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Draft articles on succession in respect of treaties: general article submitted by the Special Rapporteur as a possible means of covering the question of lawfulness

Topic:
Succession of States with respect to treaties

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**Draft articles on succession in respect of treaties
General article submitted by the Special Rapporteur as a possible means of covering
the question of lawfulness ***

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[12 June 1972]

ALTERNATIVE A**

The provisions of the present articles shall not prejudice any question that may arise in regard to a situation brought about by means or in a manner incompatible with the Charter of the United Nations.

ALTERNATIVE B

The present articles relate only to the effects of a succession of States involving a situation brought about by means and in a manner compatible with the Charter of the United Nations.

* See *Yearbook of the International Law Commission, 1972*, vol. I, p. 156, 1177th meeting, paras. 23-24.

** Compare article 73 of the Vienna Convention on the Law of Treaties (*Official Records of the United Nations Conference on the Law of Treaties, Documents of the Conference* (United Nations publications, Sales No. E.70.V.5), p. 289).