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INTERNATIONAL CONFERENCE ON THE SUPPRESSION OF UNLAWFUL ACTS AGAINST THE SAFETY OF MARITIME NAVIGATION -

Committee of the Whole
Agenda item 3

CONSIDERATION OF THE DRAFT CONVENTION FOR THE SUPPRESSION OF UNLAWFUL ACTS AGAINST THE SAFETY OF MARITIME NAVIGATION AND THE DRAFT PROTOCOL FOR THE SUPPRESSION OF UNLAWFUL ACTS AGAINST THE SAFETY OF FIXED PLATFORMS LOCATED ON THE CONTINENTAL SHELF

Proposal submitted by Nicaragua

Article 3

1 Any person or Government commits an offence if that person or Government unlawfully and intentionally:

Reason: We do not agree that Governments should be excused if they commit offences. From our own experience, we know that behind every act of terrorism there is frequently a Government which, by threats or specific actions, tries to impose its hegemony, particularly Governments which defend their right to self-determination and which, being based on the principle of non-alignment, are not in a position to enter into an alliance with other powers. Thus, the exclusion of Governments from the category of offenders, and only leaving natural persons, will allow continued threats against the international order without its having any protection, or at least any moral international protection, since immunity from punishment would continue to shield the terrorism of certain Governments.