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International law and governance of natural resources in conflict and post-conflict situations

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Table of treaties

- 1899 Convention (II) with Respect to the Laws and Customs of War on Land and its annex: Regulations concerning the Laws and Customs of War on Land, The Hague, 29 July 1899 (entry into force: 4 September 1900).
- 1907 Hague Regulations, annexed to Convention (IV) respecting the Laws and Customs of War on Land, The Hague, 18 October 1907 (entry into force: 26 January 1910).
- 1930 ILO Convention No. 29 concerning Forced or Compulsory Labour, Geneva, 28 June 1930 (entry into force: 1 May 1932), 39 *UNTS* 55.
- 1933 Convention on the Rights and Duties of States, Montevideo, 26 December 1933 (entry into force: 26 December 1934), 165 *LNTS* 19.
- 1945 Charter of the United Nations, San Francisco, 26 June 1945 (entry into force: 24 October 1945), 1 *UNTS* xvi.
- 1946 Convention for the Regulation of Whaling, Washington, 2 December 1946 (entry into force: 10 November 1948), 161 *UNTS* 72.
- 1948 Charter of the Organization of American States, Bogotá, 30 April 1948 (last amended on 10 June 1993), 119 *UNTS* 3.
- 1949 Convention (IV) relative to the Protection of Civilian Persons in Time of War, Geneva, 12 August 1949 (entry into force: 21 October 1950), 75 *UNTS* 973.
- 1954 Convention for the Protection of Cultural Property in the Event of Armed Conflict, The Hague, 14 May 1954 (entry into force: 7 August 1956), 249 *UNTS* 240.
- 1958 Convention on Fishing and the Conservation of the Living Resources of the High Seas, Geneva, 29 April 1958 (entry into force: 20 March 1966), 559 *UNTS* 285.
- 1966 International Covenant on Economic, Social and Cultural Rights (ICESCR), New York, Annex to UNGA Resolution 2200 (XXI) of 16 December 1966 (entry into force: 3 January 1976), 993 *UNTS* 3.
- 1966 International Covenant on Civil and Political Rights (ICCPR), New York, Annex 2 to UNGA Resolution 2200 (XXI) of 16 December 1966 (entry into force: 23 March 1976), 999 *UNTS* 171.
- First Optional Protocol to the International Covenant on Civil and Political Rights, New York, 16 December 1966 (entry into force: 23 March 1976), 999 *UNTS* 302.
- 1968 African Convention on the Conservation of Nature and Natural Resources, Algiers, 15 September 1968 (entry into force: 9 October 1969; revised 11 July 2003), 1001 *UNTS* 3.
- 1969 International Convention on Civil Liability for Oil Pollution Damage, Brussels, 29 November 1969 (entry into force: 19 June 1975), 973 *UNTS* 3.
- 1969 Convention on the Law of Treaties, Vienna, 23 May 1969 (entry into force: 27 January 1980), 1155 *UNTS* 331.

- 1971 Convention on Wetlands of International Importance especially as Waterfowl Habitat, Ramsar, 2 February 1971 (entry into force: 21 December 1975), 996 *UNTS* 245.
- 1972 UNESCO Convention Concerning the Protection of the World Cultural and Natural Heritage, Paris, 23 November 1972 (entry into force: 15 December 1975), 1037 *UNTS* 151.
- 1972 Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter, London, 29 December 1972 (entry into force: 3 August 1975), 1046 *UNTS* 120.
- 1973 Convention on International Trade in Endangered Species of Wild Fauna and Flora, Washington, 3 March 1973 (entry into force: 1 July 1975), 993 *UNTS* 243.
- 1976 Convention on the prohibition of military or any other hostile use of environmental modification techniques (ENMOD), Geneva, 10 December 1976 (entry into force: 5 October 1978), 1108 *UNTS* 151.
- 1977 Protocol Additional to the Geneva Conventions of 12 August 1949, and Relating to the Protection of Victims of International Armed Conflicts (Protocol I), Geneva, 8 June 1977 (entry into force: 7 December 1978), 1125 *UNTS* 3.
- 1977 Protocol Additional to the Geneva Conventions of 12 August 1949, and Relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II), Geneva, 8 June 1977 (entry into force: 7 December 1978), 1125 *UNTS* 609.
- 1978 Treaty for Amazon Cooperation, Brasilia, 3 July 1978 (entry into force: 2 August 1980), 17 *ILM* 1045.
- 1979 Convention on the Conservation of Migratory Species of Wild Animals, Bonn, 23 June 1979 (entry into force: 1 November 1983), 1651 *UNTS* 333.
- 1979 Agreement Governing the Activities of States on the Moon and Other Celestial Bodies, New York, 18 December 1979 (entry into force: 11 July 1984), 1363 *UNTS* 21.
- 1980 Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects, Geneva, 10 October 1980 (entry into force: 12 February 1983), 19 *ILM* 1823 (1980).
- 1981 Protocol III to the 1980 Convention on Conventional Weapons on Prohibitions or Restrictions on the Use of Incendiary Weapons, Geneva, 10 April 1981 (entry into force: 12 February 1983), 1342 *UNTS* 171.
- 1981 African Charter on Human and Peoples' Rights, Banjul, 27 June 1981 (entry into force: 21 October 1986), 1520 *UNTS* 217.
- 1982 United Nations Convention on the Law of the Sea, Montego Bay, 10 December 1982 (entry into force: 16 November 1994), 1833 *UNTS* 3.
- 1985 Convention for the Protection of the Ozone Layer, Vienna, 22 March 1985 (entry into force: 22 September 1988), 1513 *UNTS* 323.
- 1987 Protocol on Substances that Deplete the Ozone Layer, Montreal, 16 September 1987 (entry into force: 1 January 1989; as amended in 1992), 1522 *UNTS* 3.
- 1989 Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal, Basel, 22 March 1989 (entry into force: 5 May 1992), 1673 *UNTS* 126.

