INTERNATIONAL CONFERENCE ON
THE SUPPRESSION OF UNLAWFUL
ACTS AGAINST THE SAFETY OF
MARITIME NAVIGATION -
Committee of the Whole
Agenda item 3

CONSIDERATION OF THE DRAFT CONVENTION FOR THE SUPPRESSION OF
UNLAWFUL ACTS AGAINST THE SAFETY OF MARITIME NAVIGATION
AND THE DRAFT PROTOCOL FOR THE SUPPRESSION OF UNLAWFUL
ACTS AGAINST THE SAFETY OF FIXED PLATFORMS LOCATED
ON THE CONTINENTAL SHELF

Proposal submitted by Spain

Article 12

Paragraph 1

Replace "... including the supply of the evidence at their disposal
necessary ..." by "... including assistance in obtaining evidence ..."

Reason: The aim is that co-operation between States Parties
concerned should be as extensive as possible so that the evidence to be
provided should not be restricted to what is available at a given moment,
but should also extend to evidence that may subsequently be obtained.

Paragraph 2

Add the following after the full stop: "In the absence of such treaties,
States Parties shall afford each other assistance in accordance with their
national law".

Reason: There are many States which may not be bound by a judicial
treaty relating to criminal matters and therefore, in order to make up for
this void, it is necessary to use the machinery of the internal law of such
States.

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