

37/112. Convention on the Law of Treaties between States and International Organizations or between International Organizations

The General Assembly,

Recalling that, following consideration of a recommendation adopted by the United Nations Conference on the Law of Treaties, held at Vienna in 1968 and 1969, the General Assembly, by its resolution 2501 (XXIV) of 12 November 1969, recommended that the International Law Commission should study, in consultation with the principal international organizations, as it may consider appropriate in accordance with its practice, the question of treaties concluded between States and international organizations or between two or more international organizations, as an important question,

Noting that, pursuant to General Assembly resolution 36/114 of 10 December 1981, the International Law Commission, taking into account the written comments of Governments and of principal international organizations as well as views expressed in debates in the Assembly, completed at its thirty-fourth session the second reading of the draft articles on the said question,⁴¹

Noting that, as reflected in paragraph 57 of the report of the International Law Commission on the work of its thirty-fourth session,⁴² the Commission decided to recommend that the General Assembly should convoke a conference to study the draft articles on the law of treaties between States and international organizations or between international organizations prepared by the Commission and to conclude a convention,

Recalling the adoption of the Vienna Convention on the Law of Treaties of 23 May 1969,⁴³ the Vienna Convention on the Representation of States in Their Relations with International Organizations of a Universal Character of 14 March 1975⁴⁴ and the Vienna Convention on Succession of States in respect of Treaties of 23 August 1978,⁴⁵

Mindful of Article 13, paragraph 1 *a*, of the Charter of the United Nations, which provides that the General Assembly shall initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification,

Believing that the successful codification and progressive development of the rules of international law governing treaties between States and international organizations or between international organizations would contribute to the development of friendly relations and co-operation among States, irrespective of their differing constitutional and social systems, and would assist in promoting and implementing the purposes and principles set forth in Articles 1 and 2 of the Charter,

1. *Expresses its appreciation* to the International Law Commission for its valuable work on the law of treaties between States and international organizations or between international organizations and to the Special Rapporteur on the topic for his contribution to this work;

2. *Invites* States to submit, not later than 1 July 1983, their written comments and observations on the final draft articles on the law of treaties between States and international organizations or between international organizations, prepared by the International Law Commission, as well as on the questions referred to in paragraph 60 of the report of the Commission on the work of its thirty-fourth session;⁴⁶

3. *Invites also* the principal international intergovernmental organizations to submit within the same period their written comments and observations on the subject;

4. *Requests* the Secretary-General to circulate such comments so as to facilitate the discussion on the subject at the thirty-eighth session of the General Assembly;

5. *Decides* that an international convention shall be concluded on the basis of the draft articles adopted by the International Law Commission;

6. *Takes note* of the recommendation of the International Law Commission on the subject and agrees to decide at its thirty-eighth session upon the appropriate forum for the adoption of the convention in the light of the comments received in accordance with the present resolution;

7. *Decides* to include in the provisional agenda of its thirty-eighth session an item entitled "Convention on the Law of Treaties between States and International Organizations or between International Organizations".

*107th plenary meeting
16 December 1982*

37/113. Report of the Committee on Relations with the Host Country

The General Assembly,

Having considered the report of the Committee on Relations with the Host Country,⁴⁶

Recalling Article 105 of the Charter of the United Nations, the Convention on Privileges and Immunities of the United Nations⁴⁷ and the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations,⁴⁸

Recalling further that the problems related to the privileges and immunities of all missions accredited to the United Nations, their security and the safety of their personnel are of great importance and concern to them, as well as the primary responsibility of the host country,

Noting with deep concern the continued acts violating the security of missions and the safety of the personnel of missions accredited to the United Nations,

Recognizing that effective measures should be taken by the competent authorities of the host country, in particular to prevent any acts violating the security of missions and the safety of their personnel,

1. *Endorses* the recommendations of the Committee on Relations with the Host Country contained in paragraph 43 of its report;

2. *Urges* the host country to continue to take all necessary measures effectively to ensure the protection, security and safety of the missions accredited to the United Nations and their personnel, including practicable measures to prohibit illegal activities of persons, groups and organizations that encourage, instigate, organize or engage in the perpetration of acts against the security and safety of such missions and representatives;

⁴⁶ Official Records of the General Assembly, Thirty-seventh Session, Supplement No. 26 (A/37/26).

⁴⁷ Resolution 22 A (I).

⁴⁸ Resolution 169 (II).

⁴¹ *Ibid.*, Supplement No. 10 (A/37/10), chap. II.

⁴² *Ibid.*, Supplement No. 10 (A/37/10).

⁴³ Official Records of the United Nations Conference on the Law of Treaties, Vienna, 26 March-24 May 1968 and 9 April-22 May 1969 (United Nations publication, Sales No. E.70.V.5), p. 287.

⁴⁴ Official Records of the United Nations Conference on the Representation of States in Their Relations with International Organizations, Vienna, 4 February-14 March 1975, vol. II (United Nations publication, Sales No. E.75.V.12), p. 207.

⁴⁵ Official Records of the United Nations Conference on Succession of States in Respect of Treaties, Vienna, 4 April-6 May 1977 and 31 July-23 August 1978, vol. III (United Nations publication, Sales No. E.79.V.10), p. 185.