

UNION OF SOVIET SOCIALIST REPUBLICS

DRAFT CONVENTION ON THE PROHIBITION OF MILITARY OR ANY OTHER
HOSTILE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES

The States Party to the Convention,

Guided by the interest of consolidating peace, and wishing to contribute to the cause of limiting the arms race, and of bringing about disarmament, and of saving mankind from the danger of using new means of warfare;

Recognizing that scientific and technical advances may open new possibilities with respect to modification of the environment;

Realizing that military use of environmental modification techniques could have widespread, long-lasting or severe effects harmful to human welfare, but that the use of environmental modification techniques for peaceful purposes could improve the interrelationship of man and nature and contribute to the preservation and improvement of the environment for the present and future generations;

Desiring to limit the potential danger to mankind from means of warfare involving the use of environmental modification techniques;

Desiring also to contribute to the strengthening of trust among nations and to the further improvement of the international situation in accordance with the purposes and principles of the Charter of the United Nations,

Have agreed as follows:

ARTICLE I

1. Each State Party to this Convention undertakes not to engage in military or any other hostile use of environmental modification techniques having widespread, long-lasting or severe effects as the means of destruction, damage or injury to another State Party.

2. Each State Party to this Convention undertakes not to assist, encourage or induce any State, group of States or international organization to engage in activities contrary to the provision of paragraph 1 of this article.

ARTICLE II

As used in Article I, the term "environmental modification techniques" refers to any technique for changing -- through deliberate manipulation of natural processes -- the dynamics, composition or structure of the earth, including its biota, lithosphere, hydrosphere, and atmosphere, or of outer space, so as to cause such effects as

earthquakes and tsunamis, an upset in the ecological balance of a region, or changes in weather patterns (clouds, precipitation, cyclones of various types and tornadic storms), in the state of the ozone layer or ionosphere, in climate patterns, or in ocean currents.

ARTICLE III

The Provisions of the convention shall not hinder the use of environmental modification techniques for peaceful purposes by States Party, or international economic and scientific co-operation in the utilization, preservation and improvement of the environment for peaceful purposes.

ARTICLE IV

Each State Party to this Convention undertakes, in accordance with its constitutional processes, to take any necessary measures to prohibit and prevent any activity in violation of the provisions of the Convention anywhere under its jurisdiction of control.

ARTICLE V

1. The States Party to this Convention undertake to consult one another and to co-operate in solving any problems which may arise in relation to the objectives of, or in the application of the provisions of this Convention. Consultation and co-operation pursuant to this article may also be undertaken through appropriate international procedures within the framework of the United Nations and in accordance with its Charter.

2. Any State Party to this Convention which finds that any other State Party is acting in breach of obligations deriving from the provision of the Convention may lodge a complaint with the Security council of the United Nations. Such a complaint should include all possible evidence confirming its validity, as well as a request for its consideration by the Security Council.

3. Each State Party to this Convention undertakes to co-operate in carrying out any investigation which the Security Council may initiate, in accordance with the provisions of the Charter of the United Nations, on the basis of the complaint received by the Council. The Security Council shall inform the States Parties to the Convention of the results of the investigation.

4. Each State Party to this Convention undertakes to provide or support assistance, in accordance with the United Nations Charter, to any Party to the Convention which so requests, if the Security Council decides that such Party has been harmed or is likely to be harmed as a result of violation of the Convention

ARTICLE VI

1. Any State Party may propose amendments to this Convention. The text of any proposed amendment shall be submitted to _____ which shall circulate it to all States Party.

2. An amendment shall enter into force for all States Party which have accepted it, upon the deposit with _____ of instruments of acceptance by _____. Thereafter it shall enter into force for any remaining State Party on the date of deposit of its instrument of acceptance.

ARTICLE VII

This Convention shall be of unlimited duration.

ARTICLE VIII

1. This Convention shall be open to all States for signature. Any State which does not sign the Convention before its entry into force in accordance with paragraph (3) of this article may accede to it at any time.

2. This Convention shall be subject to ratification by signatory states. Instruments of ratification and instruments of accession shall be deposited with _____.

3. This Convention shall enter into force after the deposit of instruments of ratification by _____ in accordance with paragraph 2 of this article.

4. For those states whose instruments of ratification or accession are deposited after the date of entry into force of this Convention, it shall enter into force on the date of the deposit of their instruments of ratification or accession.

5. The _____ shall promptly inform all signatory and acceding states of the date of each signature, the date of deposit of each instrument of ratification or of accession and the date of the entry into force of this Convention, and of the receipt of other notices.

6. This Convention shall be registered by _____ in accordance with Article 102 of the Charter of the United Nations.

ARTICLE IX

This Convention, the Chinese, English, French, Russian, and Spanish texts of which are equally authentic, shall be deposited with _____ which shall send certified copies thereof to the governments of the signatory and acceding states.

In witness whereof, the undersigned, duly authorized thereto, have signed this Convention.

Done in _____

On _____