

impartial findings, the Commission shall state the reasons for that inability.

(e) The Commission is further responsible for:

(i) establishing its rules of procedure;

(ii) establishing and periodically revising procedures for conducting enquiries into allegations of violations in accordance with the Convention;

(iii) periodically reviewing scientific and technical developments which could affect monitoring compliance with the Convention and its Protocols.

3. (a) For the purposes of paragraph 1 of this Article, the Chairman shall prepare and periodically update a list of qualified experts. The experts shall be designated with due regard to the particular fields of expertise that could be required in a fact-finding mission concerning the alleged use of weapons regulated by this Convention and its Protocols.

(b) Upon receiving a request from the Commission, the Chairman [or the UN Secretary-General] shall appoint and supervise a team of experts to conduct a fact-finding mission at the site of the alleged incident. Experts who are nationals of States parties involved in the armed conflict concerned or of States parties which requested the inquiry shall not be chosen. The team of experts shall be dispatched at the earliest possible opportunity taking into account the safety of the team.

(c) The High Contracting Parties, upon ratification of the Convention, undertake *ipso facto* to afford the Commission every assistance in the conduct of an investigation, including affording access to all areas and installations where evidence of violation of this Protocol could be collected. The party to a conflict concerned may make any arrangements it considers necessary for the protection of sensitive equipment, information and areas unconnected with the subject of the fact-finding mission or for any constitutional obligations it may have with regard to proprietary rights, searches and seizures or other constitutional protections. In that event, it shall make every reasonable effort to satisfy the legitimate needs of the team of experts through other means.

(d) Upon ratification, the Parties also accept *ipso facto* that, although they may refuse to invite a fact-finding mission onto their territory, they may be obliged to receive such a mission if [] Parties, none of which are parties to the conflict, support such a decision.