

the question of State archives and, at its thirty-third session, the second reading of all of the draft articles on succession of States in respect of matters other than treaties, taking into account the written comments of Governments and views expressed on the topic in debates in the General Assembly;

(b) Continue its work on State responsibility with the aim of completing, at its thirty-second session, the first reading of the set of articles constituting part one of the draft on responsibility of States for internationally wrongful acts, taking into account the written comments of Governments and views expressed on the topic in debates in the General Assembly, and proceed to the study of the further part or parts of the draft with a view to making as much progress as possible in the elaboration of draft articles within the present term of office of the members of the Commission;

(c) Proceed with the preparation of draft articles on treaties concluded between States and international organizations or between international organizations with the aim of completing, at its thirty-second session, the first reading of those draft articles;

(d) Continue its work on the law of the non-navigational uses of international watercourses, taking into account the replies of Governments to the questionnaire prepared by the Commission and the views expressed on the topic in debates in the General Assembly;

(e) Continue its work on jurisdictional immunities of States and their property, taking into account information furnished by Governments and replies to the questionnaire addressed to them, as well as views expressed on the topic in debates in the General Assembly;

(f) Continue its work on the status of the diplomatic courier and the diplomatic bag not accompanied by diplomatic courier, taking into account the written comments of Governments and views expressed on the topic in debates in the General Assembly, with a view to the possible elaboration of an appropriate legal instrument;

5. *Requests* the International Law Commission to continue its work on the remaining topics in its current programme, namely, international liability for injurious consequences arising out of acts not prohibited by international law and the second part of the topic of relations between States and international organizations;

6. *Expresses its appreciation* to the Swiss Federal Council for the decision to accord, by analogy, to the members of the International Law Commission, for the duration of the Commission's sessions at Geneva, the privileges and immunities to which the judges of the International Court of Justice are entitled while present in Switzerland, thereby facilitating the performance of the functions of the Commission's members;⁷

7. *Draws the attention* of the Governments concerned and the appropriate institutions to the need to enable members of the International Law Commission, in particular those who are Special Rapporteurs and officers of the Commission, to have adequate time available for the fulfilment of their responsibilities to the Commission, especially at its sessions;

8. *Expresses confidence* that the International Law Commission will continue to keep the progress of its work under review and to develop the methods of work best suited to the speedy completion of the tasks entrusted to it;

9. *Reaffirms* its previous decisions concerning research projects and studies required by the work of the International Law Commission and the increased role

of the Codification Division of the Office of Legal Affairs of the Secretariat, as well as those concerning the need for continuing provision of summary records of the Commission's meetings;

10. *Expresses the wish* that the International Law Commission will continue to enhance its co-operation with legal organs of intergovernmental organizations whose work is of interest for the progressive development of international law and its codification;

11. *Further expresses the wish* that seminars will continue to be held in conjunction with sessions of the International Law Commission and that an increasing number of participants from developing countries will be given the opportunity to attend those seminars;

12. *Requests* the Secretary-General to forward to the International Law Commission, for its attention, the records of the discussion on the report of the Commission at the thirty-fourth session of the General Assembly and to prepare a topical summary of the discussion to be made available to the Commission.

*105th plenary meeting
17 December 1979*

34/142. Co-ordination in the field of international trade law

The General Assembly,

Noting that the significant increase in economic and trade relations between States and their peoples has given rise to increased activities of a legislative nature by international bodies and organs both within and without the United Nations system,

Being of the view that such activities should not lead to the duplication of work or the establishment of conflicting rules, resulting in non-ratification by States or non-application by the courts,

Recalling its resolution 2205 (XXI) of 17 December 1966, by which it established the United Nations Commission on International Trade Law and conferred upon that Commission the mandate of furthering the progressive harmonization and unification of the law of international trade by, *inter alia*, co-ordinating the work of organizations active in that field and encouraging co-operation among them,

Considering that, by virtue of the mandate conferred upon it by the General Assembly, it is among the tasks of the United Nations Commission on International Trade Law to ensure that legal texts prepared by various international organizations in the field of international trade law contribute to a coherent and generally acceptable system of international law,

Bearing in mind the establishment by the United Nations Commission on International Trade Law of the Working Group on the New International Economic Order and its mandate, as well as the programmes of work of the other working groups of the Commission,

Reaffirming its resolution 33/92 of 16 December 1978,

1. *Reaffirms* the mandate of the United Nations Commission on International Trade Law in the co-ordination of legal activities in the field of international trade law;

2. *Draws the attention* of all organs and bodies within the United Nations system to this mandate of the United Nations Commission on International Trade Law;

