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UNITED NATIONS CONFERENCE ON
INTERNATIONAL COMMERCIAL ARBITRATION

CONSIDERATION OF THE DRAFT CONVENTION ON THE RECOGNITION AND
ENFORCEMENT OF FOREIGN ARBITRAL AWARDS (ITEM 4 OF THE AGENDA)

Yugoslavia: amendment to the Netherlands amendment to
article IV of the draft Convention (E/CONF.26/L.17)

1. Replace article IV (c) of the Netherlands amendment by the following text:

"the composition of the arbitral tribunal or the arbitral procedure was not in accordance with the agreement of the parties in so far as that agreement was lawful in the country where the arbitration took place, or, failing such agreement between the parties in these matters, in so far as the composition of the arbitral tribunal or the arbitral procedure was not in accordance with the law of the country where the arbitration took place."

2. Replace article IV (f) of the Netherlands amendment by the following text:

"the award has not become final and operative either because it was annulled or because its enforcement was suspended in the country where it was made."
