



# General Assembly

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## Seventy-fourth session

### First Committee

Agenda item 100 (gg)

#### **General and complete disarmament: implementation of the Convention on Cluster Munitions**

**Afghanistan, Australia, Austria, Chile, Iraq, Mexico, Montenegro, Namibia, Netherlands, New Zealand, Philippines, Spain, Sri Lanka, Sweden, Switzerland, United Kingdom of Great Britain and Northern Ireland and Zambia: draft resolution**

### **Implementation of the Convention on Cluster Munitions**

*The General Assembly,*

*Recalling* its resolutions [63/71](#) of 2 December 2008 on the Convention on Cluster Munitions and [70/54](#) of 7 December 2015, [71/45](#) of 5 December 2016, [72/54](#) of 4 December 2017 and [73/54](#) of 5 December 2018 on the implementation of the Convention,

*Reaffirming its determination* to put an end for all time to the suffering and casualties caused by cluster munitions at the time of their use, when they fail to function as intended or when they are abandoned,

*Deploring* the recent cases of cluster munitions use and related civilian casualties, and calling upon those who continue to use cluster munitions to cease any such activity immediately,

*Conscious* that cluster munition remnants kill or maim civilians, including women and children, obstruct economic and social development, including through the loss of livelihood, impede post-conflict rehabilitation and reconstruction, delay or prevent the return of refugees and internally displaced persons, can have a negative impact on national and international peacebuilding and humanitarian assistance efforts, and have other severe consequences for many years after use,

*Concerned* about the dangers presented by the large national stockpiles of cluster munitions retained for operational use, and determined to ensure their rapid destruction,

*Recognizing* the impact of cluster munitions on women, men, girls and boys and the importance of relevant States providing adequate, gender- and age-sensitive assistance to victims of cluster munitions,



*Believing it necessary* to contribute effectively in an efficient, coordinated manner to resolving the challenge of removing cluster munition remnants located throughout the world, and to ensure their destruction,

*Mindful* of the need to adequately coordinate efforts undertaken in various forums, including through the Convention on the Rights of Persons with Disabilities,<sup>1</sup> to address the rights and needs of victims of various types of weapons, and resolved to avoid discrimination among victims of various types of weapons,

*Reaffirming* that in cases not covered by the Convention on Cluster Munitions<sup>2</sup> or by other international agreements, civilians and combatants remain under the protection and authority of the principles of international law, derived from established custom, from the principles of humanity and from the dictates of public conscience,

*Welcoming* the steps taken nationally, regionally and globally in recent years aimed at prohibiting, restricting or suspending the use, stockpiling, production and transfer of cluster munitions, and welcoming also in this regard that, since 2014, all Central American States have joined the Convention, thus fulfilling their aspiration to become the first cluster munitions-free region in the world,

*Stressing* the role of public conscience in furthering the principles of humanity, as evidenced by the global call for an end to civilian suffering caused by cluster munitions, and recognizing the efforts to that end undertaken by the United Nations, the International Committee of the Red Cross, the Cluster Munition Coalition and numerous other non-governmental organizations around the world,

*Noting* that a total of 121 States have joined the Convention, 107 as States parties and 14 as signatories,

*Noting also* that 2020 will mark the tenth anniversary of the entry into force of the Convention, and emphasizing the need to make further efforts in accelerating the universalization process,

*Taking note* of the initiative of the Secretary-General, *Securing Our Common Future: An Agenda for Disarmament*, in particular part III entitled “Disarmament that saves lives”,

*Taking note also* of the 2015 Dubrovnik Declaration<sup>3</sup> and the Dubrovnik Action Plan<sup>4</sup> adopted at the first Review Conference of States Parties to the Convention on Cluster Munitions, held in Dubrovnik, Croatia, from 7 to 11 September 2015,

*Taking note further* of the political declaration establishing 2030 as a target date to implement all individual and collective outstanding obligations under the Convention as adopted by consensus under the presidency of the Netherlands at the sixth Meeting of States Parties to the Convention on Cluster Munitions, held in Geneva from 5 to 7 September 2016,

*Welcoming* the dialogue undertaken by the German presidency of the seventh Meeting of States Parties with States not parties to the Convention, including the military-to-military dialogue, in support of universal adherence to the Convention, and recognizing the assistance that the country coalition concept can provide to affected countries in the implementation of their obligations under the Convention,

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<sup>1</sup> United Nations, *Treaty Series*, vol. 2515, No. 44910.

<sup>2</sup> *Ibid.*, vol. 2688, No. 47713.

<sup>3</sup> [CCM/CONF/2015/7](#) and [CCM/CONF/2015/7/Corr.1](#), annex I.

<sup>4</sup> *Ibid.*, annex III.

*Noting with satisfaction* the progress made in the full and effective implementation of the Convention, while being mindful of the important challenges remaining in the fulfilment of this goal,

*Recognizing* the importance of full involvement and equal opportunities for the meaningful participation of women and men in disarmament processes, policy and programming decisions related to the Convention,

1. *Urges* all States outside the Convention on Cluster Munitions<sup>2</sup> to join as soon as possible, whether by ratifying or acceding to it, and all States parties that are in a position to do so to promote adherence to the Convention through bilateral, subregional and multilateral contacts, outreach and other means;

2. *Stresses* the importance of the full and effective implementation of and compliance with the Convention, including through the implementation of the Dubrovnik Action Plan;<sup>4</sup>

3. *Expresses strong concern* regarding the number of allegations, reports or documented evidence of the use of cluster munitions in different parts of the world, related civilian casualties and other consequences that impede the achievement of sustainable development;

4. *Urges* all States parties to provide the Secretary-General with complete and timely information as required under article 7 of the Convention in order to promote transparency and compliance with the Convention;

5. *Invites* all States that have not ratified the Convention or acceded to it to provide, on a voluntary basis, information that could make the clearance and destruction of cluster munition remnants and related activities more effective;

6. *Reiterates* the invitation to States not parties to participate in a continued dialogue on issues relevant to the Convention in order to enhance its humanitarian impact and to promote its universalization, as well as to engage in a military-to-military dialogue in order to address specific security issues related to cluster munitions;

7. *Reiterates its invitation and encouragement* to all States parties, interested States, the United Nations, other relevant international organizations or institutions, regional organizations, the International Committee of the Red Cross, the Cluster Munition Coalition and other relevant non-governmental organizations to participate in the upcoming formal meetings under the Convention;

8. *Requests* the Secretary-General to convene the second Review Conference of States Parties to the Convention on Cluster Munitions and to continue to render the necessary assistance and to provide such services as may be necessary to fulfil the tasks entrusted to him under the Convention and in the relevant decisions of the Meetings of States Parties and the first Review Conference;

9. *Calls upon* States parties and participating States to address issues arising from outstanding dues, including options to ensure sustainable financing for all formal meetings and prompt payment of respective shares of the estimated costs;

10. *Decides* to include in the provisional agenda of its seventy-fifth session, under the item entitled “General and complete disarmament”, the sub-item entitled “Implementation of the Convention on Cluster Munitions”.