

## **SURVEY OF RULES OF PROCEDURE FOR CONFERENCES OF STATES PARTIES GOVERNING INTERNATIONAL TREATIES**

The first meeting of the Conference of States Parties (CSP) for the Arms Trade Treaty (ATT) is set to take place within the first year after the ATT enters into force. One of the critical tasks the first CSP will undertake is the adoption of the CSP Rules of Procedure, which will govern its activities for years to come. In advance of the first CSP, ATT Legal<sup>1</sup> reviewed the Rules of Procedure for the Conferences of State Parties (CSPs) of the United Nations General Assembly and 19 different international treaties, primarily in the areas of disarmament and arms control, human rights and humanitarian law, environmental protection, and crime and corruption.

In selecting the treaties for this survey, we took into account the subject matter of the treaty and the existence of an active Conference of States Parties governing that treaty. With regard to subject matter, we included treaties that touch on issues or mechanisms likely covered by the ATT, such as arms control and international human rights and humanitarian law. We also included treaties that have a trade regulation or crime prevention element to address the ATT's concern with the illicit trade of conventional arms. We sought to include the "core" treaties in each of these areas, and from there, we selected those that are governed by a Conference of States Parties (or in some cases, a Review Conference) with procedural rules that cover similar areas contemplated by the proposed CSP for the ATT.

This survey is designed specifically as a reference and research tool for governments and civil society organizations to assist in developing the CSP for the ATT. While this survey is in no way exhaustive, its aim is to provide a basis for discussion and further research.

### **DECISION-MAKING PROCEDURES**

Decision-making procedures for Conferences of States Parties cover many different subjects, take many different forms, and can have a significant effect on the overall efficiency and effectiveness of treaty governance. PLEASE NOTE: While the Rules of Procedure reviewed herein may contain additional procedures for specific types of decisions (e.g. amendments and financial and budgetary decisions), this survey focuses on decision-making procedures for general matters, matters of substance and matters of procedure.

The Rules of Procedure for the United Nations General Assembly distinguish between important questions<sup>2</sup> from other questions. For important questions, a 2/3 majority present and voting is required, while other questions require a majority of the members present and voting.

Of the 19 international treaties reviewed, 8 sets of CSP Rules of Procedure do not provide separate decision-making procedures for matters of substance and matters of procedure, 10 separate their decision-making procedures between matters of substance and matters of procedure, and 2 provide decision-making procedures for all three categories.<sup>3</sup> Of the Rules of Procedure that provide a single method of general decision-making, 7 require a majority vote of those present and voting, 1 requires consensus, and 2 require consensus with a voting alternative.

Of those CSP Rules of Procedure that delineate between matters of substance and procedure, none require the consensus rule for either category. For matters of substance, 9 require consensus with a voting alternative, and 2 require a two-thirds majority vote of those present and voting. Further, with regard to matters of procedure, 4 require a majority vote of those present and voting, 2 require a simple majority vote of those present and voting and 5 require consensus with a voting alternative.

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<sup>1</sup>The Arms Trade Treaty Legal Response Network (ATT Legal), a project of Control Arms, provides free legal assistance to UN delegations, government officials and civil society organizations in order to facilitate the ratification and effective implementation of the ATT.

<sup>2</sup> Important questions include: recommendations with respect to the maintenance of international peace and security, the election of the non-permanent members of the Security Council, the election of the members of the Economic and Social Council, the election of members of the Trusteeship Council in accordance with paragraph 1 c of Article 86 of the Charter, the admission of new Members to the United Nations, the suspension of the rights and privileges of membership, the expulsion of Members, questions relating to the operation of the trusteeship system, and budgetary questions.

<sup>3</sup>The Rules of Procedure for the Conference of State Parties to the United Nations Convention against Corruption and the Rules of Procedure for Conference of State Parties to the United Nations Convention against Transnational Organized Crime define voting procedures for Decision-making as well as Matters of Procedure and Matters of Substance.

