In view of the discussions which have taken place in the Sub-Committee on Chapter VIII, the French delegation submits the following text to replace the RESOLUTION appearing on page 2 of document E/CONF.2/C.6/W.73:

Considering the great importance which has been attached by the Conference to the question of the relations between the International Trade Organization and the International Court of Justice, and the need to secure the establishment of a simple and speedy procedure for the settlement of differences arising from the application of the Charter,

Considering that the present texts seem to preclude the establishment of any such procedure, and that, in particular, a Member cannot lodge with the International Court of Justice an appeal against a decision of the International Trade Organization, while the latter is unable in the present circumstances to be a party in a case before the International Court of Justice;

The Conference resolves:

That the International Trade Organization shall enter into consultation with the International Court of Justice with a view to establishing, by such juridical means as may be appropriate, a procedure meeting the requirements defined above and making it possible to lay before the Court requests for the review, from the juridical standpoint, of decisions taken by the International Trade Organization;

That the International Trade Organization shall, if necessary, amend the provisions of Article 91 of the Charter, so as to bring them into line with the procedure so established.