

**DIPLOMATIC CONFERENCE FOR
THE ADOPTION OF A CONVENTION
ON CLUSTER MUNITIONS**

CCM/22

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Proposal by France and Germany for the amendment of Article 2

Alternative or additional definitions proposed for “cluster-munition remnants”:

"Unexploded sub-munition"¹ means explosive sub-munition that has been primed, fused, armed, or otherwise prepared for use and used in an armed conflict. It may have been fired, dropped, launched or projected and should have exploded but failed to do so.

"Abandoned explosive cluster-munition"² means explosive cluster-munition that has not been used during an armed conflict, that has been left behind or dumped by a party to an armed conflict and which is no longer under control of the party that left it behind. Abandoned explosive cluster-munitions may or may not have been primed, fused, armed or otherwise prepared for use.

"Explosive remnants of cluster munitions"³ means unexploded sub-munitions and abandoned explosive cluster-munitions.

"Existing explosive remnants of sub-munitions"⁴ means unexploded submunitions and abandoned explosive cluster-munitions that existed prior to the entry into force of this Convention for the State party on whose territory exists.

¹ Definition drawn from Protocol V, Article 2(2), with “unexploded ordnance” being replaced by “unexploded sub-munitions”.

² Definition drawn from Protocol V, Article 2(3), with “abandoned explosive ordnance” being replaced by “abandoned explosive sub-munitions”.

³ Definition drawn from Protocol V, Article 2(4), with “ERW” being replaced by “explosive remnants of cluster munitions”.

⁴ Definition drawn from Protocol V, Article 2(5). Such a definition would be needed for the purpose of the additional paragraph to Article 4 or separate additional Article on “Assistance with respect to existing explosive remnants of cluster munitions” (cf. CCM/47).