

***Name of Convention***

(Convention) on response to disasters, and reduction of the risk of disasters

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Bearing in mind 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,

Considering the frequency and severity of natural and human-made disasters and their short-term and long-term damaging impact,

Fully aware of the essential needs of persons affected by disasters, and conscious that the rights of those persons must be respected in such circumstances,

Mindful of the fundamental value of solidarity in international relations and the importance of strengthening international cooperation in respect of all phases of a disaster,

Stressing the principle of the sovereignty of States and, consequently, reaffirming the primary role of the State affected by a disaster in providing disaster relief assistance,

***Article 1 Scope***

The articles apply to the protection of persons in the event of disasters.

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***Article 2 Purpose***

The purpose of the articles is to facilitate the adequate and effective response to disasters, and reduction of the risk of disasters, so as to meet the essential needs of the persons concerned, with full respect for their rights.

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***Article 3 Use of terms***

For the purposes of the articles:

(a) "disaster" means a calamitous event or series of events resulting in widespread loss of life, mass displacement, or large-scale material or environmental damage, thereby seriously disrupting the functioning of society;

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(b) "affected State" means a State in whose territory, a disaster takes place;

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(c) "assisting State" means a State providing assistance to an affected State with its consent;

(d) "other assisting actor" means a competent intergovernmental organization, or a relevant non-governmental organization or entity, providing assistance to an affected State with its consent;

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(e) "external assistance" means relief personnel, equipment and goods, and services provided to an affected State by an assisting State or other assisting actor for disaster relief assistance;

(f) "relief personnel" means civilian or military personnel sent by an assisting State or other assisting actor for the purpose of providing disaster relief assistance;

(g) "equipment and goods" means supplies, tools, machines, specially trained animals, foodstuffs, drinking water, medical supplies, means of shelter, clothing, bedding, vehicles, telecommunications equipment, and other objects for disaster relief assistance.

**Article 4 Human dignity**

~~Each Party shall recognize that the~~ inherent dignity of the human person ~~is~~ respected and protected in the event of disasters.

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**Article 5 Human rights**

Persons affected by disasters are entitled to the respect for and protection of their human rights in accordance with international law.

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**Article 6 Humanitarian principles**

Response to disasters shall take place in accordance with the principles of humanity, neutrality and impartiality, and on the basis of non-discrimination, while taking into account the needs of the particularly vulnerable.

**Article 7 Cooperation**

In the application of the articles, States ~~are encouraged, as appropriate, to~~ cooperate among themselves, with the United Nations, with the components of the Red Cross and Red Crescent Movement, and with other assisting actors.

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**Article 8 Forms of cooperation in the response to disasters**

Cooperation in the response to disasters includes humanitarian assistance, coordination of international relief actions and communications, and making available relief personnel, equipment and goods, and scientific, medical and technical resources.

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**Article 9 Reduction of the risk of disasters**

1. Each State ~~should~~ reduce the risk of disasters by taking appropriate measures ~~to the extent possible~~, including through legislation and regulations, to prevent, mitigate, and prepare for disasters.

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2. Disaster risk reduction measures include the conduct of risk assessments, the collection and dissemination of risk and past loss information, investment in disaster prevention and reduction through structural and non-structural measures and the installation and operation of early

warning systems.

**Article 10 Role of the affected State**

1. The affected State should ensure the protection of persons and provision of disaster relief assistance in its territory.
2. The affected State has the primary role in the direction, control, coordination and supervision of such relief assistance.

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**Article 11 Seeking external assistance**

To the extent that a disaster manifestly exceeds its national response capacity, the affected State may seek assistance from, as appropriate, other States, the United Nations, and other potential assisting actors.

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**Article 12 Offers of external assistance**

1. In the event of disasters, States, the United Nations, and other potential assisting actors may offer assistance to the affected State.
2. When external assistance is sought by an affected State by means of a request addressed to another State, the United Nations, or other potential assisting actor, the addressee should give due consideration to the request and inform the affected State of its reply.

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**Article 13 Consent of the affected State to external assistance**

1. The provision of external assistance requires the consent of the affected State.

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3. When an offer of external assistance is made in accordance with the articles, the affected State should, whenever possible, make known its decision regarding the offer in a timely manner.

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**Article 14 Conditions on the provision of external assistance**

The affected State may place conditions on the provision of external assistance. Such conditions shall be in accordance with the articles, applicable rules of international law and the national law of the affected State. Conditions should take into account the identified needs of the persons affected by disasters and the quality of the assistance. When formulating conditions, the affected State should indicate the scope and type of assistance sought.

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**Article 15 Facilitation of external assistance**

1. The affected State should take the necessary measures, within its national law, to facilitate the prompt and effective provision of external assistance when accepting it, in particular regarding:
  - (a) relief personnel, in fields such as the necessary facilities, including visa and entry

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requirements, work permits, and freedom of movement; and

(b) equipment and goods, in fields such as customs requirements and tariffs, taxation, transport, and the disposal thereof.

2. The affected State shall ensure that its relevant legislation and regulations are readily accessible, to facilitate compliance with national law.

**Article 16 Protection of relief personnel, equipment and goods**

The affected State ~~is encouraged to~~ take the appropriate measures to ensure the protection of relief personnel and of equipment and goods present in its territory, ~~for the purpose of providing external assistance~~ when accepting it.

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**Article 17 Termination of external assistance**

The affected State, the assisting State, the United Nations, or other assisting actor may terminate external assistance at any time. Any such State or actor intending to terminate shall provide appropriate notification.

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**Article 18 Relationship to other rules of international law and national law**

1. The ~~articles~~ are without prejudice to other applicable rules of international law.  
2. The ~~articles~~ do not apply to the extent that the response to a disaster is governed by the rules of international humanitarian law.

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3. This convention shall be implemented by the Parties in accordance with the respective national laws and regulations of their countries and within the limits of their respective annual budgetary appropriations.