- 1989 ILO Convention 169 concerning Indigenous and Tribal Peoples in Independent Countries, Geneva, 27 June 1989 (entry into force: 5 September 1991), 28 *ILM* 1382 (1989).
- 1992 Convention on Biological Diversity, Rio de Janeiro, 5 May 1992 (entry into force: 29 December 1993), 1760 *UNTS* 79.
- 1992 United Nations Framework Convention on Climate Change, Rio de Janeiro, 9 May 1992 (entry into force: 21 March 1994), 1771 *UNTS* 107.
- 1992 Convention on the Protection and Use of Transboundary Watercourses and International Lakes, Helsinki, 17 March 1992 (entry into force: 6 October 1996), 1936 *UNTS* 269.
- 1993 Agreement on the Application of Sanitary and Phytosanitary Measures, 15 December 1993 (entry into force: 1 January 1995), 1867 *UNTS* 154.
- 1993 Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction, Geneva, 13 January 1993 (entry into force: 29 April 1997), 1974 *UNTS* 45.
- 1994 Agreement Establishing the World Trade Organization, Marrakesh, 15 April 1994 (entry into force: 1 January 1995), 1867 *UNTS* 154.
- 1994 General Agreement on Tariffs in Trade, Annex 1A to the WTO Agreement, 15 April 1994, 1867 *UNTS* 187.
- 1994 United Nations Convention to Combat Desertification in Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa, Paris, 17 June 1994 (entry into force: 26 December 1996), 1954 *UNTS* 3.
- 1995 United Nations Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, New York, 4 August 1995 (entry into force: 11 December 2001), 2167 *UNTS* 88.
- 1996 Protocol II to the 1980 Convention on Conventional Weapons on Prohibitions or Restrictions on the Use of Mines, Booby-Traps and Other Devices as amended on 3 May 1996, Geneva, 3 May 1996 (entry into force: 3 December 1998), 35 *ILM* 1209 (1996).
- 1997 United Nations Convention on the Law of the Non-Navigational Uses of International Watercourses, New York, 21 May 1997 (not yet entered into force), 36 *I.L.M.* 715 (1997).
- 1997 Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction, Ottawa, 18 September 1997 (entry into force: 1 March 1999), 2056 *UNTS* 241.
- 1998 Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters, Aarhus, 28 June 1998 (entry into force: 30 October 2001), 2161 *UNTS* 447.
- 1998 Rome Statute of the International Criminal Court, Rome, 17 July 1998 (entry into force: 1 July 2002), 2187 *UNTS* 90.
- 1999 ILO Convention No. 182 on the Worst Forms of Child Labour, Geneva, 17 June 1999 (entry into force: 19 November 2000), 2133 *UNTS* 161.
- 2000 Protocol on Biosafety, Cartagena, 29 January 2000 (entry into force: 11 September 2003), 2226 *UNTS* 208.

- 2000 Optional Protocol to the Convention on the Rights of the Child on the involvement of children in armed conflict, New York, 25 May 2000 (entry into force: 12 February 2002), *U.N. Doc. A/54/49 (2000)*.
- 2000 Partnership Agreement Between the Members of the African, Caribbean and Pacific Group of States of the One Part, and the European Community and Its Member States, of the Other Part, Cotonou, 23 June 2000 (entry into force: 1 April 2003; last revised: 2010).
- 2001 Convention on Persistent Organic Pollutants, Stockholm, 22 May 2001 (entry into force: 17 May 2004), *2256 UNTS 119*.
- 2002 Protocol Relating to the Establishment of the Peace and Security Council of the African Union, Adopted by the 1st Ordinary Session of the Assembly of the African Union, 9 July 2002.
- 2006 International Tropical Timber Agreement, Geneva, 27 January 2006 (entry into force: 7 December 2011), *Doc.TD/TIMBER.3/12*.
- 2006 Protocol Against the Illegal Exploitation of Natural Resources, adopted by the International Conference on the Great Lakes Region on 30 November 2006.
- 2008 Optional Protocol to the International Covenant on Economic, Social and Cultural Rights, Annex to UN General Assembly Resolution A/RES/63/117, New York, 10 December 2008 (entry into force: 5 May 2013).
- 2010 Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization, Nagoya, 29 October 2010 (not yet entered into force).

Table of cases

International Court of Justice

- Corfu Channel (United Kingdom v. Albania), Merits, Judgment of 9 April 1949, *I.C.J. Reports* 1949, p. 22.
- North Sea Continental Shelf Cases (Federal Republic of Germany v. Denmark; Federal Republic of Germany v. Netherlands), Judgment of 20 February 1969, *I.C.J. Reports* 1969, p. 4.
- Barcelona Traction, Light and Power Company, Limited, (Belgium v. Spain), Judgment of 5 February 1970, Second phase, *I.C.J. Reports* 1970, p. 3.
- Legal Consequences for States of the Continued Presence of South African Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970), Advisory Opinion of 21 June 1971, *I.C.J. Reports* 1971, p. 16.
- Fisheries Jurisdiction (United Kingdom v. Iceland; Federal Republic of Germany v. Iceland), Order of 2 February 1973, *I.C.J. Reports* 1973, p. 302 and 313.
- Fisheries Jurisdiction (United Kingdom v. Iceland; Federal Republic of Germany v. Iceland), Judgment of 25 July 1974, *I.C.J. Reports* 1974, p. 3 and 175.
- Western Sahara, Advisory Opinion of 16 October 1975, *I.C.J. Reports* 1975, p. 12.
- Aegean Sea Continental Shelf, Judgment of 19 December 1978, *I.C.J. Reports* 1978, p. 3.
- Military and Paramilitary Activities in and against Nicaragua (Nicaragua v. United States of America), Judgment of 27 June 1986, *I.C.J. Reports* 1986, p. 14.
- Territorial Dispute between Libya and Chad (Libyan Arab Jamahiriya v. Chad), Judgment of 3 February 1994, *I.C.J. Reports* 1994, p. 6.
- East Timor (Portugal v. Australia), Judgment of 30 June 1995, *I.C.J. Reports* 1995, p. 90.
- Advisory Opinion on the Legality of the Threat or Use of Nuclear Weapons, 8 July 1996, *I.C.J. Reports* 1996, p. 226.
- Gabčíkovo-Nagymaros Project (Hungary v. Slovakia), Judgment of 25 September 1997, *I.C.J. Reports* 1997, p. 7.
- Oil Platforms (Islamic Republic of Iran v. United States of America), Judgment of 6 November 2003, *I. C. J. Reports* 2003, p. 161.
- Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, Advisory Opinion of 9 July 2004, *I.C.J. Reports* 2004, p. 136.
- Armed Activities on the Territory of the Congo (Democratic Republic of the Congo v. Uganda), Judgment of 19 December 2005, *I.C.J. Reports* 2005, p. 168.
- Armed Activities on the Territory of the Congo (New Application: 2002) (Democratic Republic of the Congo v. Rwanda), Judgment of 3 February 2006, *I.C.J. Reports* 2006, p. 6.

Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro), Judgment of 26 February 2007, *I.C.J. Reports 2007*, p. 43.

Pulp Mills on the River Uruguay (Argentina v. Uruguay), Judgment of 20 April 2010, *I.C.J. Reports 2010*, p. 14.

Accordance with International Law of the Unilateral Declaration of Independence in Respect of Kosovo, Advisory Opinion of 22 July 2010, *I.C.J. Reports (2010)*, p. 403.

International criminal tribunals

Trial of the Major War Criminals before the International Military Tribunal, Nuremberg, 14 November 1945 – 1 October 1946, Official Documents, Nuremberg (1947).

Trials of War Criminals before the Nuremberg Tribunals under Control Council Law No. 10, Vol. IX, the *Krupp* case, Washington: Government Printing Office (1950).

Trials of War Criminals before the Nuremberg Military Tribunals under Control Council Law No. 10, *I.G. Farben* case, vol. VIII, Washington: Government Printing Office (1952).

Trials of War Criminals before the Nuremberg Military Tribunals Under Control Council Law No. 10, *Hostage* case, Judgment of 19 February 1948, Vol. XI, Washington: Government Printing Office (1959).

International Criminal Tribunal for the former Yugoslavia, *The Prosecutor v. Dusko Tadić*, Decision on the Defence Motion for Interlocutory Appeal on Jurisdiction, Case No. IT-94-1-A, Appeals Chamber Decision of 2 October 1995.

International Criminal Tribunal for the former Yugoslavia, *The Prosecutor v. Dusko Tadić*, Case No. IT-94-1-AR72, Appeals Chamber Judgment of 15 July 1999.

International Criminal Tribunal for the Former Yugoslavia, *Kordić and Čerkez* case, Judgment of 26 February 2001.

Special Court for Sierra Leone, *Prosecutor v. Sam Hinga Norman*, Case No. SCSL-2004-14-AR72, Decision of 31 May 2004 on preliminary motion based on lack of jurisdiction.

International Criminal Tribunal for the former Yugoslavia, *The Prosecutor v. Dario Kordić and Mario Čerkez*, Case No. IT-95-14/2-A, Appeals Chamber Judgment of 17 December 2004.

International Criminal Tribunal for the Former Yugoslavia, *Strugar* Case, Case No. IT-01-42, Trial Judgment of 31 January 2005.

International Criminal Court, *The Prosecutor v. Thomas Lubanga Dyilo*, ICC-01/04-01/06-803-tEN, Pre-Trial Chamber I, Decision of on the confirmation of charges, 29 January 2007.

Special Court for Sierra Leone, *The Prosecutor vs. Moinina Fofana and Allieu Kondewa*, Trials Chamber Judgment of 2 August 2007.

International Criminal Court, *Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui*, Case No. ICC-01/04-01/07-717, Pre-Trial Chamber I, Decision on the Confirmation of Charges, 30 September 2008..

International Criminal Tribunal for the former Yugoslavia, *Hadzihasanovic, Alagic and Kubura* (IT-01-47), Decision on Joint Defence Interlocutory Appeal of Trial Chamber Decision on Rule 98bis Motions for Acquittal of 11 March 2005.

Special Court for Sierra Leone, *The Prosecutor vs. Moinina Fofana and Allieu Kondewa*, Appeals Chamber Judgment of 28 May 2008.

International Criminal Court, *The Prosecutor v. Thomas Lubanga Dyilo*, ICC-01/04-01/06-2842, Trial Chamber I, Judgment pursuant to Article 74 of the Statute, 14 March 2012.

Special Court for Sierra Leone, *Prosecutor v. Charles Ghankay Taylor*, Case No. SCSL-03-01-T, Trial Chamber II, Judgment of 18 May 2012.

Permanent Court of Arbitration

Dispute Concerning Access to Information Under Article 9 of the OSPAR Convention (Ireland v. United Kingdom), Final Award of 2 July 2003.

Arbitration Regarding the Iron Rhine ("IJzeren Rijn") Railway (Between the Kingdom of Belgium and the Kingdom of the Netherlands), Award of 24 May 2005.

WTO Dispute Settlement Mechanism

EC Measures Concerning Meat and Meat Products (Hormones) – Complaint by the United States – Report of the Panel, 18 August 1997, *Doc. WT/DS26/R/USA*.

United States – Import Prohibition of Certain Shrimp and Shrimp Products, Report of the Appellate Body, 12 October 1998, *Doc. WT/DS58/AB/R*.

EC Measures Concerning Meat and Meat Products (Hormones) – Complaint by the United States – Report of the Appellate Body, 16 January 1998, *Doc. WT/DS26/R/USA*.

EC – Approval and Marketing of Biotech Products, Panel Reports, 29 September 2006, *Docs. WT/DS/291/R, WT/DS/292/R, WT/DS/293/R*.

Human rights courts and monitoring bodies

Human Rights Committee, *Ivan Kitok v. Sweden*, Communication No. 197/1985, 27 July 1988, *CCPR/C/33/D/197/1985* (1988).

European Court for Human Rights, *Loizidou v. Turkey* (preliminary objections), Application No. 15318/89, Judgment of 23 March 1995.

Human Rights Committee, *Apirana Mahuika et al. v. New Zealand*, Communication No. 547/1993, 15 November 2000, *CCPR/C/70/D/547/1993* (2000).

Inter-American Court of Human Rights, *Las Palmeras Case*, Judgment of 4 February 2000.

