

Session of Rome – 1973
Centenary Session

**The Application of the Rules of the General International
Law of Treaties to International Agreements
Concluded by International Organizations**

(Fourteenth Commission, Rapporteur : Mr René-Jean Dupuy)

(The French text is authoritative. The English text is a translation.)

The Institute of International Law,

Adopts the following Resolution :

I

The provisions of the Vienna Convention on the Law of Treaties, of 23 May 1969, are in principle applicable to international agreements concluded by International Organizations either with other International Organizations or with one or several States.

II

Any International Organization may conclude agreements in accordance with its own relevant rules and with the general practice in this field.

III

The relevant rules of each Organization determine the organ or organs empowered to perform any act relating to the formulation of the text of an agreement and to the expression of the consent of the Organization to be bound thereby.

IV

Unless exempted from it by his function or by practice, a person representing an Organization for the adoption or authentication of the text of an agreement, or for the purpose of expressing the consent of the Organization to be bound by the agreement, must deliver to the other party thereto, at the request of the latter, evidence of his capacity to represent that Organization.

V

An agreement concluded by an organ in accordance with II and III above is binding on the Organization as such.

This applies without prejudice to any obligation that may arise from such agreement for Member States either under the relevant rules of the Organization or under any general rule of international law.

The term "International Organization" means an Intergovernmental Organization.

The term "relevant rules of the Organization" means the constitutive instrument, any other rules governing the Organization and the practice established by the Organization.

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(14 September 1973)