

**THIRD REVIEW CONFERENCE OF THE
STATES PARTIES TO THE
CONVENTION ON PROHIBITIONS OR
RESTRICTIONS ON THE USE OF
CERTAIN CONVENTIONAL WEAPONS
WHICH MAY BE DEEMED TO BE
EXCESSIVELY INJURIOUS OR TO
HAVE INDISCRIMINATE EFFECTS**

CCW/CONF.III/7/Add.3
CCW/GGE/XV/6/Add.3
13 October 2006

Original: ENGLISH

Geneva, 7-17 November 2006
Item 10 of the provisional agenda
**Submission of the report of the
Group of Governmental Experts**

PROCEDURAL REPORT

**GROUP OF GOVERNMENTAL EXPERTS OF THE STATES PARTIES TO THE
CONVENTION ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF CERTAIN
CONVENTIONAL WEAPONS WHICH MAY BE DEEMED TO BE EXCESSIVELY
INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS**

Fifteenth Session
Geneva, 28 August – 6 September 2006

Addendum

REPORT OF THE PRESIDENT-DESIGNATE ON THE ISSUE OF COMPLIANCE

REPORT OF THE PRESIDENT-DESIGNATE ON THE ISSUE OF COMPLIANCE

Mandate

1. Paragraph 32 of the Report of the Meeting of the States Parties in 2005 (CCW/MSP/2005/2) stipulates that “the President-designate shall undertake consultations during the intersessional period on possible options to promote compliance with the Convention and its annexed Protocols, taking into account proposals put forward, and shall submit a report, adopted by consensus, to the States Parties.”

Friend of the President

2. The President-designate has requested Ambassador Markotić to continue his efforts in order to achieve an agreement on the issue of Compliance as Friend of the Chair. The President-designate thanks him for his agreement and his tireless efforts. With the consent of the States parties, the President-designate is requesting him to continue this work until the Review Conference.

Status Report

3. On the basis of our consultations a revised document, “Proposal of amendment to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may Be Deemed to be Excessively Injurious or to Have Indiscriminate Effects” was presented¹. It will constitute the basis of the work for the Review Conference.

4. However, this document is not yet ready to be endorsed. To achieve a consensus the States parties still need to resolve four pending issues:

- (i) The question of the procedure on how to adopt the text: by a Decision or by an Amendment to the Convention;
- (ii) The content of paragraphs 6, 7 and 9 of Part II of the proposal as contained in CCW/GGE/XV/2/Rev.1.

Way forward

5. The President-designate and the Friend of the President consider that an agreement can be reached on a Decision more easily than on an Amendment. Their advice is also that it will not be possible to broaden the mandate of the pool of experts provided for in paragraph 6, nor to restrict further the possibility to transmit the report as provided in paragraph 9.

¹ CCW/GGE/XV/2/Rev.1.

6. Concerning paragraph 7, it would be advisable to explain in the appropriate form the concrete manner in which the President-designate envisages the selection process of the members of the pool of experts in consultation between the UNSG and the requesting State party.

7. In conclusion, it is the view of the President-designate that with a few last modifications, that could be made to paragraphs 6 to 10, the States Parties should be prepared to arrive at the Review Conference, ready to take a final decision on the basis of CCW/GGE/XV/2/Rev.1, and in particular on the basis of the option of the Decision.

Annex

LIST OF DOCUMENTS OF THE GROUP OF GOVERNMENTAL EXPERTS
 ON THE ISSUE OF COMPLIANCE

Symbol	Title	Submitted by
CCW/CONF.II/PC.1/WP.8	Compliance Annex	United States of America
CCW/CONF.II/PC.3/WP.7	Additional Articles on Consultations and Compliance	South Africa
CCW/CONF.II/PC.3/WP.8	Compliance	Belgium on behalf of the European Union
CCW/GGE/II/WP.7	Working Paper on Compliance	Chairperson-designate
CCW/GGE/III/WP.7	Compliance in the CCW Context	Sweden
CCW/GGE/V/2	Compliance in the CCW Context	Greece on behalf of the European Union
CCW/GGE/VIII/2	Discussion Paper on Compliance	Chairperson-designate
CCW/GGE/VIII/WP.1	CCW Framework Convention: Additional Articles on Consultations and Compliance	South Africa
CCW/GGE/IX/WP.1	Ideas and Suggestions regarding a Possible Compliance Mechanism under the Convention on Certain Conventional Weapons	European Union
CCW/GGE/X/3	Compliance	Chairperson-designate
CCW/GGE/X/WP.1	Responses to Certain Concerns regarding a Possible Compliance Mechanism under CCW. Elaborative Memorandum on CCW/GGE/IX/WP.1	European Union
CCW/GGE/XI/2	Compliance	Chairperson-designate
CCW/GGE/XII/3	Compliance	Chairperson-designate

Symbol	Title	Submitted by
CCW/GGE/XIV/2	Amendment to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects	President-designate
CCW/GGE/XIV/WP.2	Alternative Approach to Promoting Compliance with the Convention and its Annexed Protocols	United States of America
CCW/GGE/XV/2	Proposal of Amendment to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects	President-designate
CCW/GGE/XV/2/Rev.1 and CCW/GGE/XV/2/Rev.2 (English only)	Revised draft proposal on Compliance	President-designate