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UNITED NATIONS CONFERENCE ON
INTERNATIONAL COMMERCIAL ARBITRATION

CONSIDERATION OF THE DRAFT CONVENTION ON THE RECOGNITION AND
ENFORCEMENT OF FOREIGN ARBITRAL AWARDS (ITEM 4 OF THE AGENDA)

Israel: amendments to amendments proposed by the Netherlands (E/CONF.26/L.17)
to articles III, IV and V of the Draft Convention

1. Article III shall be deleted.
2. Article IV (a) shall be redrafted as follows:
"the party against whom the award is sought to be enforced, has not validly submitted to the arbitration in the course or as a result of which the award was made, or the subject-matter of the award was not within the terms of the submission to arbitration; for the purposes of this sub-clause, a submission to arbitration shall be held valid if valid either under the law of the State where it was made or under the law of the State where the award is sought to be enforced;"
3. Article IV (e) shall be redrafted as follows:
"the enforcement of or compliance with the award would involve the violation of any law of the State where the enforcement is sought or be contrary to its public policy;"
4. Article V shall be amended as follows:
 - (a) Sub-paragraph 1 (b) shall be deleted.
 - (b) In paragraph 2, the words "and of the agreement to arbitrate on which it was based" shall be deleted.
