

## Unilateral Acts of States

### Questionnaire

The Commission has made progress in relation to its study of the topic of unilateral acts of States on the basis of the four reports presented by the Special Rapporteur since 1998.

Some articles on unilateral acts of States have already been sent to the Drafting Committee. Among the articles referred to the Drafting Committee is a definition which reads:

“For the purposes of the present articles, a unilateral act of a State means an unequivocal expression of will which is formulated by a State with the intention of producing legal effects in relation to one or more other States or international organizations, and which is known to that State or international organization.”

The Commission invites States to provide information, preferably on recent international practice, relating to unilateral acts. The Commission is aware of the growing number of unilateral acts that States formulate in their relations with other States, but there is not sufficient information as to whether such acts are properly of a unilateral character and whether they produce legal effects at the international level.

Accordingly, the Commission wishes to submit to States the following questions:

1. Has the State formulated a declaration or other similar expression of the State's will which can be considered to fall, *inter alia*, under one or more of the following categories: a promise, recognition, waiver or protest? If the answer is affirmative, could the State provide elements of such practice?
2. Has the State relied on other States' unilateral acts or otherwise considered that other States' unilateral acts produce legal effects? If the answer is affirmative, could the State provide elements of such practice?
3. Could the State provide some elements of practice concerning the existence of legal effects or the interpretation of unilateral acts referred to in the questions above?

It is of utmost importance for the Commission to receive, to the extent possible, precise references to State practice. In this connection, the Commission invites each State to provide copies or references of official or academic publications or other documents which reflect its practice.