

RESOLUTIONS ADOPTED ON THE REPORTS OF THE SIXTH COMMITTEE

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2272 (XXII). Report of the International Law Commission

The General Assembly,

Having considered the report of the International Law Commission on the work of its nineteenth session,¹

Recalling its resolutions 1686 (XVI) of 18 December 1961, 1765 (XVII) of 20 November 1962, 1902 (XVIII) of 18 November 1963, 2045 (XX) of 8 December 1965 and 2167 (XXI) of 5 December 1966, by which it recommended that the International Law Commission should continue its work of codification and progressive development of the law of succession of States and Governments, relations between States and intergovernmental organizations and State responsibility,

Emphasising the need for the further codification and progressive development of international law 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 to give increased importance to its role in relations among nations,

Noting with satisfaction that at its nineteenth session the International Law Commission adopted the final text of its draft articles on special missions,²

Noting further with appreciation that the United Nations Office at Geneva organized in May and June 1967, during the nineteenth session of the International

Law Commission, a third session of the Seminar on International Law for advanced students and young government officials responsible in their respective countries for dealing with questions of international law, that the Seminar was made possible by the generous collaboration of members of the Commission, that more scholarships were made available for participants from developing countries and that the Commission recommended that further seminars should be held in conjunction with its sessions,

1. Takes note of chapters I and III of the report of the International Law Commission on the work of its nineteenth session;

2. Expresses its appreciation to the International Law Commission for the work it has accomplished;

3. Notes with approval the programme of work for 1968 proposed by the International Law Commission in chapter III of its report;

4. Recommends that the International Law Commission should:

(a) Continue its work on succession of States and Governments and relations between States and intergovernmental organizations, taking into account the views and considerations referred to in General Assembly resolutions 1765 (XVII) and 1902 (XVIII);

(b) Study the topic of most-favoured-nation clauses in the law of treaties;

(c) Expedite the study of the topic of State responsibility;

(d) Carry out a review of its programme and methods of work;

¹ Official Records of the General Assembly, Twenty-second Session, Supplement No. 9 (A/6709/Rev.1 and Corr.1).

² *Ibid.*, chapter II.

5. *Expresses the wish* that, in conjunction with future sessions of the International Law Commission, other seminars might be organized, which should continue to ensure the participation of a reasonable number of nationals of developing countries;

6. *Requests* the Secretary-General to forward to the International Law Commission the records of the discussions at the twenty-second session of the General Assembly on the report of the Commission.

1615th plenary meeting,
1 December 1967.

2273 (XXII). Special missions

The General Assembly,

Having considered chapter II of the report of the International Law Commission on the work of its nineteenth session,⁸ which contains final draft articles and commentaries on special missions,

Recalling that in its resolutions 1687 (XVI) of 18 December 1961, 1902 (XVIII) of 18 November 1963 and 2045 (XX) of 8 December 1965 it recommended that the International Law Commission should continue the work of codification and progressive development of the topic of special missions, taking into account the views expressed in the General Assembly and the comments submitted by Governments, and that in its resolution 2167 (XXI) of 5 December 1966 it recommended that a final draft on special missions should be submitted to the Assembly by the Commission in its report on the work of its nineteenth session,

Noting further that at its eighteenth and nineteenth sessions, in 1966 and 1967, the International Law Commission, in the light of the observations and comments submitted by Governments and taking into account the relevant resolutions and debates of the General Assembly, revised the provisional draft articles on special missions prepared at its sixteenth and seventeenth sessions and that at its nineteenth session the Commission finally adopted the draft articles,

Recalling that, as stated in paragraph 33 of the report of the International Law Commission on the work of its nineteenth session, the Commission decided to recommend to the General Assembly that appropriate measures be taken for the conclusion of a convention on special missions,

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 Vienna Convention on Diplomatic Relations⁴ and the Vienna Convention on Consular Relations⁵ have contributed to the fostering of friendly relations among nations, irrespective of their differing constitutional and social systems, and that they should be completed by a convention on special missions and the privileges and immunities of such missions,

⁸ *Ibid.*, Supplement No. 9 (A/6709/Rev.1 and Corr.1).

⁴ United Nations Conference on Diplomatic Intercourse and Immunities, 1961, *Official Records*, vol. II (United Nations publication, Sales No.: 62.X.1), p. 82.

⁵ United Nations Conference on Consular Relations, 1963, *Official Records*, vol. II (United Nations publication, Sales No.: 64.X.1), p. 175.

1. *Expresses its appreciation* to the International Law Commission for its valuable work on special missions and to the Special Rapporteur for his contribution to this work;

2. *Invites* Member States to submit, not later than 1 July 1968, their written comments and observations on the final draft articles on special missions prepared by the International Law Commission;

3. *Requests* the Secretary-General to circulate the comments submitted by Member States on the subject, so as to facilitate its consideration by the General Assembly at its twenty-third session in the light of those comments;

4. *Decides* to include an item entitled "Draft Convention on Special Missions" in the provisional agenda of the twenty-third session, with a view to the adoption of such a convention by the General Assembly;

5. *Requests* the Secretary-General to arrange for the presence of the Special Rapporteur on special missions as an expert during the debates on the topic at the twenty-third session of the General Assembly and to submit at that session all relevant documentation;

6. *Invites* Member States to include as far as possible in their delegations to the twenty-third session of the General Assembly experts competent in the field to be considered.

1615th plenary meeting,
1 December 1967.

2287 (XXII). United Nations Conference on the Law of Treaties

The General Assembly,

Recalling that by its resolution 2166 (XXI) of 5 December 1966 it decided that an international conference of plenipotentiaries should be convened at Geneva or at any other suitable place, the first session early in 1968 and the second early in 1969, to consider the law of treaties and to embody the results of its work in an international convention and such other instruments as it might deem appropriate,

Recalling also its request that the Secretary-General convoke that conference,

Recalling further that it decided to refer to the conference the draft articles contained in chapter II of the report of the International Law Commission on the work of its eighteenth session⁶ as the basic proposal for consideration by the conference,

Having considered the item entitled "Law of treaties" at its twenty-second session,

Recognizing that the exchange of views and the written comments of Governments on the draft articles on the law of treaties prepared by the International Law Commission at its eighteenth session may facilitate the work at the international conference,

Noting that an invitation has been extended by the Austrian Government to hold at Vienna both sessions of the conference on the law of treaties convened by the General Assembly in resolution 2166 (XXI),

1. *Decides* that the first session of the United Nations Conference on the Law of Treaties referred to in General Assembly resolution 2166 (XXI), to be held in 1968, shall be convened at Vienna in March 1968;

⁶ *Official Records of the General Assembly, Twenty-first Session, Supplement No. 9 (A/6309/Rev.1), part II.*