

DIPLOMATIC CONFERENCE FOR THE ADOPTION OF A CONVENTION ON CLUSTER MUNITIONS

CCM/25

19 May 2008
Original: ENGLISH

DUBLIN 19 – 30 MAY 2008

Proposal by Ireland for the amendment of Article 2

For the purposes of this Convention,

“**Cluster munition victims**” means persons who have suffered physical or psychological injury, economic loss, social marginalisation or substantial impairment of the realisation of their rights caused by the use of cluster munitions; cluster munition victims include those persons directly impacted by cluster munitions as well as their families and communities.

“**Cluster munition**” means a munition that is designed to disperse or release explosive sub-munitions, and includes those explosive sub-munitions. It does not mean the following:

- a) a munition or sub-munition designed to dispense flares, smoke, pyrotechnics or chaff;
- b) a munition or sub-munition designed to produce electrical or electronic effects;
- c) ...

“**Explosive sub-munition**” means a munition that in order to perform its task separates from a **cluster** munition and is designed to function by detonating an explosive charge prior to, on or after impact.

“Explosive bomblet” means a munition which in order to perform its task is dispersed or separated from a dispenser, affixed to an aerial platform, and is designed to function by detonating an explosive charge prior to, on or after impact.

“Failed cluster munition” means a cluster munition that has been fired, dropped, launched, projected or otherwise delivered and which should have dispersed or released its explosive submunitions but failed to do so;

“Unexploded explosive submunition” means an explosive submunition which has been released dispersed or otherwise separated from a cluster munition and has failed to explode as intended;

“Unexploded explosive bomblet” means an explosive bomblet which has been released, dispersed or otherwise separated from a dispenser, affixed to an aerial platform, and has failed to explode as intended;

“Cluster munition remnants” means **failed cluster munitions**, abandoned cluster munitions, **unexploded explosive submunitions and unexploded explosive bomblets**;

“Transfer” means the physical movement of cluster munitions into or from national territory or the transfer of title to or control over cluster munitions, but does not include the transfer of territory containing cluster munition remnants.