Inter-American Court of Human Rights, *Case of Bámaca-Velasquez v. Guatemala*, Judgment of 25 November 2000.

African Commission on Human and Peoples' Rights, Decision regarding Communication 155/96, *Social and Economic Rights Action Center, Center for Economic and Social Rights v. Nigeria*, 30th session, Banjul, October 2001.

African Commission on Human and Peoples' Rights, *Centre for Minority Rights Development (Kenya) and Minority Rights Group International on behalf of Endorois Welfare Council v. Kenya*, 276/2003.

European Court of Human Rights, *Khashiyev and Akayeva v. Russia*, Applications nos. 57942/00 and 57945/00, Judgment of 24 February 2005.

- European Court of Human Rights, *Isayeva v. Russia*, Application no. 57950/00, Judgment of 24 February 2005.
- European Court of Human Rights, *Estamirov and Others v. Russia*, Application no. 60272/00, Judgment of 12 October 2006.
- Inter-American Court of Human Rights, *Case of the Saramaka People v. Surinam*, Judgment of 28 November 2007.
- Commission on Human and Peoples' Rights v. Great Socialist People's Libyan Arab Jamahiria, Application No. 004/2011, Order for provisional measures, 25 March 2011.
- European Court for Human Rights, *Al-Skeini and Others v. the UK*, Application No. 55721/07, Judgment of 7 July 2011.
- Inter-American Court of Human Rights, *The Kichwa people of Sarayaku v. Ecuador*, Judgment of 26 July 2012.

International Tribunal for the Law of the Sea

- Southern Bluefin Tuna Cases (*New Zealand v. Japan*; *Australia v. Japan*), Requests for Provisional Measures, Order of 27 August 1999.
- Mox Plant Case (*Ireland v. United Kingdom*), Request for Provisional Measures, Order of 3 December 2001.
- Case Concerning Land Reclamation by Singapore in and around the Straits of Johor (*Malaysia v. Singapore*), Order of 8 October 2003.

Other courts

- Trail Smelter Arbitration (*United States v. Canada*), Judgment of 11 March 1941, *Reports of International Arbitral Awards* Vol. III, United Nations (2006), pp. 1905-1982.
- Singapore Court of Appeal, *N.V. De Bataafsche Petroleum Maatschappij & Ors. v. The War Damage Commission*, Judgment of 13 April 1956, reprinted in the *American Journal of International Law*, Vol. 51 (1957).
- Minors Oposa v. Secretary of the Department of Environmental and Natural Resources*, The Supreme Court of the Philippines, Judgment of July 1993.
- Supreme Court of Canada, Reference re Secession of Quebec, [1998] 2 S.C.R. 217, Judgment of 20 August 1998.
- Fuel Retailers Association of Southern Africa v Director-General: Environmental Management Department of Agriculture, Conservation and Environment, Mpumalanga Province, and Others, 2007 (6) SA 4 (CC), 2007, (10) BCLR 1059 (CC).

United Nations Documents

1. SURVEY OF UN SECURITY COUNCIL PRACTICE IN RELATION TO NATURAL RESOURCES RESOLUTIONS

Situations	Principal resolutions and overview of relevant decisions
General	Resolution 1459 (2003): expresses its support for the Kimberley Process Certification Scheme
Angola	Resolution 864 (1993): installs an arms embargo and an embargo on the export of petroleum to Angola Resolution 1127 (1997): installs travel and aviation sanctions Resolution 1173 (1998): installs an import ban on diamonds that are not controlled through the Certificate of Origin regime of the Angolan government Resolution 1176 (1998): brings into effect the diamond sanctions Resolution 1237 (1999): establishes the Fowler Commission Resolution 1295 (2000): welcomes steps in the direction of devising a more comprehensive system of controls in relation to diamonds Resolution 1448 (2002): terminates the sanctions regime
Cambodia	Resolution 668 (1990): endorses the framework for a comprehensive political settlement of the conflict Resolution 792 (1992): expresses support for the national moratorium on