## DECISION-MAKING PROCEDURES SURVEY OVERVIEW

TYPE OF DECISIONS ADDRESSED		DECISION-MAKING PROCEDURE		NUMBER OF SETS OF PROCEDURAL RULES REVIEWED	SUBTOTAL OF SETS OF PROCEDURAL RULES REVIEWED	TOTAL SETS OF PROCEDURAL RULES REVIEWED
<b>DECISION-MAKING (GENERAL)</b>	Majority of those present and voting			7	8(2) <sup>4</sup>	20
	Consensus Only			1		
	Consensus with Alternative			2		
	• Shall be taken by vote	2				
<b>MATTERS OF SUBSTANCE</b>	2/3 Majority			2	11	
	Consensus Only			0		
	Consensus with Alternative			9		
	• Deferral / 2/3 Majority of those present and voting	2				
	• 2/3 Majority of those present and voting	6				
• 3/4 Majority of those present and voting	1					
<b>MATTERS OF PROCEDURE</b>	Majority of those present and voting			4	11	
	Simple Majority of those present and voting			2		
	Consensus Only			0		
	Consensus with Alternative			5		
	• 2/3 Majority of those present and voting	2				
	• Simple Majority of those present and voting	2				
• Majority of those present and voting	1					
<b>UNGA</b>	<b>Important Questions</b>	2/3 Majority of those present and voting	1	1	1	
	<b>Other Questions</b>	Majority of those present and voting				

<sup>4</sup>(2) represents the Rules of Procedure for the Conference of State Parties to the United Nations Convention against Corruption and the Rules of Procedure for Conference of State Parties to the United Nations Convention against Transnational Organized Crime, which define voting procedures for Decision-making as well as Matters of Procedure and Matters of Substance. For this reason, these two treaties are included in all three categories.

**ENTRY INTO FORCE**  
1945

**CONFERENCE TYPE**  
The General Assembly

CHARTER OF THE UNITED NATIONS

## UNGA

**SUBJECT MATTER OF DECISION**

Important Questions

Other Questions

**DECISION MAKING PROCEDURE**

2/3 Majority

Majority

A/520/Rev.17

## DISARMAMENT AND ARMS CONTROL<sup>5</sup>

**ENTRY INTO FORCE**  
1968

**CONFERENCE TYPE**  
2010 Review Conference of Parties to the Treaty

TREATY ON THE NON-PROLIFERATION OF  
NUCLEAR WEAPONS

## NPT

**SUBJECT MATTER OF DECISION**

Matters of Substance

Matters of Procedure

**DECISION MAKING PROCEDURE**

Consensus with  
Alternative

Majority

**CONSENSUS ALTERNATIVE**

Deferred, then  
2/3 Majority

NPT/CONF.2010/1

**ENTRY INTO FORCE**  
1972

**CONFERENCE TYPE**  
Seventh Review Conference of the State Parties

THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT,  
PRODUCTION AND STOCKPILING OF BACTERIOLOGICAL (BIOLOGICAL)  
AND TOXIN WEAPONS AND ON THEIR DESTRUCTION

## BCW

**SUBJECT MATTER OF DECISION**

Matters of Substance

Matters of Procedure

**DECISION MAKING PROCEDURE**

Consensus with  
Alternative

Majority

**CONSENSUS ALTERNATIVE**

Deferred, then  
2/3 Majority

BWC/CONF.VII/7  
Confirmed by the MSP 2013

**ENTRY INTO FORCE**  
1992

**CONFERENCE TYPE**  
Conference of State Parties

THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT, PRODUCTION,  
STOCKPILING AND USE OF CHEMICAL WEAPONS AND ON THEIR DESTRUCTION

## CWC

**SUBJECT MATTER OF DECISION**

Matters of Substance

Matters of Procedure

Amendment of Rules

**DECISION MAKING PROCEDURE**

Consensus with  
Alternative

Simple  
Majority

Consensus with  
Alternative

**CONSENSUS ALTERNATIVE**

2/3 Majority

2/3 Majority

C-1/3/Rev.2  
Confirmed by the CSP 2013

<sup>5</sup>The Rules of Procedure for the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects (CCW) are not included in this survey because their framework for voting procedures, which provides only a reference to procedures set forth in the treaty itself for amending the treaty and its protocols, does not comport with the established framework for the ATT CSP that appears in Article 17 of the ATT.

