

Attachment (C)

Article VIII

Co-ordinator's Discussion Paper

1. In view of the significant progress made in the elaboration of the text and annexes of the future CW Convention, it has become possible and necessary to give thorough consideration to the organizational machinery to be established under the Convention. This is what the discussions held so far in Working Group C have borne out.

The following questions will have to be addressed:

(a) How far will the detailed procedures developed in connection with Articles IV, V and VI influence the powers and functions of the main organs and how detailed should they be?

(b) In view of the considerable practical implementation work the main organs will be responsible for, how should they interact with each other and be interconnected?

(c) How can both the stability of the Convention and sufficient dynamism and flexibility to adapt to scientific-technological advances be ensured?

(d) How should the legal framework be defined in which the organs will operate? Should an "International Organization for the Prohibition of Chemical Weapons" be constituted as a legal personality under international law?

It must be attempted to build on the results achieved thus far and to draw on the examples of international organizations set up pursuant to other legal instruments.

(Although treaty language is used in the following, the text given is meant to serve as a basis for the discussion of contents.)