Côte d'Ivoire	Resolution 1572 (2004): installs an arms embargo, travel ban and assets freeze and establishes the Sanctions Committee Resolution 1584 (2005): establishes the Group of Experts Resolution 1643 (2005): installs diamond sanctions Resolution 1727 (2006): requests the Kimberley Process to communicate information about the production and illicit export of diamonds Resolution 1782 (2007): renews the sanctions until 31 October 2008 and decides to review the sanctions in light of progress achieved in the implementation of the peace process Resolution 1842 (2008): renews the sanctions until 31 October 2009 and decides to review the sanctions in light of progress achieved in the implementation of the peace process Resolution 1893 (2009): renews the sanctions until 31 October 2010 and introduces an exemption for diamonds that will be used solely for scientific research and analysis coordinated by the Kimberley Process Resolution 1946 (2010): renews the sanctions Resolution 1980 (2011): renews the diamond sanctions and conditions the lifting of the diamond sanctions on cooperation with the Kimberley Process Resolution 2045 (2012): renews the diamond sanctions and urges the authorities to adopt an action plan for the implementation of the Kimberley Process Resolution 2101 (2013): renews the sanctions until 30 April 2014; reiterates the conditions set out in Resolution 2045; and encourages the authorities to participate in an OECD-hosted programme with regard to the implementation of the Due Diligence Guidance
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DR Congo	Resolution 1291 (2000): expresses its serious concern at reports of illegal exploitation of natural resources in the DR Congo Resolution 1355 (2001): expresses its concern over the findings of the Panel of Experts on the Illegal Exploitation of Natural Resources and Other Forms of Wealth of the Democratic Republic of the Congo Resolution 1457 (2003): strongly condemns the illegal exploitation of the natural resources of the Democratic Republic of the Congo and demands that all States concerned take immediate steps to end these illegal activities Resolution 1493 (2003): installs an arms embargo and expresses its intention to consider means to end the illegal exploitation of natural resources Resolution 1533 (2004): establishes a Sanctions Committee and Group of Experts Resolution 1596 (2005): amends and expands the arms embargo; imposes targeted travel and financial measures on particular leaders of armed groups; demands neighbouring States to impede the flow of illegal natural resources through their territories Resolution 1698 (2006): requests the Group of Experts and the Secretary-General reports relating to the illegal exploitation of natural resources and expresses its intention to consider measures with respect to natural resources Resolution 1857 (2008): extends the travel ban and asset freeze to individuals providing support to armed groups through the illicit trade of natural resources Resolution 1896 (2009): mandates the Group of Experts to produce recommendations to the Committee for guidelines for the exercise of due diligence by the importers, processing industries and consumers of mineral products regarding the purchase, sourcing, acquisition and processing of mineral products from the DRC. Resolution 1925 (2010): includes natural resources related tasks in MONUSCO's mandate Resolution 1952 (2010): supports taking forward the Group of Experts' recommendations on guidelines for due diligence; calls upon all States to take appropriate steps to raise awareness of the due diligence guidelines and to urge importers, processing
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Iraq	Resolution 661 (1990): installs a comprehensive import and export embargo and an asset freeze; introduces humanitarian exemptions Resolution 687 (1991): affirms that Iraq is liable under international law for the depletion of natural resources in Kuwait; decides to create a compensation fund to pay for the damage inflicted by Iraq; broadens the exemptions to the export embargo to cover foodstuffs notified pursuant to the 'no-objections procedure' Resolution 986 (1995): establishes the 'Oil-for-Food programme' Resolution 1409 (2002): revises the 'Oil-for-Food programme' through the introduction of a Goods Review List Resolution 1483 (2003): terminates the 'Oil-for-Food programme'; notes the establishment of a Development Fund for Iraq; and underlines that the Development Fund shall be used in a transparent manner to meet the humanitarian needs of the Iraqi people, for the economic reconstruction and repair of Iraq's infrastructure, for the continued disarmament of Iraq, and for the costs of Iraqi civilian administration, and for other purposes benefiting the people of Iraq
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Liberia	Resolution 788 (1992): installs an arms embargo Resolution 1343 (2001): establishes a Sanctions Committee and a Panel of Experts; renews the arms embargo and installs diamond sanctions; demands the government of Liberia to cease import of Sierra Leone rough diamonds which are not controlled through the Sierra Leonean Certificate of Origin regime; and calls upon the government to establish an effective Certificate of Origin regime for trade in rough diamonds that is transparent and internationally verifiable Resolution 1408 (2002): calls upon the government to take urgent steps to ensure that revenue from the timber industry is used for legitimate social, humanitarian and development purposes Resolution 1478 (2003): installs a timber embargo; reiterates its call upon the government to establish a Certificate of Origin regime for Liberian rough diamonds; refers to the Kimberley Process; proposes to exempt from the embargo rough diamonds controlled by a transparent and internationally verifiable Certificate of Origin regime Resolution 1521 (2003): terminates the previous sanctions regime; installs sanctions on diamonds and timber products from Liberia; encourages the government to join the Kimberley Process; encourages the government to establish oversight mechanisms for the timber industry that will promote responsible business practices, and to establish transparent accounting and auditing mechanisms Resolution 1579 (2004): encourages the government to implement the Liberia Forest Initiative and the necessary reforms in the Forest Development Authority in order to meet the conditions for the lifting of the timber sanctions Resolution 1647 (2004): encourages the Liberian government to implement the Governance and Economic Management Assistance Program as a means to expedite the lifting of the sanctions Resolution 1689 (2006): lifts the timber sanctions Resolution 1753 (2007): lifts the diamond sanctions Resolution 1854 (2008): supports the decision of Liberia to take part in EITI
Libya	Resolution 1970 (2011): installs an arms embargo, a travel ban and an asset freeze, targeting Qaddafi's family members Resolution 1973 (2011): extends the asset freeze to all entities under the control of Libyan authorities, including the Libyan National Oil Corporation Resolution 2009 (2011): terminates the asset freeze in relation to the National Oil Corporation

Sierra Leone	Resolution 1132 (1997): installs a travel ban, an arms embargo and a petroleum embargo; establishes a Sanctions Committee Resolution 1306 (2000): installs an import ban on diamonds, exempting from the measures diamonds controlled by an effective Certificate of Origin regime; calls for an exploratory hearing to assess the role of diamonds in the Sierra Leonean conflict and the link between diamonds and the violation of the arms embargo Resolution 1385 (2001): renews the diamond embargo Resolution 1446 (2002): renews the diamond embargo
Southern Rhodesia	Resolution 217 (1965): calls upon all States to break all economic relations with Southern Rhodesia Resolution 232 (1966): installs sanctions, including an import embargo on several commodities Resolution 253 (1968): extends the sanctions to all products and commodities originating from or destined to Southern Rhodesia, exempting humanitarian goods Resolution 460 (1979): lifts the sanctions

Principal Reports Panels of Experts

Angola

Final Report of the Monitoring Group on Angola, *UN Doc. S/2000/1225*.

Report of the Panel of Experts on Violations of Security Council Sanctions against UNITA, *UN Doc. S/2000/203*, 10 March 2000.

Interim Report of the Monitoring Mechanism, *UN Doc. S/2000/1026*.

Côte d'Ivoire

Report of the Group of Experts submitted in accordance with paragraph 7 of resolution 1584 (2005), *UN Doc. S/2005/699*.

Report of the Group of Experts submitted in accordance with paragraph 9 of resolution 1643 (2005), *UN Doc. S/2006/735*.

Midterm report of the Group of Experts on Côte d'Ivoire submitted in accordance with paragraph 11 of Security Council resolution 1842 (2008), *UN Doc. S/2009/188*.

Final report of the Group of Experts on Côte d'Ivoire submitted in accordance with paragraph 11 of Security Council resolution 1842 (2008) of 9 October 2009, *UN Doc. S/2009/521*.

Midterm Report of the Group of Experts on Côte d'Ivoire pursuant to paragraph 12 of Security Council resolution 1893 (2009) of 18 March 2010, *UN Doc. S/2010/179*.

Final report of the Group of Experts submitted in accordance with paragraph 12 of Security Council resolution 1893 (2009) of 27 April 2011, *UN Doc. S/2011/271*.