**ENTRY INTO FORCE**  
1997

THE CONVENTION ON THE PROHIBITION OF THE USE,  
STOCKPILING, PRODUCTION AND TRANSFER OF ANTI-PERSONNEL MINES  
AND ON THEIR DESTRUCTION (OTTAWA TREATY)

**CONFERENCE TYPE**  
Meeting of State Parties

## MINE BAN TREATY

**SUBJECT MATTER OF DECISION**

Matters of<sup>6</sup>  
Substance

Matters of  
Procedure

Amendment  
of Rules

**DECISION MAKING PROCEDURE**

2/3 Majority

Majority

2/3 Majority

APLC/MSP.8/2007/5  
Confirmed by the MSP 2012

**ENTRY INTO FORCE**  
2008

CONVENTION ON CLUSTER MUNITIONS

**CONFERENCE TYPE**  
Meeting of State Parties

## CCM

**SUBJECT MATTER OF DECISION**

Matters of<sup>7</sup>  
Substance

Matters of  
Procedure

**DECISION MAKING PROCEDURE**

2/3 Majority

Majority

CCM/MSP/2013/3  
Confirmed by the MSP 2013

## HUMAN RIGHTS AND HUMANITARIAN LAW

**ENTRY INTO FORCE**  
1969

INTERNATIONAL CONVENTION ON THE ELIMINATION  
OF ALL FORMS OF RACIAL DISCRIMINATION

**CONFERENCE TYPE**  
Meeting of State Parties

## ICERD

**SUBJECT MATTER OF DECISION**

Decision-Making

Amendment of  
the Rules

**DECISION MAKING PROCEDURE**

Majority

Majority

CERD/SP/2/Rev.1  
Confirmed by the MSP 2013

**ENTRY INTO FORCE**  
1976

INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS

**CONFERENCE TYPE**  
Meeting of State Parties

## ICCPR

**SUBJECT MATTER OF DECISION**

Decision-Making

Amendment of  
the Rules

**DECISION MAKING PROCEDURE**

Majority

Majority

CCPR/SP/2/Rev.1  
Confirmed by the MSP 2014

**ENTRY INTO FORCE**  
1979

CONVENTION ON THE ELIMINATION OF ALL  
FORMS OF DISCRIMINATION AGAINST WOMEN

**CONFERENCE TYPE**  
Meeting of State Parties

## CEDAW

**SUBJECT MATTER OF DECISION**

Decision-Making

**DECISION MAKING PROCEDURE**

Majority

CEDAW/SP/2/Rev.1  
Confirmed by the MSP 2013

<sup>6</sup>In the Rules of Procedure for the Mine Ban Treaty, while Rule 11 encourages the "Promotion of general agreement" by stating that the MSP "shall make every effort to reach "general agreement", Rule 14(1) specifically requires a two-thirds majority vote for matters of substance.

<sup>7</sup>In the Rules of Procedure for the CCM, while Rule 11 encourages the "Promotion of general agreement" by stating that the MSP "shall make every effort to reach "general agreement", Rule 14(1) specifically requires a two-thirds majority vote for matters of substance.

