

Measures to Redress a Situation and to Ensure Compliance 1/

1. Amend Article VIII.A.2. as follows:

All States Parties to the Convention shall be members of the Organization. The right of membership of the Organization cannot be withdrawn.

2. Amend Article VIII.C.2.(d) as follows:

In particular, the Executive Council shall

(d) consider any issue or matter within its competence, affecting the Convention and its implementation, including doubts or concerns regarding compliance and cases of non-compliance, and, as appropriate, inform States Parties and bring the issue or matter to the attention of the Conference of the States Parties. In its consideration of doubts or concerns regarding compliance and cases of non-compliance, including, inter alia, the abuse of rights provided for by the Convention, 2/ the Executive Council shall consult with the States Parties involved and, as appropriate, request corrective action, within a specified time, by the State Party. To the extent that the Executive Council considers further action to be necessary, it shall take, inter alia, one or more of the following measures: 3/

- (i) inform all States Parties of the issue,
- (ii) bring the issue to the attention of the Conference of the States Parties,
- (iii) make recommendations to the Conference of the States Parties regarding measures to redress the situation and ensure compliance.

In cases of particular gravity and urgency the Executive Council shall [,if it deems necessary,] bring the issue, including relevant information [and recommendations], directly to the attention of the United Nations Security Council. It shall at the same time inform all States Parties of this step.

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1/ The view was expressed that the word "Sanctions" better reflects the purpose of the following provisions.

2/ The view was expressed that it was not necessary to mention the abuse of rights as a specific case of non-compliance.

3/ The view was expressed that the role of the Executive Council at this juncture needs further elaboration.