

Chapter I

ORGANIZATION OF THE SESSION

1. The International Law Commission held the first part of its fifty-second session from 1 May to 9 June 2000 and the second part from 10 July to 18 August 2000 at its seat at the United Nations Office at Geneva. The session was opened by the Outgoing Chairman, Mr. Zdzislaw Galicki.

A. Membership

2. The Commission consists of the following members:

Mr. Emmanuel Akwei ADDO (Ghana)
Mr. Husain AL-BAHARNA (Bahrain)
Mr. João Clemente BAENA SOARES (Brazil)
Mr. Ian BROWNLIE (United Kingdom of Great Britain and Northern Ireland)
Mr. Enrique CANDIOTI (Argentina)
Mr. James CRAWFORD (Australia)
Mr. Christopher John Robert DUGARD (South Africa)
Mr. Constantin ECONOMIDES (Greece)
Mr. Nabil ELARABY (Egypt)
Mr. Giorgio GAJA (Italy)
Mr. Zdzislaw GALICKI (Poland)
Mr. Raul Ilustre GOCO (Philippines)
Mr. Gerhard HAFNER (Austria)
Mr. Qizhi HE (China)
Mr. Mauricio HERDOCIA SACASA (Nicaragua)
Mr. Kamil IDRIS (Sudan)
Mr. Jorge ILLUECA (Panama)
Mr. Peter KABATSI (Uganda)
Mr. Maurice KAMTO (Cameroon)
Mr. James Lutabanzibwa KATEKA (United Republic of Tanzania)
Mr. Mochtar KUSUMA-ATMADJA (Indonesia)
Mr. Igor Ivanovich LUKASHUK (Russian Federation)
Mr. Teodor Viorel MELESCANU (Romania)
Mr. Djamchid MOMTAZ (Islamic Republic of Iran)
Mr. Didier OPERTTI BADAN (Uruguay)
Mr. Guillaume PAMBOU-TCHIVOUNDA (Gabon)
Mr. Alain PELLET (France)
Mr. Pemmaraju Sreenivasa RAO (India)

Mr. Víctor RODRÍGUEZ CEDEÑO (Venezuela)
Mr. Robert ROSENSTOCK (United States of America)
Mr. Bernardo SEPÚLVEDA (Mexico)
Mr. Bruno SIMMA (Germany)
Mr. Peter TOMKA (Slovakia)
Mr. Chusei YAMADA (Japan)

3. At its 2612th meeting, on 1 May 2000, the Commission elected Mr. Kamil Idris (Sudan) and Mr. Djamchid Momtaz (Islamic Republic of Iran) to fill the two casual vacancies caused by the demise of Doudou Thiam and the election of Mr. Awn Al-Khasawneh to ICJ.

B. Officers and the Enlarged Bureau

4. Also at its 2612th meeting, the Commission elected the following officers:

Chairman: Mr. Chusei Yamada
First Vice-Chairman: Mr. Maurice Kamto
Second Vice-Chairman: Mr. Peter Tomka
Chairman of the Drafting Committee: Mr. Giorgio Gaja
Rapporteur: Mr. Víctor Rodríguez Cedeño.

5. The Enlarged Bureau of the Commission was composed of the officers of the present session, the previous Chairmen of the Commission¹ and the Special Rapporteurs.²

6. On the recommendation of the Enlarged Bureau, the Commission set up a Planning Group composed of the following members: Mr. Maurice Kamto (Chairman), Mr. João Clemente Baena Soares, Mr. Constantin Economides, Mr. Zdzislaw Galicki, Mr. Raul Ilustre Goco, Mr. Gerhard Hafner, Mr. Jorge Illueca, Mr. James Lutabanzibwa Kateka, Mr. Mochtar Kusuma-Atmadja, Mr. Djamchid Momtaz, Mr. Didier Opertti Badan, Mr. Guillaume Pambou-Tchivounda, Mr. Alain Pellet, Mr.

¹ Namely, Mr. João Clemente Baena Soares, Mr. Zdzislaw Galicki, Mr. Alain Pellet and Mr. Pemmaraju Sreenivasa Rao.

² Namely, Mr. James Crawford, Mr. Christopher John Robert Dugard, Mr. Alain Pellet, Mr. Pemmaraju Sreenivasa Rao and Mr. Víctor Rodríguez Cedeño.

Robert Rosenstock, Mr. Bernardo Sepúlveda and Mr. Víctor Rodríguez Cedeño (ex officio).