3. *Invites* all organs and organizations concerned to co-operate with the United Nations Commission on International Trade Law by providing it with relevant information on their activities and by consulting with it;

4. *Calls upon* all Governments to bear in mind the importance of improved co-ordination of activities related to participation in the various international organizations concerned with international trade law;

5. *Requests* the Secretary-General:

(a) To take effective steps to secure close co-ordination, especially among those parts of the Secretariat which are serving the United Nations Commission on International Trade Law, the International Law Commission, the United Nations Conference on Trade and Development, the United Nations Industrial Development Organization and the Commission on Transnational Corporations;

(b) To place before the United Nations Commission on International Trade Law, at each of its sessions, a report on the legal activities of the international organs, organizations and bodies concerned, together with recommendations regarding steps to be taken by the Commission.

*105th plenary meeting
17 December 1979*

34/143. Report of the United Nations Commission on International Trade Law

The General Assembly,

Having considered the report of the United Nations Commission on International Trade Law on the work of its twelfth session,⁹

Recalling its resolutions 2205 (XXI) of 17 December 1966, by which it established the United Nations Commission on International Trade Law and defined the object and terms of reference of the Commission, 3108 (XXVIII) of 12 December 1973, by which it increased the membership of the Commission, and 31/99 of 15 December 1976, by which Governments of Member States not members of the Commission were entitled to attend as observers the sessions of the Commission and its working groups, as well as its previous resolutions concerning the reports of the Commission on the work of its annual sessions,

Recalling also its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, 3281 (XXIX) of 12 December 1974 and 3362 (S-VII) of 16 September 1975,

Reaffirming its conviction that the progressive harmonization and unification of international trade law, in reducing or removing legal obstacles to the flow of international trade, especially those affecting the developing countries, would significantly contribute to universal economic co-operation among all States on a basis of equality and to the elimination of discrimination in international trade and, thereby, to the well-being of all peoples,

Having regard for the need to take into account the different social and legal systems in harmonizing the rules of international trade law,

Stressing the usefulness and importance of organizing symposia for promoting better knowledge and understanding of international trade law and, especially, for

the training of young lawyers from developing countries in this field,

1. *Takes note with appreciation* of the report of the United Nations Commission on International Trade Law on the work of its twelfth session;

2. *Commends* the United Nations Commission on International Trade Law for the progress made in its work and for its efforts to enhance the efficiency of its working methods;

3. *Notes with satisfaction* that the United Nations Commission on International Trade Law has commenced work on subjects included in the new programme of work adopted at its eleventh session;¹⁰

4. *Calls upon* the United Nations Commission on International Trade Law to continue to take account of the relevant provisions of the resolutions concerning the new international economic order, as adopted by the General Assembly at its sixth and seventh special sessions,¹¹ and notes with satisfaction that the Commission has taken positive action in this respect by establishing a Working Group on the New International Economic Order and by conferring on it a specific mandate;

5. *Recommends* that the United Nations Commission on International Trade Law should:

(a) Continue its work on the topics included in its programme of work;

(b) Continue its work on training and assistance in the field of international trade law, taking into account the special interests of the developing countries;

(c) Maintain close collaboration with the United Nations Conference on Trade and Development and continue to collaborate with international organizations active in the field of international trade law;

(d) Continue to maintain liaison with the Commission on Transnational Corporations with regard to the consideration of legal problems that would be susceptible of action by the United Nations Commission on International Trade Law;

(e) Continue to give special consideration to the interests of developing countries and to bear in mind special problems of countries due to their geographical situation;

(f) Keep its programme of work and working methods under review with the aim of further increasing the effectiveness of its work;

6. *Expresses the view* that the United Nations Commission on International Trade Law should continue to hold symposia on international trade law;

7. *Notes with satisfaction* that the transfer to Vienna of the International Trade Law Branch of the Secretariat, in accordance with General Assembly resolution 31/194 of 22 December 1976, has now been completed and, in this connexion:

(a) Expresses its confidence that continued attention will be paid to the need for adequate research facilities for the International Trade Law Branch so that it can fulfil its functions as the substantive secretariat of the Commission;

(b) Expresses its appreciation to the Government of Austria for its financial contribution to the establishment of a law library for the Commission and its secretariat;

¹⁰ *Ibid.*, *Thirty-third Session, Supplement No. 17 (A/33/17)*, para. 69.

¹¹ Resolutions 3201 (S-VI), 3202 (S-VI) and 3362 (S-VII).

⁹ *Ibid.*, *Supplement No. 17 (A/34/17)*.