

2. c) Amendment to Article I of the 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, 21 December 2001

ENTRY INTO FORCE: 18 May 2004, in accordance with article 8, paragraph 1 (b) of the Convention which reads, in part, as follows: "amendments ... shall enter into force in the same manner as the Convention and the annexed Protocols (i.e. ... six months after the date of deposit of the twentieth instrument of ratification, acceptance, approval or accession. "

REGISTRATION: 18 May 2004, No. 22495.

STATUS: Parties: 86.

TEXT: United Nations, *Treaty Series*, vol. 2260, p. 82; Doc. [CCW/CONF/II/2](#) and depositary notification C.N.104.2002.TREATIES-1 of 11 February 2002; C.N.1329.2005.TREATIES-9 of 3 January 2006 (Proposal of correction to the authentic Russian text) and C.N.130.2006.TREATIES-1 of 9 February 2006 (Correction to the Authentic Russian text).

Note: At the Second Review Conference, held in Geneva from 11 to 21 December 2001, the Parties to the Convention on the Prohibitions or Restrictions on the Use of Certain Convention Weapons which may be deemed to be Excessively Injurious or to have Indiscriminate Effects concluded at Geneva on 10 October 1980 adopted, in accordance with the procedure laid down in article 8 (1) (b) of the Convention, the Amendment to Article 1 of the said Convention as set out in the Final Declaration of the Second Review Conference (Doc. [CCW/CONF/II/2](#)).

| <i>Participant</i> | <i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification, Consent to be bound(P)</i> | <i>Participant</i> | <i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification, Consent to be bound(P)</i> |
|-----------------------------|---|-------------------------|---|
| Afghanistan..... | 9 Aug 2017 a | Cuba..... | 17 Oct 2007 A |
| Albania..... | 12 May 2006 a | Czech Republic..... | 6 Jun 2006 |
| Algeria..... | 6 May 2015 P | Denmark..... | 15 Sep 2004 A |
| Argentina..... | 25 Feb 2004 a | Dominican Republic..... | 21 Jun 2010 a |
| Australia..... | 3 Dec 2002 A | Ecuador..... | 10 Mar 2009 A |
| Austria..... | 25 Sep 2003 A | El Salvador..... | 13 Sep 2007 a |
| Bangladesh..... | 26 Sep 2013 a | Estonia..... | 12 May 2003 |
| Belarus..... | 27 Mar 2008 P | Finland..... | 22 Jun 2004 A |
| Belgium..... | 12 Feb 2004 | France..... | 10 Dec 2002 AA |
| Benin..... | 21 Sep 2017 A | Georgia..... | 8 Jun 2009 a |
| Bosnia and Herzegovina..... | 17 Mar 2008 a | Germany..... | 26 Jan 2005 A |
| Brazil..... | 30 Nov 2010 a | Greece..... | 26 Nov 2004 |
| Bulgaria..... | 28 Feb 2003 | Grenada..... | 10 Dec 2014 P |
| Burkina Faso..... | 26 Nov 2003 a | Guatemala..... | 13 Feb 2009 a |
| Canada..... | 22 Jul 2002 A | Guinea-Bissau..... | 6 Aug 2008 a |
| Chile..... | 27 Sep 2007 A | Holy See..... | 9 Dec 2002 A |
| China ¹ | 11 Aug 2003 | Hungary..... | 27 Dec 2002 |
| Colombia..... | 20 May 2009 a | Iceland..... | 22 Aug 2008 P |
| Costa Rica..... | 3 Jun 2009 | India..... | 18 May 2005 a |
| Croatia..... | 27 May 2003 | Iraq..... | 24 Sep 2014 P |

