

UNITED NATIONS

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ASSEMBLY



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COMMITTEE ON THE PEACEFUL USES OF OUTER SPACE

Legal Sub-Committee

CONVENTION ON LIABILITY FOR DAMAGE CAUSED BY SPACE VEHICLES

Argentina: Proposal

Amendment to articles X and XII of the proposal of the United States of America (A/AC.105/C.2/L.19), to article 4 of the proposal of Belgium (A/AC.105/C.2/L.7/Rev.3), and to article XI of the proposal of Hungary (A/AC.105/C.2/L.10/Rev.1):

Arbitration commission

1. If a claim presented under this Convention is not settled within one year from the date on which documentation is completed, the Presenting State may request the establishment of a commission to decide the claim. The competence of such commission shall extend to any dispute arising from the interpretation or application of this Convention. The Presenting State and the Respondent State shall each promptly appoint one person to serve on the commission, and the Secretary-General of the United Nations shall appoint a third person, who shall act as chairman, from a list of legal experts which he shall draw up as soon as this Convention enters into force and in which all geographical areas and legal systems shall be represented. If the Respondent State fails to appoint its member within three months, the expert appointed by the Secretary-General of the United Nations shall be the sole arbitrator.
2. No increase in the membership of the commission shall take place where two or more Presenting States or Respondent States are joined in any one proceeding before the commission, the respective members in such cases being appointed collectively.
3. The commission shall establish its own procedure.
4. The commission shall conduct its business and arrive at its decision by majority vote. Such decision shall state the views of each member of the commission, which shall be published.
5. The decision of the commission shall be rendered within six months and shall be binding upon the parties.
6. The expenses incurred in connexion with any proceeding before the commission shall be divided equally between Presenting and Respondent States.