

STATEMENT BY MR. DEREK O'BRIEN, MEMBER OF PARLIAMENT
AND MEMBER OF THE INDIAN DELEGATION, ON AGENDA ITEM 77
"REPORT OF THE UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW ON
THE WORK OF ITS FORTY-FIFTH SESSION" AT THE SIXTH COMMITTEE OF THE 67TH
SESSION OF THE UNITED NATIONS GENERAL ASSEMBLY ON OCTOBER 15, 2012

Mr. Chairman,

I congratulate you on your election as Chairman of the Sixth Committee of the United Nations General Assembly and also I congratulate other members of the Bureau on their election.



Mr. Chairman,

We attach great significance to the work of the United Nations Commission on International Trade Law (the Commission).

Through its working groups, the Commission has been and is engaged in preparation of legal texts in a number of important areas including the international commercial dispute settlement, transport law, electronic commerce, insolvency, sale of goods and, procurement and infrastructure development.

The legal texts and model laws developed by the Commission are directly relevant to commercial transactions of the individuals, corporations and States and thus have great practical value for all.

Mr. Chairman,

We extend our gratitude to the Commission for its report A/67/17 on its work at the forty-fifth session. During this session, the Commission adopted the draft Guide to Enactment of the UNCITRAL Model Law on Public Procurement. The Guide would be useful for States in updating and revising their existing laws on public procurement and in enacting the new legislations.

In the area of arbitration, the Commission adopted the recommendations to assist arbitration institutions and other interested bodies with regard to arbitration under the UNCITRAL Arbitration Rules, as revised in 2010. We commend the contribution of the Commission in the field of international arbitration.

Mr. Chairman,

We appreciate the efforts of the Commission towards promoting the uniform interpretation and effective application of its legal instruments. The continued work of the Commission to ensure monitoring the implementation of the Convention on the Recognition and Enforcement of Foreign Arbitral Awards, 1958 (the New York Convention) deserves specific mention.

Mr. Chairman,

We also appreciate the efforts of the Secretariat of the Commission in suggesting three sub-topics in Secretary-General's report A/67/290 for consideration under the agenda item - the rule of law at the national and international levels.

They include: Means of achieving effective coordination of rule-making activities at the regional and international levels; Access to justice through alternative means of dispute resolution and; mutually reinforcing impact of economic development and the rule of law.

The decision as to the inclusion of any topics in the relevant agenda item of the Sixth Committee would however, require a careful examination and deliberations.

Mr. Chairman,

We reiterate the importance of technical cooperation and assistance to the developing countries, specifically in matters relating to the adoption and use of texts, adopted by the Commission, at the national level. We encourage the Secretariat to continue to provide such assistance to the broadest extent possible and to improve its outreach, in particular to the developing countries.

I thank you, Mr. Chairman.

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