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UNITED NATIONS COMMISSION ON
INTERNATIONAL TRADE LAW
Working Group on the International
Sale of Goods
Third session
Geneva, 17 January 1972

PROVISIONAL AGENDA

1. Election of officers
2. Adoption of the agenda
3. Consideration of articles 18-55 of ULIS
4. Consideration of articles 1-17 of ULIS
5. Future work
6. Adoption of the report

NOTES ON THE PROVISIONAL AGENDA

Item 1. Election of officers

The Working Group consists of the following 14 members of the United Nations Commission on International Trade Law: Austria, Brazil, France, Ghana, Hungary, India, Iran, Japan, Kenya, Mexico, Tunisia, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, and United States of America. It may be desirable to elect a chairman, a vice-chairman, and a rapporteur.

Item 3. Consideration of articles 18-55 of ULIS

The United Nations Commission on International Trade Law at the fourth session decided that the Working Group on the International Sale of Goods should continue its work.

The Working Group on International Sale of Goods at its meeting held during the fourth session of the Commission decided that at its third session it will consider, inter alia, articles 18-55 of ULIS, on the basis of the reports which representatives of members of the Commission were requested to submit on these articles.

The Working Group will have before it an analysis by the Secretary-General of the comments and proposals submitted by members of the Commission on articles 18-55 of ULIS (A/CN.9/WG.2/WP.10), the text of those comments and proposals (A/CN.9/WG.2/WP.10/Add.1) and the text of the comments on these articles submitted by the representative of Austria to the fourth session of the Commission (A/CN.9/WG.2/WP.10/Add.2).

In addition to these documents the Working Group will have before it two reports by the Secretary-General which were requested by the Working Group at its meeting held during the fourth session of the Commission: (1) an analysis of "delivery" in ULIS (A/CN.9/WG.2/WP.8); and (2) an analysis of "ipso facto avoidance" in ULIS (A/CN.9/WG.2/WP.9), as well as a note by the Secretariat of the International Institute for the Unification of Private Law on the concept of "delivery" ("délivrance") in the drafting of ULIS (A/CN.9/WG.2/WP.5).

Item 4. Consideration of articles 1-17 of ULIS

The United Nations Commission on International Trade Law at its fourth session decided that until the new text of a uniform law on the revised text of ULIS is completed, the Working Group on the International Sale of Goods should submit a progress report on its work to each session of the Commission. It was further decided that any comments or recommendations on issues set out in the progress reports which representatives may make at the sessions of the Commission shall be considered by the Working Group in the preparation of the final draft.

Accordingly, the Working Group, at its meeting held during the fourth session of the Commission, decided that at its third session it will give further consideration to articles 1-17 in the light of the comments and suggestions of members of the Commission made at the fourth session of the Commission.

The Working Group will have before it an analysis by the Secretary-General of the comments and proposals of States on articles 1 to 17 of ULIS made during the

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fourth session of the Commission and in the course of the consideration by the Sixth Committee of the Commission's report on its fourth session (A/CN.9/WG.2/WP.11).

Item 5. Future work

The Commission at its third session decided that the Working Group should consider ULIS systematically, chapter by chapter. Pursuant to this decision the Working Group considered articles 1-17 at its second session and decided to consider articles 18-55 at its third session (see item 3 above). In view of the less complex nature of the remaining articles of ULIS and the probability that the decisions of the Working Group in respect of articles 1-55 will provide guidelines as to what, if any, action should be taken as to many of the remaining articles, the Working Group might wish to decide that, at its fourth session, it will consider all the remaining articles, i.e., articles 56-101.

It is suggested that, in accordance with the Commission's decision at its third session concerning working methods, the Working Group should request representatives of its members to examine and submit recommendations on articles 56 to 101 of ULIS.

It is suggested further that, in order to accelerate its work, the Working Group should consider the establishment of a small drafting group, consisting of three to four representatives, which would be requested to put the texts of the articles which have been considered and decided upon by the Working Group into final form.

Item 6. Adoption of the report

As was noted under item 4, the Commission at its fourth session decided that until a final text is completed the Working Group should submit a progress report to each session of the Commission.
