

Law has welcomed the recommendation of the Working Group on the New International Economic Order concerning subject-matters to be included in the programme of work of the Commission and endorses the decision of the Commission that preparatory work be carried out in respect of contracts on supply and construction of large industrial works and on industrial co-operation;¹⁴

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

9. *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, the International Law Commission and the United Nations Industrial Development Organization 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;

10. *Expresses its appreciation* to all States which have offered to make contributions to the holding at Vienna in 1981 of the second symposium on international trade law of the United Nations Commission on International Trade Law on the occasion of the fourteenth session of the Commission;

11. *Appeals* to other States and to organizations, institutions and individuals to make similar contributions so that the number of participants in the second symposium from developing countries might be increased;

12. *Reaffirms* the importance of the legal work that is being undertaken by the United Nations Commission on International Trade Law and of the increased role of the International Trade Law Branch of the Office of Legal Affairs of the Secretariat as the substantive secretariat of the Commission and, in this connexion:

(a) Recognizes the relevance of summary records for the legislative history of United Nations treaties, conventions and other texts of a legal character and emphasizes the advisability of continuing the practice of drawing up complete summary records for meetings of the Commission that are devoted to the preparation of draft conventions or other legal instruments;

(b) Requests the Secretary-General to earmark, out of the funds allocated to the common library of the Vienna International Centre, such an amount as is necessary for the maintenance of the law library of the Commission and for the acquisition of materials that are required in the context of the programme of work of the Commission;

(c) Appeals to Governments to contribute to the law library of the Commission at Vienna legal materials which are relevant to the work of the Commission, including official journals, gazettes and legislative texts;

(d) Further appeals to Governments to provide the secretariat of the Commission with relevant materials pertaining to arbitration procedure so that it can complete its work on a model law on arbitral procedure;

13. *Requests* the Secretary-General to forward to the United Nations Commission on International Trade Law the records of the discussion at the thirty-fifth session of the General Assembly relating to the report of the Commission on the work of its thirteenth session.

81st plenary meeting
4 December 1980

35/52. Conciliation Rules of the United Nations Commission on International Trade Law

The General Assembly,

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

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

Noting that the Conciliation Rules of the United Nations Commission on International Trade Law were adopted by the Commission at its thirteenth session¹³ after consideration of the observations of Governments and interested organizations,

1. *Recommends* the use of the Conciliation Rules of the United Nations Commission on International Trade Law in cases where a dispute arises in the context of international commercial relations and the parties seek an amicable settlement of that dispute by recourse to conciliation;

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

81st plenary meeting
4 December 1980

35/160. Peaceful settlement of disputes between States

The General Assembly,

Having examined the item entitled "Peaceful settlement of disputes between States",

Deeply concerned at the continuation of conflict situations and the emergence of new sources of disputes and tension in international life, and especially at the growing tendency to resort to force or the threat of force and at the escalation of the arms race, which gravely endanger the independence and security of States, as well as international peace and security,

Reaffirming its resolution 34/102 of 14 December 1979, in which it urged all States to co-operate in the elaboration of a declaration of the General Assembly on the peaceful settlement of disputes between States,

Considering that the elaboration of a declaration on the peaceful settlement of disputes between States could contribute to the elimination of the danger of recourse to force or the threat of force and, therefore, to the strengthening of international peace and security,

Noting with satisfaction the report of the Secretary-General,¹⁵ containing the opinions, suggestions and proposals of States regarding the declaration on the peaceful settlement of disputes between States,

¹³ A/35/391 and Add.1.

