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Articles 66 to 72

Relations between States and international organizations

DRAFT ARTICLES ON REPRESENTATIVES OF STATES TO
INTERNATIONAL ORGANIZATIONS

Part IV - Delegations of States to organs and to conferences

Text of articles 66 to 72
adopted by the
Drafting Committee

GE.70-12510

(4 p.)

Article 66

Full powers to represent the State in the
conclusion of treaties

1. Heads of State, Heads of Government and Ministers for Foreign Affairs, in virtue of their functions and without having to produce full powers, are considered as representing their State for the purpose of performing all acts relating to the conclusion of a treaty in a conference or in an organ.
2. A representative to an organ or in a delegation to a conference, in virtue of his functions and without having to produce full powers, is considered as representing his State for the purpose of adopting the text of a treaty in that organ or conference.
3. A representative to an organ or in a delegation to a conference is not considered in virtue of his functions as representing his State for the purpose of signing a treaty (whether in full or ad referendum) concluded in that organ or conference unless it appears from the circumstances that the intention of the Parties was to dispense with full powers.

Article 67

Notifications

1. The sending State, with regard to its delegation to an organ or to a conference, shall notify the Organization or, as the case may be, the conference, of:
 - (a) the appointment, position, title and order of precedence of the members of the delegation, their arrival and final departure or the termination of their functions with the delegation;
 - (b) the arrival and final departure of a person belonging to the family of a member of the delegation and, where appropriate, the fact that a person becomes or ceases to be a member of the family of a member of the delegation;
 - (c) the arrival and final departure of persons employed on the private staff of members of the delegation and the fact that they are leaving that employment;
 - (d) the engagement and discharge of persons resident in the host State as members of the delegation or persons employed on the private staff entitled to privileges and immunities.
2. Whenever possible, prior notification of arrival and final departure shall also be given.
3. The Organization or, as the case may be, the conference, shall transmit to the host State the notifications referred to in paragraphs 1 and 2 of this article.
4. The sending State may also transmit to the host State the notifications referred to in paragraphs 1 and 2 of this article.

Article 68

Status of the Head of State and persons of high rank

1. The Head of the sending State, when he leads a delegation to an organ or to a conference, shall enjoy in the host State or in a third State the facilities, privileges and immunities accorded by international law to Heads of State on an official visit.
2. The Head of the Government, the Minister for Foreign Affairs and other persons of high rank, when they take part in a delegation of the sending State to an organ or to a conference, shall enjoy in the host State or in a third State in addition to what is granted by the present part, the facilities, privileges and immunities accorded by international law.

Article 69 *

Privileges, Immunities and Obligations in General

The provisions of articles 22, 24, 27, 35, 37, 39, 41, 46 and 48, shall apply also in the case of a delegation to an organ or to a conference.

Article 70

Premises and Accommodation

The host State shall assist a delegation to an organ or to a conference, if it so requests, in procuring the necessary premises and obtaining suitable accommodation for its members. The Organization shall, where necessary, assist the delegation in this regard.

Article 71

Exemption of the premises of the Delegation from taxation

1. To the extent compatible with the nature and duration of the functions performed by a delegation to an organ or to a conference, the sending State and the members of the delegation acting on behalf of the delegation shall be exempt from all national, regional or municipal dues and taxes in respect of the premises occupied by the delegation, other than such as represent payment for specific services rendered.

* The Drafting Committee is seeking the approval in principle of this article by the Commission; its final drafting may be changed.

2. The exemption from taxation referred to in this article shall not apply to such dues and taxes payable under the law of the host State by persons contracting with the sending State or with a member of the delegation.

Article 72

Freedom of movement

Subject to its laws and regulations concerning zones entry into which is prohibited or regulated for reasons of national security, the host State shall ensure to all members of a delegation to an organ or to a conference such freedom of movement and travel in its territory as is necessary for the performance of the functions of the delegation.