Final report of the Group of Experts on Côte d'Ivoire, prepared in accordance with paragraph 14 of Security Council resolution 1980 (2011), *UN Doc. S/2012/196*.

Final report of the Group of Experts submitted in accordance with paragraph 16 of Security Council resolution 2045 (2012), *UN Doc. S/2013/228* of 17 April 2013.

DR Congo

Report of the Panel of Experts on the Illegal Exploitation of Natural Resources and Other Forms of Wealth of the Democratic Republic of the Congo, *UN Doc. S/2001/357*.

Interim report of the Panel of Experts on the Illegal Exploitation of Natural Resources and Other Forms of Wealth of the Democratic Republic of the Congo, *UN Doc. S/2002/565*.

UN Panel of Experts on the Illegal Exploitation of Natural Resources and Other Forms of Wealth of the Democratic Republic of the Congo, Final Report of 16 October 2002, *UN Doc. S/2002/1146*.

Report of the Group of experts submitted pursuant to resolution 1654 (2006), *UN Doc. S/2006/525*.

Interim report of the Group of Experts submitted pursuant to resolution 1698 (2006), *UN Doc. S/2007/40*.

Final Report of the Group of Experts on the Democratic Republic of the Congo prepared in accordance with paragraph 8 of Security Council resolution 1857 (2008), *UN Doc. S/2009/603*.

Final Report of the Group of Experts prepared pursuant to paragraph 6 of Security Council resolution 1896 (2009), *UN Doc. S/2010/596*.

Interim Report of the Group of Experts prepared in pursuance of paragraph 5 of Security Council Resolution 1952 (2010), *UN Doc. S/2011/345*.

Group of Experts on the DR Congo, Addendum to the Interim report of the Group of Experts on the DRC submitted in accordance with paragraph 4 of Security Council resolution 2021 (2011), *UN Doc. S/2012/348/Add.1* of 27 June 2012.

Final Report of the Group of Experts on the DR Congo, prepared in pursuance of paragraph 4 of Security Council resolution 2021 (2011), *UN Doc. S/2012/843*, 15 November 2012.

Liberia

Report of the Panel of Experts pursuant to Security Council Resolution 1343 (2001), paragraph 19, concerning Liberia, *UN Doc. S/2001/1015*, 26 October 2001.

Report of the Panel of Experts Appointed Pursuant to Security Council Resolution 1395 (2002), Paragraph 4, in relation to Liberia, 11 April 2002, *UN Doc. S/2002/470*.

Report of the Panel of Experts pursuant to paragraph 25 of Security Council resolution 1478 (2003) concerning Liberia, *UN Doc. S/2003/779*.

Report of the Panel of Experts appointed pursuant to paragraph 25 of Security Council Resolution 1478 (2003) concerning Liberia, *UN Doc. S/2003/937* of 28 October 2003.

Preliminary Report of the Panel of Experts on Liberia submitted pursuant to resolution 1579 (2004) (On Diamonds) of 17 March 2005, *UN Doc. S/2005/176*.

Report of the Panel of Experts on Liberia submitted pursuant to resolution 1579 (2004) of 13 June 2005, *UN Doc. S/2005/360*.

Libya

Final report of the Panel of Experts established pursuant to Security Council resolution 1973 (2011) concerning Libya, *UN Doc. S/2012/163*.

Sierra Leone

Report of the Panel of Experts appointed pursuant to Security Council Resolution 1306 (2000), paragraph 19, in relation to Sierra Leone, *UN Doc. S/2000/1195*, December 2000.

Presidential Statements

Statement regarding Sierra Leone, 27 May 1997, *UN Doc. S/PRST/1997/29*.

Statement regarding Sierra Leone, 11 July 1997, *UN Doc. S/PRST/1997/36*.

Statement regarding Sierra Leone, 6 August 1997, *UN Doc. S/PRST/1997/42*.

Statement made in connection with the Council's consideration of the item entitled Maintenance of International Peace and Security: Natural resources and armed conflict, 25 June 2007, *UN Doc. S/PRST/2007/22*.

Statement on post-conflict peacebuilding, 22 July 2009, *UN Doc. S/PRST/2009/23*.

Statement made in connection with the Council's consideration of the item entitled Maintenance of International Peace and Security: the interdependence between security and development, 11 February 2011, *UN Doc. S/PRST/2011/4*.

Statement on Peace and Security in Africa, 15 April 2013, *UN Doc. S/PRST/2013/4*.

2. GENERAL ASSEMBLY RESOLUTIONS

Resolution 174 (II) of 21 November 1947: Statute of the International Law Commission (last amended by Resolution 36/39 of 18 November 1981).

Resolution 626 (VII) of 21 December 1952: Right to Exploit Freely Natural Wealth and Resources.

Resolution 837 (IX) of 14 December 1954: Recommendations concerning International Respect of the Right of Peoples and Nations to Self-Determination.

Resolution 1314 (XIII) of 12 December 1958: Recommendations concerning International Respect of the Right of Peoples and Nations to Self-Determination.