Noting also the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization,¹⁶ especially the work done on the draft Manila declaration on the peaceful settlement of international disputes,¹⁷

Taking into account the suggestions and opinions expressed during the examination at its current session of the question of the peaceful settlement of disputes between States,

Bearing in mind the wide consultations that have taken place in connexion with the content of the declaration on the peaceful settlement of international disputes and the fruitful activity in the Working Group, established at the current session of the General Assembly, which continued the elaboration of the declaration,

1. *Calls again upon* all States to adhere strictly in their international relations to the principle that States shall settle their international disputes by peaceful means in such a manner that international peace and security and justice are not endangered;

2. *Considers* that the question of the peaceful settlement of disputes should represent one of the central concerns for States and that, to this end, the efforts for examining and further developing the principle of the peaceful settlement of disputes between States and the means of consolidating its full observance by all States in their international relations should be continued;

3. *Considers also* that the elaboration, as soon as possible, of a declaration of the General Assembly on the peaceful settlement of international disputes is likely to contribute to the strengthening of the role and the efficiency of the United Nations in preventing conflicts and settling them peacefully;

4. *Requests* the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization to continue the elaboration of the draft Manila declaration on the peaceful settlement of international disputes with a view to submitting it for further consideration to the General Assembly at its thirty-sixth session;

5. *Refers* to the Special Committee the report of its Working Group on the Peaceful Settlement of Disputes,¹⁸ as well as the views expressed at the current session of the General Assembly on the contents of the declaration;

6. *Expresses the hope* that the States which have not yet transmitted to the Secretary-General their opinions on that matter will do so as soon as possible in order to contribute, in this way also, to the elaboration of the declaration;

7. *Decides* to include in the provisional agenda of its thirty-sixth session the item entitled "Peaceful settlement of disputes between States".

95th plenary meeting
15 December 1980

35/161. Consideration of the draft articles on most-favoured-nation clauses

The General Assembly,

Recalling its resolution 33/139 of 19 December 1978 relating to the report of the International Law Commission

¹⁶ *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 33 (A/35/33 and Corr.1).*

¹⁷ *Ibid.*, para. 159.

¹⁸ A/C.6/35/L.21.

on the work of its thirtieth session, in particular section II of the resolution,

Having considered the item entitled "Consideration of the draft articles on most-favoured-nation clauses", including the report of the Secretary-General submitted pursuant to resolution 33/139,¹⁹

Bearing in mind the importance of facilitating international trade and development of economic co-operation among all States on the basis of equality, mutual advantage and non-discrimination in the establishment of the new international economic order,

Aware of the fact that more replies from States and interested intergovernmental agencies are needed,

1. *Takes note* of the report of the Secretary-General;

2. *Requests* the Secretary-General to reiterate his invitation to Member States, organs of the United Nations which have competence in the subject-matter and interested intergovernmental organizations to submit or bring up to date, not later than 30 June 1981, their written comments and observations on chapter II of the report of the International Law Commission on the work of its thirtieth session²⁰ and, in particular, on:

(a) The draft articles on most-favoured-nation clauses adopted by the Commission;

(b) Those provisions relating to such clauses on which the Commission was unable to take decisions;

and also requests States to comment on the recommendation of the Commission that those draft articles should be recommended to Member States with a view to the conclusion of a convention on the subject;

3. *Requests* the Secretary-General to circulate, before the thirty-sixth session of the General Assembly, the comments and observations submitted in accordance with paragraph 2 above;

4. *Further requests* the Secretary-General to bring up to date, in view of the comments and observations mentioned in paragraph 2 above, the analytical compilation of comments and observations from Governments, organs of the United Nations which have competence in the subject-matter and interested intergovernmental organizations;

5. *Decides* to include in the provisional agenda of its thirty-sixth session the item entitled "Consideration of the draft articles on most-favoured-nation clauses" and to consider it at an early stage.

95th plenary meeting
15 December 1980

35/162. Review of the multilateral treaty-making process

The General Assembly,

Bearing in mind that multilateral treaties are an important primary source of international law,

Conscious, therefore, that the process of elaboration of multilateral treaties, directed towards the progressive development of international law and its codification, forms an important part of the work of the United Nations and of the international community in general,

Recalling its resolution 32/48 of 8 December 1977, by which it requested the Secretary-General to prepare a

¹⁹ A/35/203 and Add.1-3.

²⁰ *Official Records of the General Assembly, Thirty-third Session, Supplement No. 10 (A/33/10).*