**ENTRY INTO FORCE**  
1981

CONVENTION AGAINST TORTURE AND  
OTHER CRUEL, INHUMAN OR DEGRADING TREATMENT OR PUNISHMENT

## CAT

**CONFERENCE TYPE**  
Meeting of State Parties

**SUBJECT MATTER  
OF DECISION**

Decision-Making

**DECISION MAKING  
PROCEDURE**

Majority

CAT/SP/2/Rev.1  
Confirmed by the MSP 2013

**ENTRY INTO FORCE**  
1990

CONVENTION ON THE RIGHTS OF THE CHILD

## CRC

**CONFERENCE TYPE**  
Meeting of State Parties

**SUBJECT MATTER  
OF DECISION**

Decision-Making

Amendment of  
the Rules

**DECISION MAKING  
PROCEDURE**

Majority

CRC/SP/5  
Confirmed by the MSP 2014

**ENTRY INTO FORCE**  
2006

CONVENTION ON THE RIGHTS  
OF PERSONS WITH DISABILITIES

## CRPD

**CONFERENCE TYPE**  
Meeting of State Parties

**SUBJECT MATTER  
OF DECISION**

Decision-Making

**DECISION MAKING  
PROCEDURE**

Majority

CRPD/CSP/2008/3  
Confirmed by CSP 2012

**ENTRY INTO FORCE**  
2006

INTERNATIONAL CONVENTION FOR  
THE PROTECTION OF ALL PERSONS  
FROM ENFORCED DISAPPEARANCE

## CPED

**CONFERENCE TYPE**  
Meeting of State Parties

**SUBJECT MATTER  
OF DECISION**

Decision-Making

**DECISION MAKING  
PROCEDURE**

Majority

CPED/SP/1/3  
Confirmed by MSP 2012

## ENVIRONMENTAL PROTECTION

**ENTRY INTO FORCE**  
1989

BASEL CONVENTION ON THE CONTROL OF  
TRANSBOUNDARY MOVEMENTS OF HAZARDOUS WASTES

## BASEL CONVENTION

**CONFERENCE TYPE**  
CONFERENCE OF THE STATE PARTIES

**SUBJECT MATTER  
OF DECISION**

Matters of Substance

Matters of Procedure

Amendment of Rules

**DECISION MAKING  
PROCEDURE**

Consensus with  
Alternative

Simple  
Majority

Consensus

**CONSENSUS  
ALTERNATIVE**

2/3 Majority

Confirmed by the CSP 2013

<sup>8</sup>The Rules of Procedure for the United Nations Framework Convention on Climate Change (UNFCCC) are not included in this survey because their voting procedures have not been adopted by the Conference of State Parties (COP). Currently, two alternative forms appear in the Draft Rules of Procedure. For the last 15 meetings of the COP, the Rules of Procedure have been applied, but not adopted, and with regard to voting, the practice has been to require a majority present and voting for procedural matters and consensus for matters of substance.

**ENTRY INTO FORCE**  
2001

**CONFERENCE TYPE**  
Governing Body of the International Treaty on  
Plant Genetic Resources for Food and Agriculture

THE INTERNATIONAL TREATY ON PLANT GENETIC  
RESOURCES FOR FOOD AND AGRICULTURE

## ITPGR

**SUBJECT MATTER  
OF DECISION**

Decision-Making

Amendment of a Rule

**DECISION MAKING  
PROCEDURE**

Consensus

Consensus

updated 2014

## CRIME AND CORRUPTION

**ENTRY INTO FORCE**  
1998

**CONFERENCE TYPE**  
The Assembly of State Parties to the  
International Criminal Court

ROME STATUTE OF THE INTERNATIONAL CRIMINAL COURT

## ICC

**SUBJECT MATTER  
OF DECISION**

Matters of Substance

Matters of Procedure

**DECISION MAKING  
PROCEDURE**

Consensus with  
Alternative

Consensus with  
Alternative

**CONSENSUS  
ALTERNATIVE**

2/3 Majority

2/3 Majority

reproduced from Part II.C of ICC-ASP/1/3 and Corr. 1 with amendments reflected in footnotes  
Confirmed by the ASP 2014

