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information gathered in preparation of the guide on the New York Convention publicly available. The Commission was informed that the website was aimed at promoting the uniform and effective application of the Convention by making available details on its judicial interpretation by States parties. The Commission was also informed that the UNCITRAL secretariat planned to maintain close connection between the cases collected in the CLOUT system and the cases available on the website dedicated to the preparation of the guide on the New York Convention.

136. The Commission expressed its appreciation for the establishment of the website and the work done by the Secretariat, as well as by the professors and their research teams, and requested the Secretariat to pursue efforts regarding the preparation of the guide on the 1958 New York Convention.

XIV. Endorsement of texts of other organizations

A. Unidroit Principles of International Commercial Contracts 2010

137. Unidroit requested the Commission to consider possible endorsement of the Unidroit Principles of International Commercial Contracts 2010.44

138. The Commission noted that the 2010 edition of the Unidroit Principles was its third edition; the Unidroit Principles were initially published in 1994 and then again in 2004. It was recalled that the Commission had endorsed the Unidroit Principles 2004 at its fortieth session, in 2007.45

139. It was further noted that the main objective of the Unidroit Principles 2010 was to address additional topics of interest to the international business and legal communities and that, as such, they included 26 new articles dealing with restitution in case of failed contracts, illegality, conditions, and plurality of obligors and obligees. Overall, general support was expressed for recognizing that the Unidroit Principles 2010 set forth a comprehensive set of rules for international commercial contracts, complementing a number of international trade law instruments, including the United Nations Sales Convention.

140. Taking note of the amendments made in the Unidroit Principles 2010 and their usefulness in facilitating international trade, the Commission, at its 955th meeting, on 3 July 2012, adopted the following decision:

“\textit{The United Nations Commission on International Trade Law},

\textit{Expressing its appreciation} to the International Institute for the Unification of Private Law (Unidroit) for transmitting to it the text of the 2010 edition of the Unidroit Principles of International Commercial Contracts,

\textit{Taking note} that the Unidroit Principles 2010 complement a number of international trade law instruments, including the United Nations Convention on Contracts for the International Sale of Goods,46

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“Noting that the preamble of the Unidroit Principles 2010 states that:

‘These Principles set forth general rules for international commercial contracts,

‘They shall be applied when the parties have agreed that their contract be governed by them,

‘They may be applied when parties have agreed that their contract be governed by general principles of law, the lex mercatoria or the like,

‘They may be applied when the parties have not chosen any law to govern their contract,

‘They may be used to interpret or supplement international uniform law instruments,

‘They may be used to interpret or supplement domestic law,

‘They may serve as a model for national and international legislators,’

“Congratulating Unidroit on having made a further contribution to the facilitation of international trade by preparing general rules for international commercial contracts,

“Commends the use of the 2010 edition of the Unidroit Principles of International Commercial Contracts, as appropriate, for their intended purposes.”

B. Incoterms 2010

141. ICC requested the Commission to consider possible endorsement of Incoterms 2010, which had entered into force on 1 January 2011.

142. It was noted that the Incoterms rules, the ICC rules on the use of domestic and international trade terms, generally facilitated the conduct of global trade by providing trade terms that clearly defined the respective obligations of parties and reduced the risk of legal complications. Created by ICC in 1936, Incoterms had been regularly updated to keep pace with the development of international trade, with Incoterms 2010 being the most recent update. It was recalled that the Commission had endorsed Incoterms 1990 at its twenty-fifth session, in 1992, 47 and Incoterms 2000 at its thirty-third session, in 2000. 48

143. The Commission was informed that Incoterms 2010 updated and consolidated the “delivered” rules, reducing the total number of rules from 13 to 11. It was further suggested that Incoterms 2010 offered a simpler and clearer presentation of all the rules, taking account of the continued spread of customs-free zones, the increased use of electronic communications in business transactions, heightened concerns about security in the movement of goods and changes in transport practices.