C. Drafting Committee

7. At its 2614th and 2632nd meetings, on 3 May and 6 June 2000 respectively, the Commission established a Drafting Committee, composed of the following members for the topics indicated:

(a) State responsibility: Mr. Giorgio Gaja (Chairman), Mr. James Crawford (Special Rapporteur), Mr. Emmanuel Akwei Addo, Mr. Ian Brownlie, Mr. Enrique Candioti, Mr. Christopher John Robert Dugard, Mr. Constantin Economides, Mr. Zdzislaw Galicki, Mr. Raul Ilustre Goco, Mr. Gerhard Hafner, Mr. Qizhi He, Mr. Peter Kabatsi, Mr. Alain Pellet, Mr. Robert Rosenstock and Mr. Víctor Rodríguez Cedeño (ex officio);

(b) Reservations to treaties: Mr. Giorgio Gaja (Chairman), Mr. Alain Pellet (Special Rapporteur), Mr. João Clemente Baena Soares, Mr. Ian Brownlie, Mr. Constantin Economides, Mr. Nabil Elaraby, Mr. Maurice Kamto, Mr. Guillaume Pambou-Tchivounda, Mr. Robert Rosenstock, Mr. Bruno Simma, Mr. Peter Tomka and Mr. Víctor Rodríguez Cedeño (ex officio).

8. The Drafting Committee held a total of 27 meetings on the two topics indicated above.

D. Working Groups

9. At its 2616th and 2628th meetings, on 5 May and 26 May 2000 respectively, the Commission also established the following Working Groups composed of the members indicated:

(a) International liability for injurious consequences arising out of acts not prohibited by international law (prevention of transboundary damage from hazardous activities): Mr. Pemmaraju Sreenivasa Rao (Chairman and Special Rapporteur), Mr. João Clemente Baena Soares, Mr. Zdzislaw Galicki, Mr. Gerhard Hafner, Mr. James Lutabanzibwa Kateka, Mr. Igor Ivanovich Lukashuk, Mr. Robert Rosenstock and Mr. Víctor Rodríguez Cedeño (ex officio);

(b) Unilateral acts of States: Mr. Víctor Rodríguez Cedeño (Chairman and Special Rapporteur), Mr. Husain Al-Baharna, Mr. João Clemente Baena Soares, Mr. Zdzislaw Galicki, Mr. Gerhard Hafner, Mr. Mauricio Herdocia Sacasa, Mr. Peter Kabatsi, Mr. James Lutabanzibwa Kateka, Mr. Djamchid Momtaz, Mr. Guillaume Pambou-Tchivounda and Mr. Bernardo Sepúlveda.

10. The Planning Group re-established on 2 May 2000 the Working Group on the long-term programme of work,

which was composed of the following members: Mr. Ian Brownlie (Chairman), Mr. Zdzislaw Galicki, Mr. Raul Ilustre Goco, Mr. Qizhi He, Mr. Mauricio Herdocia Sacasa, Mr. Didier Operti Badan, Mr. Bernardo Sepúlveda, Mr. Bruno Simma and Mr. Víctor Rodríguez Cedeño (ex officio). Contributing members: Mr. Emmanuel Akwei Addo, Mr. Constantin Economides, Mr. Gerhard Hafner, Mr. Alain Pellet, Mr. Robert Rosenstock and Mr. Chusei Yamada. On 31 May 2000, the Planning Group re-established an informal working group on split sessions composed as follows: Mr. Robert Rosenstock (Chairman), Mr. João Clemente Baena Soares, Mr. Raul Ilustre Goco, Mr. James Lutabanzibwa Kateka, Mr. Guillaume Pambou-Tchivounda and Mr. Chusei Yamada.

E. Secretariat

11. Mr. Hans Corell, Under-Secretary-General for Legal Affairs, the Legal Counsel, attended the session and represented the Secretary-General. Mr. Václav Mikulka, Director of the Codification Division of the Office of Legal Affairs, acted as Secretary to the Commission and, in the absence of the Legal Counsel, represented the Secretary-General. Mr. Manuel Rama-Montaldo, Deputy Director of the Codification Division, acted as Deputy Secretary to the Commission. Ms. Mahnoush H. Arsanjani, Senior Legal Officer, served as Senior Assistant Secretary to the Commission; Mr. George Korontzis, Ms. Virginia Morris, Mr. Renan Villacis, Legal Officers, and Mr. Arnold Pronto, Associate Legal Officer, served as Assistant Secretaries to the Commission.

F. Agenda

12. At its 2612th meeting, on 1 May 2000, the Commission adopted an agenda for its fifty-second session consisting of the following items:

1. Filling of casual vacancies (article 11 of the statute).
2. Organization of work of the session.
3. State responsibility.
4. International liability for injurious consequences arising out of acts not prohibited by international law (prevention of transboundary damage from hazardous activities).
5. Reservations to treaties.
6. Diplomatic protection.
7. Unilateral acts of States.
8. Programme, procedures and working methods of the Commission, and its documentation.
9. Cooperation with other bodies.
10. Date and place of the fifty-third session.
11. Other business.