



INTERNATIONAL CONFERENCE ON
THE SUPPRESSION OF UNLAWFUL
ACTS AGAINST THE SAFETY OF
MARITIME NAVIGATION -
Agenda item 6

IMO

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

Comments by the Government of Kuwait

With reference to paragraphs 65-68 of the document PCUA 2/5 of
2 June 1987, which contains the report of the second session of the Ad Hoc
Preparatory Committee on the Suppression of Unlawful Acts Against the Safety
of Maritime Navigation (Rome, 18-22 May 1987), the Government of the State of
Kuwait wishes to propose the following amendment to the draft Convention and
Protocol:

A CONVENTION

Preamble

Insert the following new paragraph before the words "HAVE AGREED as
follows:" in the preamble:

"RECOGNIZING FURTHER that an unlawful act even if committed on
behalf of a Government does not deprive such an act of its unlawful
character."

Article 3, paragraph 1

After "Any person" and before "commits an offence", insert: ", even if
acting on behalf of a Government,".

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Add the following new subparagraph (h):

"(h) By force or threat thereof or any other form of intimidation removes a person from a ship."

Article 3, paragraph 2

After "Any person" and before "also commits an offence", insert:
", even if acting on behalf of a Government,".

Add the following new subparagraph (d):

"(d) Aids the perpetrators of any of the offences set forth in paragraph 1, in the preparation or execution of such unlawful acts in any way, such as the training and supervision of personnel, planning, logistical support and supplies, intelligence or financial assistance."

B PROTOCOL

Article 2, paragraph 1

After "Any person" and before "commits an offence", insert: ", even if acting on behalf of a Government,".

Add the following new subparagraph (f):

"(f) By force or threat thereof or any other form of intimidation removes a person from a fixed platform."

Article 2, paragraph 2

After "Any person" and before "also commits an offence", insert:
", even if acting on behalf of a Government,".

Add the following new subparagraph (d):

"(d) Aids the perpetrators of any of the offences set forth in paragraph 1, in the preparation or execution of such unlawful acts in any way, such as the training and supervision of personnel, planning, logistical support and supplies, intelligence or financial assistance."
