

No. 17119. CONVENTION ON THE PROHIBITION OF MILITARY OR ANY OTHER HOSTILE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES. ADOPTED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON 10 DECEMBER 1976¹

DECLARATION concerning the objections made by the Union of Soviet Socialist Republics² and the German Democratic Republic³ to the declaration concerning Berlin-West made by the Federal Republic of Germany upon ratification⁴

Received on:

2 July 1984

FRANCE

UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

UNITED STATES OF AMERICA

The text of the declaration reads as follows:

"In a communication to the Government of the Union of Soviet Socialist Republics, which is an integral part (Annex IVA) of the Quadripartite Agreement of 3 September 1971,⁵ the Governments of France, the United Kingdom and the United States, without prejudice to the maintenance of their rights and responsibilities relating to the representation abroad of the interests of the western sectors of Berlin, confirmed that, provided that matters of security and status are not affected and provided that the extension is specified in each case, international agreements and arrangements entered into by the Federal Republic of Germany may be extended to the western sectors of Berlin in accordance with established procedures. For its part, the Government of the Union of Soviet Socialist Republics, in a communication to the Governments of the three powers which is similarly an integral part (Annex IVB) of the Quadripartite Agreement, affirmed that it would raise no objections to such extension.

"The established procedures referred to above, which were endorsed in the Quadripartite Agreement, are designed *inter alia* to afford the authorities of the three powers the opportunity to ensure that international agreements and arrangements entered into by the Federal Republic of Germany which are to be extended to the western sectors of Berlin are extended in such a way that matters of security and status are not affected.

"When authorizing the extension of the Convention on the Prohibition of Military or Any Other Hostile Use of Environmental Modification Techniques to the Western Sectors of Berlin, the authorities of the three powers took such steps as were necessary to ensure that matters of security and status were not affected. Accordingly, the Berlin declaration made by the Federal Republic of Germany in accordance with established procedures is valid and the Convention applies to the western sectors of Berlin, subject to Allied Rights and Responsibilities, including those in the Area of Disarmament and Demilitarization.

"The three Governments wish further to recall that Quadripartite Legislation on Demilitarization applies to the whole of Greater Berlin.

¹ United Nations, *Treaty Series*, vol. 1108, p. 151, and annex A in volumes 1120, 1127, 1138, 1146, 1155, 1197, 1202, 1234, 1235, 1256, 1272, 1279, 1284, 1295, 1310, 1314, 1329, 1342, 1347 and 1356.

² *Ibid.*, vol. 1342, p. 442.

³ *Ibid.*, vol. 1347, No. A-17119.

⁴ *Ibid.*, vol. 1314, p. 289.

⁵ *Ibid.*, vol. 880, p. 115.

“With reference to the communication received on 23 January 1984 from the Government of the German Democratic Republic, the three Governments wish to point out that States which are not parties to the Quadripartite Agreement of 3 September 1971 are not competent to comment authoritatively on its provisions. They do not consider it necessary, and do not intend, to respond to further communications on this matter from States which are not parties to the Quadripartite Agreement. This should not be taken to imply any change in the position of the three Governments in this matter.”

Registered ex officio on 2 July 1984.
