



General Assembly

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Relevant General Assembly resolutions

Note by the Secretariat

1. At its fiftieth session, in 2017, the Commission requested the secretariat to replace an oral report by the secretariat to the Commission on relevant General Assembly resolutions with a written report to be issued before the session.¹ Pursuant to that request, the secretariat submits the present note summarizing the content of operative paragraphs of General Assembly resolution [76/229](#) on the report of UNCITRAL on the work of its fifty-fourth session, [76/107](#) on the Mediation Rules of the United Nations Commission on International Trade Law, [76/108](#) on the Expedited Arbitration Rules of the United Nations Commission on International Trade Law and [76/109](#) on the Enlargement of the membership of the United Nations Commission on International Trade Law. Resolution [76/229](#) was adopted by the General Assembly on 24 December 2021 on the recommendation of the Sixth Committee ([A/76/471](#)). Resolutions [76/107](#), [76/108](#) and [76/109](#) were adopted by the General Assembly on 9 December 2021 on the recommendation of the Sixth Committee ([A/76/471](#)).
2. By paragraph 2 of resolution [76/229](#), the General Assembly commended the secretariat of the Commission for the finalization and adoption of the Legislative Guide on Limited Liability Enterprise, the Legislative Recommendations on Insolvency of Micro-, and Small Enterprises, the Mediation Rules, the Notes on Mediation, the Guide to Enactment and Use of the Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation (2018), and the Expedited Arbitration Rules.
3. Provisions on the funding and continued operation of the transparency repository remained substantively the same as in the resolution of the last year (para. 3).
4. By other paragraphs of that resolution, the General Assembly took note of progress made by UNCITRAL in all areas of its legislative and non-legislative work (including coordination, cooperation and technical assistance activities, CLOUT, digests and the UNCITRAL website) and plans for future legislative work (paras. 4–10, and 31–33).

¹ *Official Records of the General Assembly, Seventy-second Session, Supplement No. 17 (A/72/17), para. 480.*



5. The General Assembly recalled the importance of adherence to the rules of procedure and methods of work of the Commission and relevant requests to the secretariat (para. 14). It also commended the Commission for the continued temporary adjustments made in the methods of work of the Commission in order to advance its work during the COVID-19 pandemic, which demonstrated the adaptability and resilience of the Commission and its secretariat in such exceptional circumstances, as well as the fruitful efforts to preserve transparency, inclusiveness, flexibility, multilingualism, effectiveness and equality in carrying out its work (para. 16).

6. The General Assembly decided to allocate one additional one-week session per year for a single period of four years from 2022 to 2025 and additional support to the Commission to allow its Working Group III to continue to implement its work with respect to investor-State dispute settlement reform, on the condition that the Commission would during its annual session re-evaluate and, if needed, revisit its decision concerning the need for allocating an additional one-week session to Working Group III and related support based on its annual report on the use of its resources (para. 15).

7. As usual, the General Assembly recognized and endorsed the role, efforts and initiatives of the Commission aimed at increasing coordination in the field of international trade law (para. 12), providing technical cooperation and assistance to States with international trade law reform, particularly the organization of the “UNCITRAL Days” (para. 13), promoting the rule of law and implementing the international development agenda (paras. 21–25). It appealed to all relevant stakeholders to support the Commission in those efforts and initiatives, including by making voluntary contributions to the UNCITRAL Trust Fund for Symposia and to the Trust Fund established to provide travel assistance to developing countries that are members of UNCITRAL to attend sessions of the Commission and its working groups (paras. 11, 12, 18 and 19).

8. The General Assembly welcomed the activities of the UNCITRAL Regional Centre for Asia and the Pacific, expressed its appreciation to the Republic of Korea and China whose contributions enabled continuing operation of the Regional Centre, welcomed expressions of interest from other States in hosting regional centres of the Commission and requested the Secretary-General to keep the General Assembly informed of developments regarding the establishment of regional centres, in particular their funding and budgetary situation (para. 17).

9. The General Assembly commended the Commission for holding online panels to convene an African forum, to discuss technical assistance activities organized by its secretariat focusing on the recovery of micro-small and medium-sized enterprises from the COVID-19 economic shock, to celebrate UNCITRAL Day events and to launch online training modules entitled “Introduction to the United Nations Commission on International Trade Law” (para. 30).

10. The General Assembly recalled relevant requests to the secretariat as regards the length of Commission documentation (para. 26) and continued publication of Commission standards and provision of summary records (para. 27). It also recalled its decision on the rotation scheme of meetings between New York and Vienna (para. 28).

11. The General Assembly stressed the importance of promoting UNCITRAL texts and to this end urged States to use them (para. 29).

12. By resolutions [76/107](#) and [76/108](#), on the Mediation Rules of the United Nations Commission on International Trade Law, and on the Expedited Arbitration Rules of the United Nations Commission on International Trade Law, respectively, the General Assembly expressed in its appreciation to the Commission for the adoption of the texts named in those resolutions, requested the Secretary-General to transmit those texts to Governments and other interested bodies, recommended the texts for use by States, and invited States that have used them to advise the Commission accordingly.

13. By resolution [76/109](#) the General Assembly decided to increase the membership of the Commission from 60 to 70 States (para. 2) based on the conviction that wider participation of States in the work of the Commission would further the progress of its work and that an increase in the membership would stimulate interest in its work. The General Assembly decided on the term and rules for the election of the 10 additional members of the Commission (para. 3). The General Assembly requested the secretariat to periodically provide to the Commission data on the attendance of member States of the Commission and observer States at the sessions of the Commission and its working groups (para. 7). Recognizing the importance of the promotion of equitable geographical distribution in the membership of the Commission, it also requested the Commission to discuss and consider at its session in 2030 and subsequent sessions if necessary, issues in relation to the resolution, including ways to promote equitable geographical representation of regional groups as well as to increase the effective participation of representatives of all Member States, while giving due regard to the adequate representation of the principal economic and legal systems of the world, and of developed and developing countries, with a view to take further actions as necessary (para. 8).

14. **The Commission may wish to take note of those resolutions.**