**ENTRY INTO FORCE**  
2003

UNITED NATIONS CONVENTION AGAINST  
TRANSNATIONAL ORGANIZED CRIME

**CONFERENCE TYPE**  
Conference of State Parties

## CTOC

**SUBJECT MATTER  
OF DECISION**

Decision  
Making

Matters of Substance  
and Budgetary Issues

Matters of  
Procedure

Amendments to  
the Convention

**DECISION MAKING  
PROCEDURE**

Consensus with  
Alternative

Consensus with  
Alternative

Consensus with  
Alternative

Consensus with  
Alternative

**CONSENSUS  
ALTERNATIVE**

Vote

2/3 Majority

Simple Majority

2/3 Majority

Confirmed by the CSP 2012

**ENTRY INTO FORCE**  
2005

UNITED NATIONS CONVENTION AGAINST CORRUPTION

**CONFERENCE TYPE**  
Conference of State Parties

## UNCAC

**SUBJECT MATTER  
OF DECISION**

Decision  
Making

Matters of Substance  
and Budgetary Issues

Matters of  
Procedure

Amendments to  
the Convention

Amendments  
of the Rules

**DECISION MAKING  
PROCEDURE**

Consensus with  
Alternative

Consensus with  
Alternative

Consensus with  
Alternative

Consensus with  
Alternative

2/3 Majority

**CONSENSUS  
ALTERNATIVE**

Vote

2/3 Majority

Simple Majority

2/3 Majority

Confirmed by the CSP 2013

**OTHER****ENTRY INTO FORCE**  
1982**CONFERENCE TYPE**  
Meeting of States Parties

UNITED NATIONS CONVENTION ON THE LAW OF THE SEA

**UNCLOS****SUBJECT MATTER OF DECISION**

Matters of Substance

Matters of Procedure

Amendment of Rules

**DECISION MAKING PROCEDURE**

Consensus with Alternative

Consensus with Alternative

2/3 Majority

**CONSENSUS ALTERNATIVE**

2/3 Majority

2/3 Majority

SPL OS/2/Rev.4  
Confirmed by the MSP 2013**ENTRY INTO FORCE**  
2003WHO FRAMEWORK CONVENTION  
ON TOBACCO CONTROL**FCTC****CONFERENCE TYPE**  
Conference of State Parties**SUBJECT MATTER OF DECISION**

Matters of Substance

Matters of Procedure

Budgetary and Financial matters

Amendments to the Rules

**DECISION MAKING PROCEDURE**

Consensus with Alternative

Consensus with Alternative

Consensus

Consensus

**CONSENSUS ALTERNATIVE**

3/4 Majority

Majority

Confirmed by CSP 2012

# ANNEX

## WORDING OF APPLICABLE RULES

UNGA

XII. Plenary Meetings - Conduct of Business

Rule 83 - Decisions of the General Assembly on important questions shall be made by a two-thirds majority of the members present and voting. These questions shall include: recommendations with respect to the maintenance of international peace and security, the election of the non-permanent members of the Security Council, the election of the members of the Economic and Social Council, the election of members of the Trusteeship Council in accordance with paragraph 1 c of Article 86 of the Charter, the admission of new Members to the United Nations, the suspension of the rights and privileges of membership, the expulsion of Members, questions relating to the operation of the trusteeship system, and budgetary questions.

XII. Plenary Meetings - Conduct of Business

Rule 85 - Decisions of the General Assembly on questions other than those provided for in rule 83, including the determination of additional categories of questions to be decided by a two-thirds majority, shall be made by a majority of the members present and voting.

## DISARMAMENT AND ARMS CONTROL

NPT

VI. Voting and Elections

Rule 28 - Adoption of decisions - (1) The task of the Conference being to review, pursuant to paragraph 3 of article VIII of the Treaty, the operation of the Treaty with a view to ensuring that the purposes of the preamble and the provisions of the Treaty are being realized, and thus to strengthen its effectiveness, every effort should be made to reach agreement on substantive matters by means of consensus. There should be no voting on such matters until all efforts to achieve consensus have been exhausted. (3) If, notwithstanding the best efforts of delegates to achieve a consensus, a matter of substance comes up for voting, the President shall defer the vote for forty-eight hours and during this period of deferment shall make every effort, with the assistance of the General Committee, to facilitate the achievement of general agreement, and shall report to the Conference prior to the end of the period.

(4) If by the end of the period of deferment the Conference has not reached agreement, voting shall take place and decisions shall be taken by a two-thirds majority of the representatives present and voting, provided that such majority shall include at least a majority of the States participating in the Conference.

VI. Voting and Elections

Rule 28 - Adoption of decisions - (2). Decisions on matters of procedure and in elections shall be taken by a majority of representatives present and voting.

VI. Voting and elections - A. Adoption of decisions

Rule 28 (1) - Decisions on matters of procedure and in elections shall be taken by a majority of representatives present and voting.

