



IMO

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

Communication from the President of the Conference
to the Committee of the Whole regarding the Preamble
and article 11 of the draft Convention

1. It is proposed to insert the following two paragraphs immediately after the sixth preambular paragraph of the draft Convention:

RECALLING resolution 40/61 of the General Assembly of the United Nations of 9 December 1985, which, inter alia, "urges all States, unilaterally and in co-operation with other States, as well as relevant United Nations organs, to contribute to the progressive elimination of causes underlying international terrorism and to pay special attention to all situations, including colonialism, racism and situations involving mass and flagrant violations of human rights and fundamental freedoms and those involving alien occupation, that may give rise to international terrorism and may endanger international peace and security",

RECALLING FURTHER that resolution 40/61 "unequivocally condemns, as criminal, all acts, methods and practices of terrorism wherever and by whomever committed, including those which jeopardize friendly relations among States and their security",

2 It is proposed to revise the seventh and eighth preambular paragraphs of the draft Convention as follows:

RECALLING ALSO that by resolution 40/61, the International Maritime Organization was invited to "study the problem of terrorism aboard or against ships with a view to making recommendations on appropriate measures",

HAVING IN MIND resolution A.584(14) of 20 November 1985, of the Assembly of the International Maritime Organization, which called for development of Measures to Prevent Unlawful Acts which Threaten the Safety of Ships and the Security of their Passengers and Crews,

3 It is proposed to add the following two paragraphs to article 11 of the draft Convention:

6 In considering a request for the extradition of an alleged offender pursuant to the present Convention, the requested State shall pay due regard to whether his rights as set forth in article 8, paragraph 3 of the present Convention can be effected in the requesting State.

7 With respect to the offences as defined in this Convention, the provision of all extradition treaties and arrangements applicable between States Parties are modified as between States Parties to the extent that they are incompatible with this Convention.
