

ber 1970, 2968 (XXVII) of 14 December 1972 and 3349 (XXIX) of 17 December 1974,

Recalling also its resolutions 2925 (XXVII) of 27 November 1972, 3073 (XXVIII) of 30 November 1973 and 3282 (XXIX) of 12 December 1974 on the strengthening of the role of the United Nations,

Recalling especially resolution 3499 (XXX) of 15 December 1975, by which the General Assembly established the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization,

Having considered the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization,⁸

Considering that the Special Committee has not completed the mandate given to it,

Reaffirming its support for the purposes and principles set forth in the Charter of the United Nations,

1. *Takes note* of the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization;

2. *Decides* that the Special Committee should continue its work in accordance with paragraphs 1 and 2 of General Assembly resolution 3499 (XXX);

3. *Invites* Governments to submit, or to bring up to date, their observations and proposals in accordance with General Assembly resolution 3499 (XXX);

4. *Requests* the Secretary-General to render all assistance to the Special Committee, including the preparation of summary records of its meetings;

5. *Requests* the Special Committee to submit a report on its work to the General Assembly at its thirty-second session;

6. *Decides* to include in the provisional agenda of its thirty-second session the item entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

81st plenary meeting
29 November 1976

31/76. Implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961

The General Assembly,

Taking note of the report of the Secretary-General⁹ on the implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961,¹⁰

Noting that since the adoption by the General Assembly of resolution 3501 (XXX) of 15 December 1975 the number of States parties to the Vienna Convention on Diplomatic Relations of 1961 has increased,

Concerned at continuing instances of violations of the rules of diplomatic law relating, in particular, to the status of the diplomatic courier and the diplomatic bag not accompanied by diplomatic courier,

Recognizing the advisability of studying the question of the status of the diplomatic courier and the diplomatic bag not accompanied by diplomatic courier in the light of the Vienna Convention on Diplomatic Relations of 1961,

Considering it desirable that the General Assembly should periodically consider at its sessions the question of implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961,

1. *Urges* States which have not yet done so to become parties to the Vienna Convention on Diplomatic Relations of 1961;

2. *Reaffirms* the need for strict implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961 in the interest of maintaining normal relations between them, strengthening international peace and security and developing international co-operation;

3. *Invites* Member States to submit or to supplement their comments and observations on ways and means to ensure the implementation of the provisions of the Vienna Convention on Diplomatic Relations of 1961 and on the desirability of elaborating provisions concerning the status of the diplomatic courier in accordance with paragraph 4 of General Assembly resolution 3501 (XXX), with due regard also to the question of the status of the diplomatic bag not accompanied by diplomatic courier;

4. *Requests* the International Law Commission at the appropriate time to study, in the light of the information contained in the report of the Secretary-General on the implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961 and other information on this question to be received from Member States through the Secretary-General, the proposals on the elaboration of a protocol concerning the status of the diplomatic courier and the diplomatic bag not accompanied by diplomatic courier, which would constitute development and concretization of the Vienna Convention on Diplomatic Relations of 1961;

5. *Requests* the Secretary-General to submit to the General Assembly at its thirty-third session an analytical report on ways and means to ensure the implementation of the Vienna Convention on Diplomatic Relations of 1961 on the basis of comments and observations on this question received from Member States and also taking into account the results, if available and ready, of the study by the International Law Commission of the proposals on the elaboration of the above-mentioned protocol;

6. *Decides* to include in the provisional agenda of its thirty-third session the item entitled "Implementation by States of the provisions of the Vienna Convention on Diplomatic Relations of 1961: report of the Secretary-General".

97th plenary meeting
13 December 1976

31/97. Report of the International Law Commission

The General Assembly,

Having considered the report of the International Law Commission on the work of its twenty-eighth session,¹¹

⁸ Official Records of the General Assembly, Thirty-first Session, Supplement No. 33 (A/31/33).

⁹ A/31/145 and Add.1.

¹⁰ United Nations, Treaty Series, vol. 500, No. 7310, p. 95.

¹¹ Official Records of the General Assembly, Thirty-first Session, Supplement No. 10 (A/31/10).

Emphasizing the need for the progressive development of international law and its codification 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,¹² and to give increased importance to its role in relations among States,

Welcoming the fact that the International Law Commission completed the first reading of the draft articles on the most-favoured-nation clause,

Noting with appreciation the work done by the International Law Commission on State responsibility, succession of States in respect of matters other than treaties and the law of the non-navigational uses of international watercourses,

Noting with satisfaction that the International Law Commission continued to pay special attention to the question of rationalizing further its organization and methods of work,

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

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

3. *Approves* the programme of work planned by the International Law Commission for 1977;

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

(a) Complete at its thirtieth session, in the light of comments received from Member States, from organs of the United Nations which have competence on the subject-matter and from interested intergovernmental organizations, the second reading of the draft articles on the most-favoured-nation clause adopted at its twenty-eighth session;

(b) Continue on a high priority basis its work on State responsibility, taking into account relevant General Assembly resolutions adopted at previous sessions, with a view to completing the preparation of a first set of draft articles on responsibility of States for internationally wrongful acts, if possible within the next term of office of the members of the International Law Commission, and take up, at the earliest possible time, the separate topic of international liability for injurious consequences arising out of acts not prohibited by international law;

(c) Proceed with the preparation, on a priority basis, of draft articles on:

(i) Succession of States in respect of matters other than treaties;

(ii) Treaties concluded between States and international organizations or between international organizations;

(d) Continue its work on the law of the non-navigational uses of international watercourses;

5. *Urges* Member States that have not yet done so to submit to the Secretary-General their written comments on the subject of the law of the non-navigational uses of international watercourses;

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

7. *Supports* the request of the International Law Commission to the Secretary-General to prepare and publish as soon as possible a new and revised edition of the handbook entitled *The Work of the International Law Commission*;

8. *Expresses the wish* that seminars continue to be held in conjunction with sessions of the International Law Commission and that an increasing number of participants from developing countries be given the opportunity to attend these seminars;

9. *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-first session of the General Assembly.

99th plenary meeting
15 December 1976

31/98. Arbitration Rules of the United Nations Commission on International Trade Law

The General Assembly,

Recognizing the value of arbitration as a method of settling disputes arising in the context of international commercial relations,

Convinced that the establishment of rules for *ad hoc* arbitration that are acceptable in countries with different legal, social and economic systems would significantly contribute to the development of harmonious international economic relations,

Bearing in mind that the Arbitration Rules of the United Nations Commission on International Trade Law have been prepared after extensive consultation with arbitral institutions and centres of international commercial arbitration,

Noting that the Arbitration Rules were adopted by the United Nations Commission on International Trade Law at its ninth session¹³ after due deliberation,

1. *Recommends* the use of the Arbitration Rules of the United Nations Commission on International Trade Law in the settlement of disputes arising in the context of international commercial relations, particularly by reference to the Arbitration Rules in commercial contracts;

2. *Requests* the Secretary-General to arrange for the widest possible distribution of the Arbitration Rules.

99th plenary meeting
15 December 1976

31/99. 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 ninth session,¹⁴

¹³ Official Records of the General Assembly, Thirty-first Session, Supplement No. 17 (A/31/17), chap. V, sect. C.

¹⁴ *Ibid.*, Supplement No. 17 (A/31/17).

¹² Resolution 2625 (XXV), annex.