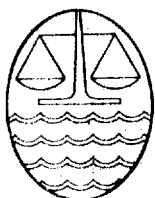




# UNITED NATIONS

Distr.  
LIMITED



## THIRD CONFERENCE ON THE LAW OF THE SEA

A/CONF.62/C.2/L.39  
5 August 1974

ORIGINAL: ENGLISH

### SECOND COMMITTEE

Afghanistan, Austria, Belgium, Bhutan, Bolivia, Botswana, Finland, Iraq, Laos, Lesotho, Luxembourg, Nepal, Netherlands, Paraguay, Singapore, Swaziland, Sweden, Switzerland, Uganda, Upper Volta and Zambia: draft articles on participation of land-locked and other geographically disadvantaged States in the exploration and exploitation of the living and non-living resources in the area beyond the territorial sea

#### Article 1

Subject to the provisions of these articles, coastal States shall have the right to establish, adjacent to their territorial sea, a ... zone, the breadth of which shall not exceed ... nautical miles from the baselines from which the breadth of the territorial sea is measured, for the purpose of exploring and exploiting the living and non-living resources therein.

#### Article 2

Land-locked and other geographically disadvantaged States 1/ shall have the right to participate in the exploration and exploitation of the living resources of the ... zone of neighbouring coastal States 2/ on an equal and non-discriminatory basis. For the purpose of facilitating the orderly development and the rational exploitation of the living resources of the particular zones, the States concerned may decide upon appropriate arrangements to regulate the exploitation of the resources in those zones.

#### Article 3

Land-locked and other geographically disadvantaged States shall have the right to participate in the exploration and exploitation of the non-living resources of the ... zone of neighbouring coastal States on an equal and non-discriminatory basis. Equitable arrangements for the exercise of this right shall be made by the States concerned.

1/ The precise scope of the term "other geographically disadvantaged States" is still to be defined.

2/ The expression "neighbouring coastal States" not only refers to States adjacent to each other, but also includes States of a region situated within reasonable proximity to a land-locked or other geographically disadvantaged State.

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Article 4

1. Land-locked and other geographically disadvantaged States shall not transfer their rights under articles 2 and 3 to third States, except when otherwise agreed upon by the States concerned.
2. The provisions of paragraph 1 shall, however, not preclude land-locked and other geographically disadvantaged States from obtaining technical or financial assistance from third States, or appropriate international organizations, for the purpose of enabling them to develop viable industries of their own.

Article 5

1. All States deriving revenues from the exploitation of the non-living resources of the ... zone shall make contributions to the international authority at the rate of ... per cent of the net revenues.
2. The international authority shall distribute these contributions on the same basis as the revenues derived from the exploitation of the international sea-bed area.

Article 6

Coastal States and land-locked and other geographically disadvantaged States within a region or subregion may enter into any arrangement for the establishment of regional or subregional ... zones with a view to giving effect to the provisions of articles 2 and 3 on a collective basis.

Article 7

Any dispute arising from the interpretation and application of the provisions of the foregoing articles shall be subject to the procedure for the compulsory settlement of disputes provided for in the Convention.

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