- Resolution 1514 (XV) of 14 December 1960: Declaration on the Granting of Independence to Colonial Countries and Peoples.
- Resolution 1541 (XV) of 15 December 1960: Principles Which Should Guide Members in Determining Whether or Not an Obligation Exists to Transmit the Information Called for under Article 73e of the Charter.
- Resolution 1803 (XVII) of 14 December 1962: Declaration on Permanent Sovereignty over Natural Resources.
- Resolution 2158 (XXI) of 6 December 1966: Permanent Sovereignty over Natural Resources.
- Resolution 2542 (XXIV) of 11 December 1969: Declaration on Social Progress and Development.
- Resolution 2625 (XXV) of 24 October 1970: Declaration on Principles of International Law Concerning Friendly Relations and Co-operation Among States in Accordance with the Charter of the United Nations.
- Resolution 2692 (XXV) of 11 December 1970: Permanent Sovereignty over Natural Resources of Developing Countries and Expansion of Domestic Sources of Accumulation for Economic Development.
- Resolution 3129 (XXVIII) of 13 December 1973: Co-operation in the Field of the Environment concerning Natural Resources Shared by Two or More States.
- Resolution 3171 (XXVIII) of 17 December 1973: Permanent Sovereignty over Natural Resources.
- Resolution 3201 (S-VI) of 1 May 1974: Declaration on the Establishment of a New International Economic Order.
- Resolution 3202 (S-VI) of 1 May 1974: Programme of Action for the Establishment of a New International Economic Order.
- Resolution 3281(XXIX), 12 December 1974: Charter of Economic Rights and Duties of States.
- Resolution 34/22 of 14 November 1979: The Situation in Kampuchea.
- Resolution 34/186 of 18 December 1979: Cooperation in the Field of the Environment Concerning Natural Resources Shared by Two or More States.
- Resolution 41/128 of 4 December 1986: Declaration on the Right to Development.
- Resolution 59/41 of 2 December 2004: Report of the International Law Commission on the Work of its Fifty-Sixth Session.
- Resolution 49/75 [K] of 15 December 1994: Request for an Advisory Opinion from the International Court of Justice on the Legality of the Threat or Use of Nuclear Weapons.
- Resolution 55/2 of 18 September 2000: Millennium Declaration.
- Resolution 55/56 of 1 December 2000: Role of diamonds in Fuelling Conflict.
- Resolution 60/1 of 24 October 2005: World Summit Outcome.
- Resolution 62/274 of 26 September 2008: Strengthening Transparency in Industries.
- Resolution 61/295, 2 October 2007: United Nations Declaration on the Rights of Indigenous Peoples.
- Resolution 66/99 of 9 December 2011: Effects of Armed Conflict on Treaties.
- Resolution 66/225 of 29 March 2012: Permanent sovereignty of the Palestinian people in the Occupied Palestinian Territory, including East Jerusalem, and of the Arab population in the occupied Syrian Golan over their natural resources.

Resolution 66/288 of 11 September 2012: Outcome Document of the 2012 United Nations Conference on Sustainable Development 'The Future We Want'.

3. OTHER UN DOCUMENTS AND REPORTS

United Nations Committee of Jurists, *Documents of the United Nations Conference on International Organization*, Sixth Meeting of Committee I, 16 May 1945.

Report of the Secretary-General on Respect for Human Rights in Armed Conflicts, *UN Doc. A/7720* of 20 November 1969.

Declaration of the United Nations Conference on the Human Environment, Stockholm, 16 June 1972, 11 *I.L.M.* 1416 (1972).

UNCTAD Integrated Programme for Commodities, *UNCTAD Resolution 93(IV)* (1976).

UN Commission on Human Rights, Resolution 4 (XXX-III), *UN Doc. E/CN.4/SR.1389* (1977) of 21 February 1977.

Draft Principles of Conduct in the Field of the Environment for the Guidance of States in the Conservation and Harmonious Utilization of Natural Resources Shared by Two or More States, 17 *ILM* 1097 (1978).

Report of the Secretary-General on the International Dimensions of the Right to Development, *UN Doc. E/CN.4/1334* (1979).

The Study of the Historical and Current Development of the Right to Self-Determination, prepared by A. Cristescu (Romania), special rapporteur of the UN Sub-Commission on Prevention of Discrimination and Protection of Minorities, *UN publication, Sales No. E.80.XIV.3* (1980).

Report of the Secretary-General on the Regional and National Dimensions of the Right to Development, *UN Doc. E/CN.4/1421(Part I)* and *E/CN.4/1488 (PART II and III)* (1981).

Secretary-General, Report on the implications, under international law, of the United Nations resolutions on permanent sovereignty over natural resources, on the occupied Palestinian and other Arab territories and on the obligations of Israel concerning its conduct in these territories, *UN Doc. A/38/265*, 21 June 1983.

Human Rights Committee, General Comment No. 12: The right to self-determination of peoples (Art. 1), adopted by the Human Rights Committee at its twenty-first session, Office of the High Commissioner for Human Rights, 13 March 1984.

Commission on Human Rights, 'The Right to Self-Determination: Implementation of United Nations Resolutions', study prepared by H. Gros Espiell (Uruguay), special rapporteur of the UN Sub-Commission on Prevention of Discrimination and Protection of Minorities (1980), *UN Doc. E/CN.4/Sub.2/405/Rev.1*.

Brundtland Commission, *Our Common Future*, Report of the World Commission on Environment and Development (1987).

UNESCO, Final Report and Recommendations of the International Meeting of Experts on further study of the concept of the rights of peoples, *Doc. SHS-89/CONF.602/7*, 22 February 1990.

Committee on Economic, Social and Cultural Rights, General Comment 3 on the nature of States parties obligations (art. 2, para. 1 of the Covenant), para. 14, Report of the Fifth Session, *UN Doc. E/1991/23*, 14 December 1990.

