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Proposals for a Preamble submitted to the Drafting Committee

Extract from the *Official Records of the United Nations Conference on the Law of Treaties, First and Second Sessions (Documents of the Conference)*

D.—PROPOSALS FOR A PREAMBLE SUBMITTED TO THE DRAFTING COMMITTEE

DOCUMENT A/CONF.39/L.4

Mongolia and Romania: proposal submitted to the Drafting Committee for the preparation of a preamble to the Convention on the Law of Treaties

[Original: French]
[14 April 1969]

The States Parties to the present Convention,

Recalling that from ancient times relations have been established between peoples and States by the conclusion of treaties in the most diverse spheres of international life,

Having in mind the purposes and principles of the Charter of the United Nations concerning the maintenance of international peace and security, the promotion of friendly relations among nations, the sovereign equality of States and respect for the obligations deriving from treaties and other sources of international law,

Considering that the conclusion of instruments based on the free will and good faith of the parties is a prerequisite for the development of international co-operation,

Reaffirming that the *pacta sunt servanda* rule is one of the foundations of the stability of international treaty relations,

Believing that the codification of the law of treaties by an international convention would contribute to the development of friendly relations and co-operation among all States, whatever their constitutional and social systems, on the basis of respect for the right of peoples to self-determination, for national sovereignty and independence, for equality of rights and for non-interference in the domestic affairs of other States,

Resolved to make international law a more effective means for the maintenance of peace, the peaceful settlement of international disputes and the rule of justice among peoples.

Recognizing that every State, in conformity with the principle of the sovereign equality of States, has the right to participate in the conclusion of international treaties,

Affirming that the rules of customary international law will continue to govern questions not expressly regulated by the provisions of the present Convention,

Have agreed as follows.

DOCUMENT A/CONF.39/L.5 *

Switzerland: proposal submitted to the Drafting Committee for the preparation of a preamble to the Convention on the Law of Treaties

[Original: French]
[18 April 1969]

The States Parties to the present Convention,

Recalling that from ancient times the conclusion of treaties in the most diverse spheres of international life has been a means for developing co-operation among peoples and States,

Having in mind the purposes and principles of the Charter of the United Nations concerning the maintenance of international peace and security, the promotion of friendly relations among nations, the sovereign equality of States and respect for the obligations deriving from treaties and other sources of international law,

Considering the importance of treaties, whether bilateral or multilateral, as instruments for achieving those purposes,

Reaffirming that the *pacta sunt servanda* rule is one of the foundations of the stability of international treaty relations,

Stressing the need to respect the principle of good faith in every aspect of treaty relations between States,

Convinced that the codification of the law of treaties by an international convention must strengthen friendly relations and co-operation among all States, whatever their constitutional and social systems, on the basis of respect for national sovereignty and independence, for equality of rights and for non-interference in the domestic and foreign affairs of other States,

Resolved to make international law a more effective means for the maintenance of peace, the peaceful settlement of international disputes and the rule of justice among peoples,

Affirming that the rules of customary international law will continue to govern questions not expressly regulated by the provisions of the present Convention,

Have agreed as follows.

* Incorporating A/CONF.39/L.5/Corr.1.