VI. Voting and elections - A. Adoption of decisions

Rule 28 (2) - The task of the Review Conference being to review the operation of the Convention with a view to assuring that the purposes of the preamble and the provisions of the Convention are being realized, and thus to strengthen its effectiveness, every effort should be made to reach agreement on substantive matters by means of consensus. There should be no voting on such matters until all efforts to achieve consensus have been exhausted.

Rule 28 (3) - If, notwithstanding the best efforts of delegates to achieve consensus, a matter of substance comes up for voting, the President shall defer the vote for 48 hours and during this period of deferment shall make every effort, with the assistance of the General Committee, to facilitate the achievement of general agreement, and shall report to the Conference prior to the end of the period.

Rule 28 (4) - If by the end of the period of deferment the Conference has not reached agreement, voting shall take place and decisions shall be taken by a two-thirds majority of the representatives present and voting, providing that such majority shall include at least a majority of the States participating in the Conference.

BCW

X. Decision-Making

Rule 68 - The Conference shall take decisions on questions of procedure, including those pursuant to Rules 56 to 61, by a simple majority of the Members present and voting.

X. Decision-Making

Rule 69 - Decisions on matters of substance should be taken as far as possible by consensus. If consensus is not attainable when an issue comes up for decision, the presiding officer shall defer any vote for 24 hours and during this period of deferment shall make every effort to facilitate achievement of consensus, and shall report to the Conference before the end of this period. If consensus is not possible at the end of 24 hours, the Conference shall take the decision by a two-thirds majority of the Members present and voting unless specified otherwise in the Convention.

CWC

XIV. Amendment, Suspension and Interpretation of Rules

Rule 93 - Amendment of Rules - These Rules may be amended by the Conference, subject to the provisions of the Convention, in accordance with the procedures for decisions on matters of substance as set forth in Rule 69 of these Rules and provided that the Conference has received a report on such amendment from an appropriate committee.

MINE  
BAN  
TREATY

V. Decision-Making

Rule 11 - Promotion of general agreement

The Meeting of the States Parties shall make every effort to reach general agreement on matters of substance.

Rule 14 (1) - Decisions of the Meeting of the States Parties on all matters of substance shall be taken by a two-thirds majority of the representatives of States Parties present and voting.

Rule 14 (2) - Decisions of the Meeting of the States Parties on matters of procedure shall be taken by a majority of the representatives of States Parties present and voting.

Rule 38 - These rules of procedure may be amended by a decision of the Meeting of the States Parties taken by a two-thirds majority of the representatives present and voting.

CCM

Rule 11 - Promotion of general agreement

The Meeting of the States Parties shall make every effort to reach general agreement on matters of substance.

Rule 14 - Majority required Decisions of the Meeting of States Parties on all matters of substance shall be taken by a two-thirds majority of the representatives of States Parties present and voting.

Rule 14 - Majority required

2. Decisions of the Meeting of States Parties on matters of procedure shall be taken by a majority of the representatives of States Parties present and voting.



## HUMAN RIGHTS AND HUMANITARIAN LAW

### ICERD

#### V. Voting

Rule 12 - Decisions of the Meeting shall be made by a majority of the representatives present and voting except as regards the election of the Committee on Elimination of Racial Discrimination which shall be conducted in accordance with rules 13, 14 and 15 of these rules of procedure.

#### X. Amendments

Rule 21 - These rules of procedure may be amended by a decision of the Meeting of States Parties to the Convention, provided that the amendment is not inconsistent with the provisions of the Covenant.

### ICCPR

#### V. Voting

Rule 12 - Decisions of the Meeting shall be made by a majority of the representatives present and voting except as regards the election of the members of the Human Rights Committee, which shall be conducted in accordance with rules 13, 14 and 15 of these rules of procedure.

#### XI. Amendments

Rule 21 - These rules of procedure may be amended by a decision of the Meeting of States Parties to the Convention, provided that the amendment is not inconsistent with the provisions of the Covenant.

