

RESOLUTIONS ADOPTED ON THE REPORTS OF THE SIXTH COMMITTEE

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3494 (XXX). 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 eighth session,¹

Recalling its resolution 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, and 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 legal systems in harmonizing the rules of international trade law,

Bearing in mind that the Trade and Development Board of the United Nations Conference on Trade and Development, at its fifteenth session, took note with appreciation² of the report of the United Nations Commission on International Trade Law,

¹ Official Records of the General Assembly, Thirtieth Session, Supplement No. 17 (A/10017).

² Ibid., Supplement No. 15 (A/10015/Rev.1), part three, para. 226.

1. *Takes note with appreciation* of the report of the United Nations Commission on International Trade Law on the work of its eighth 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 a draft convention on the carriage of goods by sea has been prepared by a working group of the United Nations Commission on International Trade Law and that this draft convention has been transmitted to Governments and interested international organizations for their comments;

4. *Further notes with satisfaction* that work on uniform rules governing the international sale of goods is nearing completion and that in the near future a draft convention on the international sale of goods will be transmitted to Governments and interested international organizations for their comments;

5. *Approves* the decision of the United Nations Commission on International Trade Law to maintain on its agenda the item concerning multinational enterprises and to keep that subject under review pending the identification by the Commission on Transnational Corporations of specific legal issues that would be susceptible of action by the United Nations Commission on International Trade Law;

6. *Expresses its appreciation* to the United Nations Commission on International Trade Law for the international symposium on the teaching of international trade law, held in connexion with its eighth session;

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

(a) Continue in its work to pay special attention to the topics to which it had decided to give priority, namely, the international sale of goods, international payments, international commercial arbitration and international legislation on shipping;

(b) Continue to consider the advisability of preparing uniform rules governing the liability for damage caused by products intended for or involved in international trade, in accordance with the decisions thereon adopted by the Commission at its eighth session;

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

(d) 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;

(e) Maintain liaison with the Commission on Transnational Corporations with regard to the consideration of legal problems that would be susceptible of action by it;

(f) Continue to give special consideration to the interests of developing countries and to bear in mind the special problems of land-locked countries;

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

8. *Calls upon* the United Nations Commission on International Trade Law to take account of the relevant provisions of the resolutions of the sixth and seventh special sessions of the General Assembly that laid down the foundations of the new international economic

order, bearing in mind the need for United Nations organs to participate in the implementation of those resolutions;

9. *Requests* the Secretary-General to forward to the United Nations Commission on International Trade Law the records of the discussions at the thirtieth session of the General Assembly on the Commission's report on the work of its eighth session.

2440th plenary meeting
15 December 1975

3495 (XXX). Report of the International Law Commission

The General Assembly,

Having considered the report of the International Law Commission on the work of its twenty-seventh session,³

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,⁴ and to give increased importance to its role in relations among States,

Taking note with appreciation of the draft articles prepared by the International Law Commission on State responsibility, succession of States in respect of matters other than treaties, the most-favoured-nation clause and treaties concluded between States and international organizations or between international organizations,

Noting with satisfaction that the adoption by the International Law Commission of general goals towards which its efforts should be directed in the years to come is a means of rationalizing further the organization and methods of work of the Commission,

1. *Takes note* of the report of the International Law Commission on the work of its twenty-seventh 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 1976;

4. *Recommends* that the International Law Commission, in the light of the observations on its plan of work made at the present session of the General Assembly, should:

(a) Complete at its twenty-eighth session the first reading of draft articles on the most-favoured-nation clause;

(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 at the earliest possible time and take up, as soon as appropriate, 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 succession of States in respect of matters other than treaties;

³ *Ibid.*, Supplement No. 10 (A/10010/Rev.1).

⁴ Resolution 2625 (XXV), annex.