3071 (XXVIII). Report of the International Law Commission*The General Assembly,*

Having considered the report of the International Law Commission on the work of its twenty-fifth session,¹

Emphasizing the need for the further codification and progressive development of international law in order to make it a more effective means of implementing the purposes and principles set forth in Articles 1 and 2 of the Charter of the United Nations and in the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States,² and to give increased importance to its role in relations among States,

Taking note of the draft articles prepared by the International Law Commission on State responsibility, succession of States in respect of matters other than treaties and the most-favoured-nation clause,³

Welcoming the decision of the International Law Commission to give priority at its twenty-sixth session to succession of States with respect to treaties and to State responsibility,

Welcoming the decision of the International Law Commission to give further consideration to proposals and suggestions made in connexion with the review of the Commission's long-term programme of work on the basis of the "Survey of International Law" prepared by the Secretary-General,⁴

³ *Official Records of the General Assembly, Twenty-eighth Session, Supplement No. 10 (A/9010/Rev.1), chap. II, sect. B; chap. III, sect. B; chap. IV, sect. B.*

⁴ *Yearbook of the International Law Commission, 1971, vol. II, part two (United Nations publication, Sales No.: E.72.V.6 (Part II)), document A/CN.4/245.*

¹ *Official Records of the General Assembly, Twenty-eighth Session, Supplement No. 10 (A/9010/Rev.1).*

² Resolution 2625 (XXV), annex.

Noting with appreciation that, in paragraph 175 of its report, the International Law Commission stated that special attention was given to the need to take a formal decision regarding the commencement of work on the topic of the law of the non-navigational uses of international watercourses, in conformity with General Assembly resolutions 2669 (XXV) of 8 December 1970, 2780 (XXVI) of 3 December 1971 and 2926 (XXVII) of 28 November 1972,

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

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

3. *Recommends* that the International Law Commission should:

(a) Complete at its twenty-sixth session, in the light of comments received from Member States, the second reading of the draft articles on succession of States in respect of treaties adopted at its twenty-fourth session;

(b) Continue on a priority basis at its twenty-sixth session its work on State responsibility, taking into account the views and considerations referred to in General Assembly resolutions 1765 (XVII) of 20 November 1962, 1902 (XVIII) of 18 November 1963, 2400 (XXIII) of 11 December 1968 and 2926 (XXVII) of 28 November 1972, with a view to the preparation of a first set of draft articles on responsibility of States for internationally wrongful acts;

(c) Undertake at an appropriate time a separate study of the topic of international liability for injurious consequences arising out of the performance of other activities;

(d) Proceed with the preparation of draft articles on succession of States in respect of matters other than treaties, taking into account the views and considerations referred to in the relevant resolutions of the General Assembly;

(e) Proceed with the preparation of draft articles on the most-favoured-nation clause;

(f) Continue its study of the question of treaties concluded between States and international organizations or between two or more international organizations;

4. *Recommends further* that the International Law Commission should at its twenty-sixth session commence its work on the law of non-navigational uses of international watercourses by, *inter alia*, adopting preliminary measures provided for under article 16 of its statute;

5. *Approves* the programme of work planned by the International Law Commission for 1974 and a twelve-week session for that year;

6. *Requests* the Secretary-General to complete the supplementary report on the legal problems relating to the non-navigational uses of international watercourses, requested by the General Assembly in resolution 2669 (XXV), in time to submit it to the International Law Commission before the beginning of its twenty-sixth session;

7. *Expresses the wish* that, in conjunction with future sessions of the International Law Commission, other seminars might be organized, which should continue to ensure the participation of an increasing number of jurists of developing countries;

8. *Requests* the Secretary-General to forward to the International Law Commission the records of the discussion on the report of the Commission at the twenty-eighth session of the General Assembly.

*2186th plenary meeting
30 November 1973*

3072 (XXVIII). United Nations Conference on the Representation of States in Their Relations with International Organizations

The General Assembly,

Recalling that, by its resolution 2966 (XXVII) of 14 December 1972, it decided that an international conference of plenipotentiaries should be convened as soon as practicable to consider the draft articles on the representation of States in their relations with international organizations, adopted by the International Law Commission at its twenty-third session,⁵ and to embody the results of its work in an international convention and such other instruments as it may deem appropriate,

Recalling further that, in its resolution 2780 (XXVI) of 3 December 1971, it expressed its appreciation to the International Law Commission for its valuable work on the question of representation of States in their relations with international organizations and to the Special Rapporteur on the topic for his contribution to this work,

Having considered the memorandum on the methods of work of the conference⁶ submitted by the Secretary-General in pursuance of resolution 2966 (XXVII),

Noting that an invitation has been extended by the Government of Austria to hold at Vienna the conference on the representation of States in their relations with international organizations,

1. *Decides* that the United Nations Conference on the Representation of States in Their Relations with International Organizations, referred to in General Assembly resolution 2966 (XXVII), will be held early in 1975 at Vienna;

2. *Invites* the specialized agencies, the International Atomic Energy Agency and other interested intergovernmental organizations to send observers to the Conference;

3. *Refers* to the Conference as the basic proposal for its consideration the draft articles on the representation of States in their relations with international organizations adopted by the International Law Commission at its twenty-third session;

4. *Invites* the States and intergovernmental organizations which have not already done so to submit to the Secretary-General not later than 1 September 1974, for circulation to participants in the Conference, their comments and observations on the draft articles on the representation of States in their relations with international organizations adopted by the International Law Commission at its twenty-third session;

5. *Requests* the Secretary-General to arrange for the presence at the Conference, as an expert, of the International Law Commission's Special Rapporteur on the topic of relations between States and international organizations;

⁵ *Official Records of the General Assembly, Twenty-sixth Session, Supplement No. 10 (A/8410/Rev.1), chap. II, sect. D.*
⁶ A/9167.