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Dual Distribution

Third session

SIXTH COMMITTEE

GENOCIDE: DRAFT CONVENTION AND REPORT OF THE  
ECONOMIC AND SOCIAL COUNCIL

Uruguay: Amendments to the draft convention for the prevention and punishment of the crime of Genocide. (E/794).

ARTICLE II. (Substitute). In this Convention genocide means any of the following deliberate acts committed with the intent to destroy a national, racial or religious group on grounds of the national or racial origin or religious belief of its members:

1. killing members of the group;
2. impairing the physical integrity of members of the group;
3. inflicting on members of the group measures or conditions of life likely to cause death, disease or a weakening of such members generally;
4. imposing measures intended to prevent births within the group.

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ARTICLE VII. (Substitute). Persons charged with genocide or any of the other acts enumerated in Article IV shall be tried by the competent tribunals of the State in the territory of which the act was committed.

Should the competent organs of the State which is under a duty to punish the crime fail to proceed to such punishment effectively, any of the parties to the present Convention may submit the case to the International Court of Justice which shall decide whether the complaint is justified.

Should it be proved that there has been such failure as aforesaid the Court shall deal with and pronounce judgement on the crime of genocide.

For this purpose the Court shall organise a Criminal Chamber.

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CE I V E D also propose the deletion of Articles III, XIV, and XV.

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