

Document:-
A/CN.4/2880

Summary record of the 2880th meeting

Topic:
Organization of work of the session

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gas, for political, technical and also normative reasons, in the light of the United Nations resolutions already adopted on the matter. As Mr. Operti Badan had pointed out, the Commission already had a mandate for its future work. However, at the start of the next quinquennium, the newly constituted Commission could review the question in the light of political, legal and other considerations. For his own part, he would want to see a very broad consensus reached before the Commission addressed the subject of oil and gas.

43. Mr. BAENA SOARES said that, as one of the longest-serving members of the Commission, he was a strong believer in mandates. Since the Commission already had a mandate from the competent authority, it must not shrink from carrying it out. It could hardly request the General Assembly to reiterate or alter that mandate, or decide to fulfil it only in part; to do so would undermine its credibility as a body.

44. Mr. CANDIOTI (Chairperson of the Working Group), thanking the members of the Commission for their comments and the support expressed, noted that no specific suggestions on the draft articles had been made. It should be remembered that the Commission was only beginning its consideration of the draft on first reading, and that much remained to be done before the work was completed.

45. The CHAIRPERSON, speaking as a member of the Commission, saluted the efforts that had produced results on a highly technical subject that had significant implications. At the previous session, he had said that the topic needed to be refocused, and he was gratified to see that that had been done, although he would have liked to see more emphasis placed on groundwaters, not least in the title of the Working Group's report.

46. If he heard no objection, he would take it that the Commission wished to refer the draft articles contained in the report of the Working Group on Shared natural resources to the Drafting Committee.

It was so decided.

The meeting rose at 12.45 p.m.

2880th MEETING

Tuesday, 23 May 2006, at 10 a.m.

Chairperson: Mr. Guillaume PAMBOU-TCHIVOUNDA

Present: Mr. Addo, Mr. Baena Soares, Mr. Brownlie, Mr. Candiotti, Mr. Chee, Mr. Comissário Afonso, Mr. Dugard, Ms. Escarameia, Mr. Fomba, Mr. Gaja, Mr. Galicki, Mr. Kateka, Mr. Kolodkin, Mr. Koskenniemi, Mr. Mansfield, Mr. Matheson, Mr. Momtaz, Mr. Pellet, Mr. Sreenivasa Rao, Mr. Rodríguez Cedeño, Mr. Valencia-Ospina, Mr. Yamada.

Organization of work of the session (*continued*)*

[Agenda item 1]

1. The CHAIRPERSON extended a welcome to Sir Kenneth Keith, a judge of the International Court of Justice, and expressed gratification that the Commission's work aroused the interest of eminent figures in the field of international law. He then invited the Chairperson of the Drafting Committee on reservations to treaties to inform the Commission of the Committee's membership.

2. Mr. KOLODKIN (Chairperson of the Drafting Committee) said that the Drafting Committee on the topic of reservations to treaties was composed of Ms. Escarameia, Mr. Fomba, Mr. Gaja, Mr. Galicki, Mr. Mansfield, Mr. Matheson and Mr. Yamada, together with Mr. Pellet (Special Rapporteur) and Ms. Xue, *ex officio*.

3. The CHAIRPERSON submitted the programme for the following fortnight, which would complete the first part of the session, and noted that the programme had been drawn up in such a way as to enable the Commission to complete its work as originally planned.

The meeting rose at 10.14 a.m.

2881st MEETING

Tuesday, 30 May 2006, at 10 a.m.

Chairperson: Mr. Guillaume PAMBOU-TCHIVOUNDA

Present: Mr. Addo, Mr. Baena Soares, Mr. Brownlie, Mr. Candiotti, Mr. Chee, Mr. Comissário Afonso, Mr. Daoudi, Mr. Dugard, Mr. Economides, Ms. Escarameia, Mr. Fomba, Mr. Gaja, Mr. Galicki, Mr. Kateka, Mr. Kolodkin, Mr. Koskenniemi, Mr. Mansfield, Mr. Matheson, Mr. Momtaz, Mr. Sreenivasa Rao, Mr. Rodríguez Cedeño, Mr. Valencia-Ospina, Ms. Xue, Mr. Yamada.

Diplomatic protection** (*concluded*) (A/CN.4/560, sect. D, A/CN.4/561 and Add.1–2, A/CN.4/567, A/CN.4/575, A/CN.4/L.684 and Corr.1–2¹³⁸)

[Agenda item 2]

REPORT OF THE DRAFTING COMMITTEE

1. Mr. KOLODKIN (Chairperson of the Drafting Committee) introduced the texts and titles of the draft articles adopted by the Drafting Committee, as contained in document A/CN.4/L.684 and Corr.1–2, which read:

* Resumed from the 2872nd meeting.

** Resumed from the 2871st meeting.

¹³⁸ Mimeographed; available on the Commission's website. The text reproduced in this volume includes the corrigenda A/CN.4/L.684/Corr.1–2.