

II. Sources

1. Customary Law

2. The Charter

- Preamble.
- Art. 1 (1)
- Art. 2 (2) and (4)
- Art. 51

III. The Outer Space Treaty of 1967

1. Article IV

- scope of the prohibition
- possibility to ban activities or weapons not included in the prohibition set forth by Art. IV through the development of the concept of Non Interference with Non Aggressive Activities of Space Objects.

2. The question of the principle of exclusive use for peaceful purposes as reflected in the Treaty.

3. Perceived lacunae.

4. The question of the existence of a "double" regime applicable to Outer Space.

IV. Adequacy/Inadequacy-Sufficiency/Insufficiency

1. Limitations and loopholes.

2. consolidation, reinforcement, development:

- by direct amendments
- through an indirect approach (CBMS)

3. participation

V. The role of the Bilateral Agreements

1. The ABM treaty.

VI. The Strategic Defenses

1. Their impact on the problem under consideration:

- protection against ballistic missile attacks.

LIST OF TOPICS FOR DISCUSSION UNDER ITEM 3 OF THE PROGRAMME OF WORK:
EXISTING PROPOSALS AND FUTURE INITIATIVES ON THE PREVENTION
OF AN ARMS RACE IN OUTER SPACE

I. The Outer Space Treaty

1. Existing restrictions and scope of the instrument.

2. Amendment proposals:

- 2.A. Analysis of the consistency of Art. IV under the perspective of the regime applicable to Outer Space as distinct from the one confined to the Moon and Other Celestial Bodies. Consequential amendment.