### CEDAW

#### V. Voting and elections

Rule 12 - Decisions of the meeting shall be made by a majority of the representatives present and voting except as regards the election of the Committee on the Elimination of Discrimination Against Women which shall be conducted in accordance with rules 13 and 14 and 15 of these rules of procedure.

### CAT

#### V. Voting

Rule 11 - Decisions of the meeting shall be made by a majority of the representatives present and voting except as regards the election of the members of the Committee against Torture, which shall be conducted in accordance with rules 13 and 14 and 15 of these rules of procedure.

### CRC

#### V. Voting

Rule 11 - Decisions of the meeting shall be made by a majority of the representatives present and voting except as regards the election of the members of the Committee on the Rights of the Child, which shall be conducted in accordance with rules 13, 14 and 15 of the rules of procedure.

#### XI. Amendments

Rule 21 - These rules of procedure may be amended by a decision of the Meeting of States Parties to the Convention, provided that the amendment is not inconsistent with the provisions of the Covenant.

### CRPD

Rule 15 - Decisions of the Conference shall be made by a majority of the representatives present and voting except as regards the election of the Committee on the Rights of Persons with Disabilities, which shall be conducted in accordance with part X of these rules of procedure.

### CPED

Rule 11 - Decisions of the meeting shall be made by a majority of the representatives present and voting except as regards the election of the members of the Committee on Enforced Disappearances, which shall be conducted in accordance with rules 13 and 14 of these rules of procedure.

## ENVIRONMENTAL PROTECTION

### BASEL CONVENTION

Rule 40 (1) - The Parties shall make every effort to reach agreement on all matters of substance by consensus. If all efforts to reach consensus have been exhausted and no agreement reached, the decision shall, as a last resort, be taken by a two-thirds majority vote of the Parties present and voting, unless otherwise provided by the Convention, the financial rules referred to in paragraph 3 of article 15 of the Convention and the present rules of procedure.

Rule 40 (2) - Decisions of a meeting on matters of procedure shall be taken by a simple majority vote of the Parties present and voting.

Rule 56 (1) - These rules of procedure may be amended by consensus by the Conference of the Parties.

(2). Paragraph 1 of this rule shall likewise apply in case the Conference of the Parties deletes an existing rule of procedure or adopts a new rule of procedure.

### ITPGR

#### Rule VI - Decision-making

All decisions of the Governing Body shall be taken by consensus unless by consensus another method of arriving at a decision on certain measures is reached, except that consensus shall always be required in relation to Articles 23 and 24 of the Treaty.

#### Rule XII - Amendment of the Rules

Amendments to these Rules may be adopted by consensus. Consideration of proposals of amendments to these Rules shall be subject to Rule 5 and documents on the proposals shall be circulated in accordance with Rule 5.7 and in no case less than 24 hours prior to their consideration by the Governing Body.

## CRIME AND CORRUPTION

### ICC

#### XV. Decision-Making

Rule 61 - Every effort shall be made to reach decisions in the Assembly and in the Bureau by consensus. If consensus cannot be reached, decisions shall be taken by vote.

Rule 63 - Subject to rule 61, and except as otherwise provided in the Statute and as reflected in these Rules, decisions on matters of substance must be approved by a two-thirds majority of States Parties present and voting.

#### XV. Decision-Making

Rule 61 - Every effort shall be made to reach decisions in the Assembly and in the Bureau by consensus. If consensus cannot be reached, decisions shall be taken by vote.

Rule 64 (1) - Subject to rule 61 and except as otherwise provided in the Statute and as reflected in these Rules, decisions on matters of procedure shall be taken by a simple majority of States Parties present and voting.

## CTOC

Rule 56 - Consensus - States parties shall make every effort to adopt decisions in the Conference by consensus.  
Rule 57 - Voting rights - If consensus cannot be reached, decisions shall be taken by vote and each State party shall have one vote.

### XIV. Decision-making

Rule 58 - Decisions on matters of substance and budgetary issues

States parties shall make every effort to reach agreement on all matters of substance and budgetary issues by consensus. If all efforts to reach consensus have been exhausted and no agreement has been reached, decisions shall, as a last resort, be taken by a two-thirds majority of the States parties present and voting, except:

1. As otherwise provided in the Convention;
2. In the case of the adoption of budgetary issues, which shall require unanimity.

