

Document:-  
**A/CN.4/2966**

**Summary record of the 2966th meeting**

Topic:  
**Organization of the work of the session**

Extract from the Yearbook of the International Law Commission:-  
**2008, vol. I**

*Downloaded from the web site of the International Law Commission  
(<http://legal.un.org/ilc/>)*

**Shared natural resources (*continued*)\* (A/CN.4/588, sect. B, A/CN.4/591, A/CN.4/595 and Add.1, A/CN.4/L.722, A/CN.4/L.724)**

[Agenda item 4]

NOTE BY THE SPECIAL RAPPORTEUR REGARDING A PREAMBLE

33. Mr. YAMADA (Special Rapporteur) introduced the draft preamble contained in document A/CN.4/L.722. The draft had been prepared on the basis of precedents elaborated by the Commission and various treaties on groundwater resources. It referred to the importance of groundwater; Article 13, paragraph 1 (*a*) of the Charter of the United Nations; General Assembly resolution 1803 (XVII) of 14 December 1962 on permanent sovereignty over natural resources; the Rio Declaration,<sup>87</sup> and Agenda 21,<sup>88</sup> the need to protect groundwater resources; the vulnerability of aquifers to pollution; the need to ensure the development of groundwater resources in the context of the optimum and sustainable development of water resources for present and future generations; the importance of international cooperation and good-neighbourliness; the special needs of developing countries; and the importance of promotion of international cooperation.

34. He requested the Commission to refer the draft preamble to the Drafting Committee.

*It was so decided.*

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

[Agenda item 1]

35. Mr. COMISSÁRIO AFONSO (Chairperson of the Drafting Committee) announced that the Drafting Committee on the topic of responsibility of international organizations would be chaired by himself, and was composed of the following members: Mr. Brownlie, Mr. Dugard, Mr. Fomba, Mr. Hmoud, Ms. Jacobsson, Mr. Kolodkin, Mr. McRae, Mr. Niehaus, Mr. Nolte, Mr. Singh, Mr. Valencia-Ospina, Mr. Vasciannie, Mr. Vázquez-Bermúdez, Mr. Wako, Mr. Wisnumurti, Ms. Xue and Mr. Yamada, together with Mr. Gaja (Special Rapporteur) and Ms. Escarameia (Rapporteur, *ex officio*).

36. Mr. CAFLISCH (Chairperson of the Working Group on effects of armed conflicts on treaties) said that the Working Group would be composed of Mr. Brownlie (Special Rapporteur), Mr. Comissário Afonso, Mr. Dugard, Mr. Fomba, Ms. Jacobsson, Mr. McRae, Mr. Niehaus, Mr. Ojo, Mr. Perera, Mr. Saboia, Mr. Vasciannie, Mr. Vázquez-Bermúdez, Mr. Wisnumurti, Ms. Xue and Ms. Escarameia (Rapporteur, *ex officio*).

*The meeting rose at 12.20 p.m.*

\* Resumed from the 2959th meeting.

<sup>87</sup> Report of the United Nations Conference on Environment and Development, Rio de Janeiro, 3–14 June 1992 (United Nations publication, Sales No. E.93.I.8 and corrigenda), vol. I: Resolutions adopted by the Conference, resolution 1, Annex I.

<sup>88</sup> *Ibid.*, Annex II.

**2966th MEETING**

*Friday, 23 May 2008, at 10.05 a.m.*

*Chairperson:* Mr. Edmundo VARGAS CARREÑO

*Present:* Mr. Caffisch, Mr. Candioti, Mr. Comissário Afonso, Ms. Escarameia, Mr. Fomba, Mr. Gaja, Mr. Galicki, Mr. Hassouna, Mr. Hmoud, Ms. Jacobsson, Mr. Kemicha, Mr. Kolodkin, Mr. McRae, Mr. Nolte, Mr. Ojo, Mr. Perera, Mr. Saboia, Mr. Singh, Mr. Valencia-Ospina, Mr. Vasciannie, Mr. Vázquez-Bermúdez, Mr. Wisnumurti, Ms. Xue, Mr. Yamada.

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

[Agenda item 1]

1. The CHAIRPERSON said that the one-and-a-half-day seminar with Legal Advisers, held on 19 and 20 May 2008, had been a resounding success. He wished to thank all those who had contributed to organizing the meeting, including the coordinating committee chaired by Mr. Pellet, the Secretariat, and especially Ms. Arsanjani, Secretary to the Commission, for their invaluable support and great efficiency in making the requisite arrangements.

2. Many interesting issues had been raised at the seminar. Particularly useful discussions had been held on the questions of qualifications of members; the procedure for their election; topics for consideration by the Commission; its methods of work; and the outcome of that work. An *aide-memoire* on the outcome of the seminar would be prepared by the Secretariat in due course.

3. Mr. CANDIOTI invited members to inform him of their interest in participating in the work of the Working Group on the responsibility of international organizations.

4. The CHAIRPERSON said that the meeting would be adjourned to enable members to review the results of the meeting with legal advisers.

*The meeting rose at 10.10 a.m.*

**2967th MEETING**

*Tuesday, 27 May 2008, at 10.05 a.m.*

*Chairperson:* Mr. Edmundo VARGAS CARREÑO

*Present:* Mr. Brownlie, Mr. Caffisch, Mr. Candioti, Mr. Comissário Afonso, Ms. Escarameia, Mr. Fomba, Mr. Gaja, Mr. Galicki, Mr. Hassouna, Mr. Hmoud, Ms. Jacobsson, Mr. Kamto, Mr. Kolodkin, Mr. McRae, Mr. Nolte, Mr. Pellet, Mr. Perera, Mr. Petrič, Mr. Saboia, Mr. Singh, Mr. Valencia-Ospina, Mr. Vasciannie, Mr. Vázquez-Bermúdez, Mr. Wako, Mr. Wisnumurti, Ms. Xue, Mr. Yamada.