

**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/8/Amend.1  
16 November 2006

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**Geneva, 7-17 November 2006**  
Item 13 of the provisional agenda  
**Consideration of any proposal for  
the Convention and its existing Protocols**

**DRAFT DECISION ON COMPLIANCE<sup>1</sup>**

Presented by the President-designate

Amendment

**DECISION ON A COMPLIANCE MECHANISM APPLICABLE 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**

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<sup>1</sup> Amendments to the previous version of this proposal (as contained in CCW/GGE/XV/2/Rev.2) appear underlined.

1. In Part I, amend paragraph 1 to read:

With a view of ensuring compliance the High Contracting Parties undertake to consult each other and to co-operate with each other bilaterally, through the Secretary-General of the United Nations, or through other voluntary international procedures, regarding any concerns which relate to the fulfilment of their legal obligations or to resolve any issue that may arise with regard to the interpretation and application of the provisions of this Convention and any of its annexed Protocols by which they are bound.

2. In Part I, amend paragraph 3 to read:

Participation in the Meeting will be determined following the Rules of Procedure of the Third Review Conference, applied *mutatis mutandis*.

3. In Part I, amend paragraph 6 to read:

The cost of the Meeting of the High Contracting Parties is to be borne by the High Contracting Parties and States not parties participating in the work of the Meeting, in accordance with the United Nations scale of assessment adjusted appropriately.

4. In Part II, amend paragraph 7 to read:

Each High Contracting Party will take all appropriate steps, including legislative and other measures, as required, to prevent and suppress violations of the Convention and any of its annexed Protocols by which it is bound by persons or on territory under its jurisdiction or control.

5. In Part II, amend paragraph 9 to read:

Each High Contracting Party will also require that its armed forces issue relevant military instructions and operating procedures and that armed forces personnel receive training commensurate with their duties and responsibilities to comply with the provisions of the Convention and any of its annexed Protocols by which it is bound.

6. In Part II, amend paragraph 10 to read:

A pool of experts is hereby established. Each High Contracting Party may provide one expert per each of the annexed Protocols to the Convention to be included into the pool. Any expert included in the pool shall be of acknowledged impartiality and recognized technical, legal or other appropriate competence.

7. In Part II, amend paragraph 12 to read:

Any High Contracting Party may seek assistance from the pool of experts regarding any concerns which relates to the fulfilment of its own legal obligations under the provisions of the Convention and any of its annexed Protocols by which it is bound.

8. In Part II, amend paragraph 13 to read:

For that purpose, the Secretary-General is invited to select, upon such request and in consultation with the requesting High Contracting Party concerned and on a case by case basis, an expert or a group of experts from the pool, who will consider any concern mentioned in paragraph 12 of Part II of this Decision. In the selection of experts the Secretary-General shall give particular consideration to their appropriate competence, as well as to equitable geographical distribution.

9. In Part II, amend paragraph 14 to read:

The expert or experts selected shall fulfil their duties in their personal capacity.

10. In Part II, amend paragraph 16 to read:

The costs of the work undertaken and expertise conducted by the expert or experts selected are to be borne by the High Contracting Party concerned or through voluntary contributions.

11. In Part II, amend paragraph 17 to read:

The provisions contained in this Decision are without prejudice to any possible future provisions on compliance to be decided upon by the High Contracting Parties.

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