- Declaration of the United Nations Conference on Environment and Development, Rio de Janeiro, 13 June 1992, 31 *I.L.M.* 874 (1992).
- Special Rapporteur Mr. Gaetano Arangio-Ruiz, Fourth Report on State responsibility, *UN Doc A/CN.4/444 and Add. 1-3*, para. 92, in *Yearbook of the International Law Commission 1992*, Vol. II, Part One.
- Memorandum on International Law Providing Protection of the Environment in Times of Armed Conflict, Annex to a Letter dated 28 September 1992 from the permanent missions of the Hashemite Kingdom of Jordan and of the United States of America addressed to the Chairman of the Sixth Committee of the General Assembly, *UN Doc. A/C.6/47/3* of 28 September 1992.
- Report of the Secretary-General on the protection of the environment in times of armed conflict, *UN Doc. A/48/269* of 29 July 1993.
- Vienna Declaration and Programme of Action, *UN Doc. A/CONF.157/23*, adopted on 12 July 1993.
- Human Rights Committee General Comment No. 23: The rights of minorities (Art. 27), *UN Doc. CCPR/C/21/Rev.1/Add.5*, 8 April 1994.
- International Law Commission, Draft Articles on the Law of the Non-navigational Uses of International Watercourses and Commentaries thereto, *Yearbook of the International Law Commission 1994*, Vol. II, Part Two.
- Human Rights Committee, General Comment No. 24 on Issues Relating to Reservations Made Upon Ratification or Accession to the Covenant or the Optional Protocols thereto, or in Relation to Declarations under Article 41 of the Covenant, 4 November 1994, *UN Doc. CCPR/C/21/Rev.1/Add.6* (1994).
- Human Rights Committee, General Comment No. 25: The right to participate in public affairs, voting rights and the right of equal access to public service (Art. 25), 12 July 1996, *UN Doc. CCPR/C/21/Rev.1/Add. 7* (1996).
- Committee on Economic, Social and Cultural Rights, General Comment 7 on the right to adequate housing (art. 11.1 of the Covenant): forced evictions, 20 May 1997.
- Committee on Economic, Social and Cultural Rights, General Comment No. 12: The right to adequate food (Art. 11), *UN Doc. E/C.12/1999/5* of 12 May 1999.
- Final Report to the Prosecutor by the Committee Established to Review the NATO Bombing Campaign Against the Federal Republic of Yugoslavia, published on 14 June 2000, available through <<http://www.icty.org>> (last consulted on 23 November 2012).
- International Law Commission, Draft articles on Prevention of Transboundary Harm from Hazardous Activities, with commentaries, *Yearbook of the International Law Commission*, vol. II, Part Two (2001).
- International Law Commission, Draft articles on Responsibility of States for Internationally Wrongful Acts, with commentaries, *Yearbook of the International Law Commission 2001*, Vol. II, Part Two.
- Human Rights Committee, General Comment No. 29 on Art. 4 (Derogations during a State of Emergency), *UN Doc. CCPR/C/21/Rev.1/Add.11*, 31 August 2001.
- Monterrey Consensus, Report of the International Conference on Financing for Development, *UN Doc. A/CONF.198/11*, adopted on 22 March 2002.
- Johannesburg Declaration on Sustainable Development, Annex to the Report of the World Summit on Sustainable Development, *UN Doc. A/CONF.199/20*, 26 August – 4 September 2002.

- ILA New Delhi Declaration of Principles of International Law Relating to Sustainable Development, adopted on 2 April 2002, *UN Doc. A/57/329* of 31 August 2002.
- Final report of the Special Rapporteur of the Commission on Human Rights, Mrs. Erica Daes, on Indigenous peoples' permanent sovereignty over natural resources, *UN Doc. E/CN.4/Sub.2/2004/30* of 13 July 2004 and its addendum, *UN Doc. E/CN.4/Sub.2/2004/30/Add.1* of 12 July 2004.
- Report of the High-level Panel on Threats, Challenges and Change, *A More Secure World: Our Shared Responsibility*, United Nations: New York (2004).
- Secretariat, "The effect of armed conflict on treaties: an examination of practice and doctrine", Memorandum by the Secretariat, prepared for the Fifty-seventh session of the International Law Commission, UN General Assembly Document A/CN.4/550 of 1 February 2005.
- International Law Commission, Conclusions of the work of the Study Group on the Fragmentation of International Law: Difficulties arising from the Diversification and Expansion of International Law, *Yearbook of the International Law Commission*, 2006, vol. II, Part Two.
- Secretary-General, Report pursuant to paragraph 8 of resolution 1698 (2006) concerning the Democratic Republic of the Congo, *UN Doc. S/2007/68* of 8 February 2007.
- Report on the "Protect, Respect and Remedy Framework for Business and Human Rights" by John Ruggie, the Special Representative of the Secretary-General on the issue of human rights and transnational corporations and other business enterprises, *UN Doc. A/HRC/8/5*, 7 April 2008.
- UNEP, "Protecting the Environment During Armed Conflict: An Inventory and Analysis of International Law" (2009).
- UNEP, "From Conflict to Peacebuilding: The Role of Natural Resources and the Environment" (2009).
- Committee on Economic, Social and Cultural Rights, Guidelines for the treaty-specific documents to be submitted by States parties under Articles 16 and 17 of the International Covenant on Economic, Social and Cultural Rights, *UN Doc. E/C.12/2008/2* of 24 March 2009.
- Committee on Economic, Social and Cultural Rights, General Comment 20 on non-discrimination in economic, social and cultural rights (art. 2, para. 2, of the International Covenant on Economic, Social and Cultural Rights), *UN Doc. E/C.12/GC/20* of 2 July 2009.
- Office of the High Commissioner for Human Rights, *Report of the Mapping Exercise Documenting the Most Serious Violations of Human Rights and International Humanitarian Law Committed Within the Territory of the Democratic Republic of the Democratic Republic of the Congo Between March 1993 and June 2003* (2010).
- UNEP, "Sierra Leone: Environment, Conflict and Peacebuilding Assessment" (2010).
- Human Rights Committee, Guidelines for the treaty-specific document to be submitted by States parties under article 40 of the International Covenant on Civil and Political Rights, *UN Doc. CCPR/C/2009/1*, 22 November 2010.
- International Law Commission, Draft Articles on the Responsibility of International Organizations, *Yearbook of the International Law Commission*, Vol. II, Part Two (2011).
- International Law Commission, Draft Articles on the Effects of Armed Conflict to Treaties, *UN Doc. A/CN.4/L.777*, 11 May 2011.

Report on the Guiding Principles on Business and Human Rights: Implementing the United Nations “Protect, Respect and Remedy” Framework, *UN Doc. A/HRC/17/31*, 21 March 2011.

Committee on Economic, Social and Cultural Rights, Statement on the importance and relevance of the right to development, adopted on the occasion of the twenty-fifth anniversary of the Declaration on the Right to Development, *UN Doc. E/C.12/2011/2*, 12 July 2011.

United Nations Office of the High Commissioner for Human Rights, *Joint Statement of Chairpersons of the UN Treaty Bodies*, 1 July 2011.

UNEP, “Greening the Blue Helmets: Environment, Natural Resources and UN Peacekeeping Operations” (2012).

Report of the Secretary-General, ‘Intergenerational Solidarity and the Needs of Future Generations’, *UN Doc. A/68/322*, 15 August 2013.

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