

Article XIII: Amendments

1. Any State Party may, in accordance with the agreed procedures, propose amendments to any provision of this Convention.
2. [No amendments may be made to [any provision] [Provisions ...] during the 10-year destruction period provided for under Articles IV and V. However, if deemed necessary during this period, a Conference of the States Parties may unanimously adopt amendments to these Articles. These amendments shall enter into force only after ratification instruments of all States Parties present and voting at the Conference of the States Parties have been deposited.]
3. Any amendment to the present Convention shall be adopted by a majority of [3/4] [4/5] [9/10] of States Parties [present and voting], without prejudice to paragraph 2, enter into force [for all States Parties] [for States ratifying or acceding to them] upon the deposit of the instruments of ratification by the same majority [including all original States Parties to the Convention].

[Amendments shall enter into force for Parties ratifying or acceding to them on the thirtieth day following the deposit of instruments of ratification or accession by a majority of the Parties to the Convention and thereafter for each remaining Party on the thirtieth day following the deposit of its instrument of ratification or accession.]
4. (a) The text of any proposed amendment shall be communicated to the Depositary not less than 60 days prior to a session of the Conference of the States Parties and shall be promptly communicated by him to all States Parties. [The State Party proposing an amendment may also communicate it simultaneously to the Director-General of the Technical Secretariat and the Executive Council.]

(b) Proposed amendments shall be taken up at the next session of the Conference of the States Parties. However, if deemed necessary, the Conference of the States Parties may, by a majority of two-thirds of States Parties present and voting, convene a special session to discuss and take a decision on proposed amendments. ^{1/}
5. The provisions of this Article shall be without prejudice to the special modification procedures provided for in Annexes ^{2/}

^{1/} A view was expressed that it is to be discussed whether sessions of the Conference of the States Parties or Review Conferences are appropriate forums in which to consider amendments to the Convention.

^{2/} A view was expressed that a differentiated amendment mechanism is required to meet the special needs of various provisions of the Convention. It is understood that this Article might be limited to general amendment procedures which would be applied unless otherwise provided in relevant parts of the Convention. It is to be further discussed which provisions should be subject to strict amendment procedure and which might be amended in a simplified way.