| <i>Participant</i> | <i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification, Consent to be bound(P)</i> | <i>Participant</i> | <i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification, Consent to be bound(P)</i> |
|--------------------------------|---|--|---|
| Ireland | 8 Nov 2006 A | Peru | 14 Feb 2005 |
| Italy | 1 Sep 2004 | Poland | 15 Sep 2006 |
| Jamaica | 25 Sep 2008 a | Portugal..... | 22 Feb 2008 |
| Japan | 10 Jul 2003 A | Republic of Korea..... | 13 Feb 2003 A |
| Kuwait | 24 May 2013 a | Republic of Moldova | 5 Jan 2005 a |
| Latvia | 23 Apr 2003 a | Romania..... | 25 Aug 2003 a |
| Lebanon | 5 Apr 2017 a | Russian Federation | 24 Jan 2007 A |
| Lesotho | 25 Apr 2016 a | Serbia..... | 11 Nov 2003 A |
| Liberia..... | 16 Sep 2005 a | Sierra Leone..... | 30 Sep 2004 |
| Liechtenstein..... | 18 Jun 2004 A | Slovakia | 11 Feb 2004 |
| Lithuania..... | 12 May 2003 A | Slovenia | 7 Feb 2008 |
| Luxembourg..... | 13 Jun 2005 | South Africa..... | 24 Jan 2012 a |
| Malta | 24 Sep 2004 a | Spain | 9 Feb 2004 |
| Mexico | 22 May 2003 A | Sri Lanka..... | 24 Sep 2004 a |
| Montenegro ² | 23 Oct 2006 d | Sweden..... | 3 Dec 2002 A |
| Netherlands ³ | 19 May 2004 A | Switzerland | 19 Jan 2004 A |
| New Zealand..... | 21 Aug 2007 A | Tunisia | 11 Mar 2009 a |
| Nicaragua..... | 6 Sep 2007 | Turkey..... | 2 Mar 2005 |
| Niger | 18 Sep 2007 P | Ukraine | 29 Jun 2005 A |
| North Macedonia | 11 Jul 2007 a | United Kingdom of Great Britain and Northern Ireland..... | 25 Jul 2002 A |
| Norway | 18 Nov 2003 AA | United States of America..... | 21 Jan 2009 |
| Panama..... | 16 Aug 2004 a | Uruguay | 7 Aug 2007 a |
| Paraguay | 3 Dec 2008 a | Zambia..... | 25 Sep 2013 a |

Declarations and Reservations

(Unless otherwise indicated, the reservations and declarations were made upon ratification, acceptance, approval, accession or succession.)

HOLY SEE

“... declares the acceptance on the part of the Holy See of said amendment to Article I of the Convention, considering that in accordance with paragraph 4 of amended Article I the right of the Parties, "by all legitimate means, to maintain or re-establish law and order in the State or to defend the national unity and territorial integrity of the State" should be interpreted in conformity with international humanitarian law, the United Nations' Charter and other international rules.”

MEXICO

The Government of Mexico understands that the conflicts not of an international character referred to in article 1, paragraph 3 as amended correspond to the situations referred to in article 3 common to the Geneva Conventions of 1949.

The Government of Mexico further understands that article 1, paragraph 7, as amended does not prejudice the applicability of future protocols to such situations as those defined in article 1, paragraph 2, as amended, and reserves the right to take positions that best accommodate its interests in negotiating future additional protocols.

Notes:

¹ Upon ratification, the Government of China communicated the following:

“In accordance with the provisions of Article 153 of the Basic Law of the Hong Kong Special Administrative Region of the People’s Republic of China of 1990 and Article 138 of the Basic Law of the Macao Special Administrative Region of the People’s Republic of China of 1993, the Government of the People’s Republic of China decides that the Amendment to Article I of the 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 shall apply to the Hong Kong Special Administrative Region and Macao Special Administrative Region of the People’s Republic of China.”

² See note 1 under "Montenegro" in the "Historical Information" section in the front matter of this volume.

³ For the Kingdom in Europe.

Subsequently, on 28 April 2014, the Government of The Netherlands informed the Secretary-General of the Territorial Application in respect of the Caribbean part of The Netherlands (Islands of Bonaire, Sint Eustatius and Saba).

