

Third United Nations Conference on the Law of the Sea

1973-1982

Concluded at Montego Bay, Jamaica on 10 December 1982

Document:-

A/CONF.62/C.3/L.28

Netherlands: amendments to document A/CONF.62/C.3/L.1

Extract from the *Official Records of the Third United Nations Conference on the Law of the Sea, Volume IV (Summary Records, Plenary, General Committee, First, Second and Third Committees, as well as Documents of the Conference, Third Session)*

DOCUMENT A/CONF.62/C.3/L.28

Netherlands: amendments⁷⁶ to document A/CONF.62/C.3/L.19⁷⁷

[Original: English]
[24 April 1975]

Note. These amendments do not necessarily represent the final position of the members of the group of land-locked and other geographically disadvantaged States on the individual amendments and do not prejudice their position on previous or future draft proposals.

*Article 6*1. *Replace* paragraph 2 by the following text:

“2 (a) States and appropriate international organizations conducting marine scientific research in the areas referred to in paragraph 1 above shall take into account the interests and rights of the land-locked and other geographically disadvantaged States of the region, neighbouring to the research area, as provided for in this Convention, and shall notify these States of the proposed research project, as well as provide, at their request, relevant information and assistance as specified in paragraphs 1 (b), (c) and (f) above.

“(b) Such neighbouring land-locked and other geographically disadvantaged States shall, at their request, be given the opportunity to participate, whenever feasible, in the proposed research project through qualified experts to be appointed by them.”

⁷⁶ The delegation of the Netherlands, being Chairman of the Working Group on Marine Scientific Research of the group of land-locked and other geographically disadvantaged States, has been requested by the group to submit this document on its behalf.

⁷⁷ See *Official Records of the Third United Nations Conference on the Law of the Sea*, vol. III (United Nations publication, Sales No. E.75.V.5).

2. *Replace* paragraph 5 by the following text:

“5 (a) If the coastal State has reasonable grounds to believe that the proposed research project is not in conformity with the provisions of this article or that the research State or organization has failed to fulfil prior obligations under this article with respect to the coastal State, it may inform the research State or organization accordingly. Such information shall be communicated to the research State or organization at the earliest possible time, but in any event within . . . days after receipt of the notification.

“(b) Unless the parties otherwise agree each party shall, within . . . days after the information has been communicated, choose an expert from the members of a fully representative list of qualified experts in all fields of marine scientific research, established, after consultations with the executive heads of other appropriate international organizations, by the Director-General of UNESCO who shall appoint a third expert from the members of that list.

“(c) The experts shall assist the parties to reach agreement. If no agreement is reached, the experts shall, within . . . days of their appointment, either collectively or individually, give their opinion to the parties concerned.”

3. *Add* the following as paragraph 6:

“6. If the parties have not reached agreement through the aforementioned procedure, the dispute shall, at the request of either party, be settled in accordance with the dispute settlement procedures set out in chapter . . . of this Convention.”

DOCUMENT A/CONF.62/C.3/L.29

Colombia, El Salvador, Mexico, Nigeria: draft articles on marine scientific research

[Original: English and Spanish]
[6 May 1975]

*Article 1**Definition of marine scientific research*

For the purpose of this Convention “marine scientific research” means any study and related experimental work conducted in the marine environment designed to increase mankind’s knowledge thereof.

*Article 2**Right to conduct marine scientific research*

States, irrespective of their geographical location, and competent international organizations have the right to engage in marine scientific research in the marine environ-

ment subject to the rights and obligations of coastal States and in accordance with the provisions of this Convention.

*Article 3**General Principles*

1. States shall endeavour to promote, facilitate and co-operate in the development and conduct of marine scientific research.

2. In the conduct of marine scientific research the following general principles shall apply:

(a) Marine scientific research activities shall be conducted exclusively for peaceful purposes;