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TRADE LAW

Second session
Geneva, 3 March 1969
Item 12 of the provisional agenda

Dual distribution

CONSIDERATION OF THE POSSIBILITY OF
ISSUING A YEARBOOK

Note by the Secretary-General

1. At its twenty-third session the General Assembly adopted on 18 December 1968 resolution 2421 (XXIII) on the report of the United Nations Commission on International Trade Law. In paragraph 6 (f) of this resolution the General Assembly recommended that the United Nations Commission on International Trade Law should "consider, when appropriate, the possibility of issuing a yearbook which would make its work more widely known and more readily available".
2. The Sixth Committee's report relating to this subject reads as follows:
"Several representatives deemed it desirable that UNCITRAL should issue a Yearbook similar to that of the International Law Commission. Most representatives, however, agreed that there was no need for the Sixth Committee to take a decision on the matter at this time and that it was for UNCITRAL to determine the desirability of such a step." 1/
3. The publication of the International Law Commission Yearbook mentioned above was decided by General Assembly resolution 987 (X) of 3 December 1955. The publication started in 1956. As the first session of the Commission was held in 1949, it was decided that for the first seven sessions of the Commission (1949 - 1955), and in view of the backlog of documents to be edited and printed, studies, special reports, principal draft resolutions and amendments presented to the Commission would be published in their original languages only and the summary records of the Commission initially in English. As from 1956 English, French and Spanish editions of the Yearbook have been published.

1/ A/7408, para. 21.

4. The International Law Commission's Yearbook is divided into two volumes. Volume I contains the summary records of the session. These summary records include the corrections to the provisional summary records which have been made by members of the Commission and such drafting and editorial modifications as are considered necessary; in particular, working papers submitted during the session are incorporated in the summary records. Volume II contains reports submitted by Special Rapporteurs, studies and reports prepared by the Secretariat and comments submitted by Governments. It also contains the report of the Commission to the General Assembly, although this report is issued first as a supplement to the Official Records of the General Assembly, as is the case with the UNCITRAL report.

5. If the Commission wishes to follow the pattern of the International Law Commission's Yearbook for an UNCITRAL Yearbook, an indication as to the form and contents as well as the approximate size of such a publication is to be found in the Annex to the present document, which contains a preliminary outline of the contents of a possible Yearbook for 1968 and 1969. The Commission, of course, might wish to alter the contents indicated in the Annex either by adding or deleting certain documents.

6. Should a proposal be made formally for the publication of the Yearbook, some extra expenditure would follow and a statement of financial implications, in accordance with the financial regulations of the United Nations, would be published at a later date.

Annex

Part 1

PRELIMINARY OUTLINE
OF CONTENTS OF A YEARBOOK OF THE
UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW
1968

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T O T A L	<u>766*</u>

*The above-mentioned 766 pages are typewritten pages. That would approximately be equal to 250 printed pages.

Part II

PRELIMINARY OUTLINE
OF CONTENTS OF A YEARBOOK OF THE
UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW
1969

I. Preparatory documents of the second session

1. Hague Conventions of 1964

A/CN.9/11 (a) Replies and studies by States concerning the Hague
and Addenda Conventions of 1964 of the Commission

A/CN.9/17 (b) Analysis of the replies and studies received from
Governments

2. Hague Convention of 1955

A/CN.9/12 (a) Replies by States and comments by the Secretary-
and Addenda General of the Hague Conference on Private
International Law on the Hague Conventions of 1955

3. Time limits and limitations

A/CN.9/16 Studies submitted by interested Governments
and Addenda

4. General conditions of sale and standard contracts

A/CN.9/18 Report by the Secretary-General on the possibility
and Addendum of promoting the wider use of existing general
conditions of sale and standard contracts

5. INCOTERMS and other trade terms

A/CN.9/14 Report by the International Chamber of Commerce

6. Negotiable instruments

A/CN.9/19 Report submitted by the International Institute for
the Unification of Private Law (UNIDROIT)

7. Bankers commercial credits

A/CN.9/15 (a) Study submitted by the International Chamber
of Commerce

A/CN.9/15 (b) Comments by Organizations
Add.1

8. Guarantees and securities

A/CN.9/20 Report by the Secretary-General
and Addendum

9. International commercial arbitration

A/CN.9/21 (a) Report of the Secretary-General on
International Commercial Arbitration

A/CN.9/22 (b) Report by the Secretary-General on the
and Addenda replies of States concerning the accession
to the 1958 UN Convention on Recognition
and Enforcement of Arbitral Awards

10. Coordination

A/CN.9/25 Report of the Secretary-General on co-ordination
of the work of organizations active in inter-
national trade law

11. Training and Assistance

A/CN.9/27 Report by the Secretary-General on training
and assistance in international trade law

II. Second session

1. List of participants
2. Summary records
3. Report on the work of the second session of the Commission
4. Comments or recommendations by the Trade and Development Board on the report of the Commission on its second session
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III. Texts of documents prepared by sub-committees and committees of experts during 1969 (if any)

IV. Bibliography on UNCITRAL