### XIV. Decision-making

Rule 60 - Decisions on matters of procedure - Without prejudice to rule 56 and except as otherwise provided in these rules, decisions on matters of procedure shall be taken by a simple majority of the States parties present and voting.

### XIV. Decision-making

Rule 62 - Amendments to the Convention - Amendments to the Convention proposed pursuant to article 69, paragraph 1, of the Convention on which consensus cannot be reached shall be adopted by the Conference by a two-thirds majority of the States parties present and voting.

## UNCAC

Rule 56 - Consensus - States parties shall make every effort to adopt decisions in the Conference by consensus.

Rule 57 - Voting rights - (1) If consensus cannot be reached, decisions shall be taken by vote and each State party shall have one vote.

Rule 58 - Decisions on matters of substance and budgetary issues

States parties shall make every effort to reach agreement on all matters of substance and budgetary issues by consensus. If all efforts to reach consensus have been exhausted and no agreement has been reached, decisions shall, as a last resort, be taken by a two-thirds majority of the States parties present and voting, except:

- 1) As otherwise provided in the Convention;
- 2) In the case of the adoption of budgetary issues, which shall require unanimity.

Rule 60 - Decisions on matters of procedure

Without prejudice to rule 56 and except as otherwise provided in these rules, decisions on matters of procedure shall be taken by a simple majority of the States parties present and voting.

Rule 62 - Amendments to the Convention

Amendments to the Convention proposed pursuant to article 69, paragraph 1, of the Convention on which consensus cannot be reached shall be adopted by the Conference by a two-thirds majority of the States parties present and voting.

Rule 77 - Method of amendment of rules of procedure

These rules may be amended by a decision of the Conference taken by a two-thirds majority of the States parties present and voting.

## OTHER

### XIII. Decision-Making

Rule 52 - General agreement - (1). The Meeting of States Parties should conduct its work on the basis of general agreement. (2). It may proceed to a vote in accordance with rule 53 only after all efforts at achieving general agreement have been exhausted.

Rule 53 - Decisions on questions of substance - Subject to rule 52, decisions on matters of substance shall be taken by a two-thirds majority of the States parties present and voting, provided that such majority includes a majority of the States parties participating in the Meeting.

### XIII. Decision-Making

Rule 52 - General agreement - (1). The Meeting of States Parties should conduct its work on the basis of general agreement. (2). It may proceed to a vote in accordance with rule 53 only after all efforts at achieving general agreement have been exhausted.

Rule 55 - Decisions on questions of procedure - (1). Except as otherwise provided in these rules, decisions on all matters of procedure shall be taken by a majority of the States parties present and voting.

### XVIII. Amendments

Rule 76 - Method of amendment - These rules of procedure may be amended by a decision of the Meeting of States Parties taken by a two-thirds majority of the States Parties present and voting, provided it includes a majority of States Parties participating in the meeting, after the Bureau has reported on the proposed amendments.

## UNCLOS

Rule 50 (1) - Decisions on budgetary and financial matters shall be taken by consensus and in conformity with the financial rules referred to in Article 23.4 of the Convention

Rule 50 (2) - For all other decisions, the Conference of the Parties shall make every effort to reach agreement by consensus. (3) If all efforts to reach consensus on decisions referred to in paragraph 2 have been exhausted and no agreement has been reached, the Conference of the Parties shall proceed as a last resort as follows:

a) decisions on substantive matters shall be taken by a three fourths majority vote of the Parties present and voting, unless otherwise provided by the Convention, or by these Rules;

Rule 50 (2) - For all other decisions, the Conference of the Parties shall make every effort to reach agreement by consensus. (3) If all efforts to reach consensus on decisions referred to in paragraph 2 have been exhausted and no agreement has been reached, the Conference of the Parties shall proceed as a last resort as follows:

b) decisions on procedural matters shall be taken by majority vote of the parties present and voting

Rule 66 - These Rules of Procedure may be amended by consensus by the Conference of State Parties.

## FCTC