



**INDIA**  
**भारत**

**STATEMENT BY**

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**ON**

**AGENDA ITEM 80**

**“REPORT OF THE UNITED NATIONS COMMISSION ON INTERNATIONAL  
TRADE LAW” ON THE WORK OF ITS FIFTY FOURTH SESSION**

**AT THE**

**SIXTH COMMITTEE OF THE 76th SESSION OF THE**

**UNITED NATIONS GENERAL ASSEMBLY**

**NEW YORK**

**18 OCTOBER 2021**

## **Thank you Madam Chair,**

We thank the Chairman for the Report of the United Nations Commission on International Trade Law (UNCITRAL) for his detailed report contained in document A/76/17. We attach great importance to the work of the Commission, and take this opportunity to thank Secretary General Ms Anna Jouben Bret and her associated staff, for conducting the sessions of the Commission and its working groups uninterrupted and in a productive manner despite travel restrictions. We also wish to congratulate UNCITRAL Secretariat for its adaptability and responsiveness to the challenges and circumstances arising from the COVID-19 pandemic.

2. We are pleased to note that the fifty fourth Session of the UN Commission on International Trade Law [UNCITRAL] has been a productive one. We take note of the progress made by the Working Groups. The Commission finalized and adopted the UNCITRAL Legislative Guide on Limited Liability Enterprises and also agreed to mandate the Secretariat to draft Guidance, with the assistance of experts, to assist States in the preparation of model organization rules. Members of the UNCITRAL Limited Liability Organization (UNLLO) may find these useful in its establishment and management and in defining their rights and obligations.

3. We take note of the progress made by the Working Group II and adoption by the Commission of UNCITRAL Expedited Arbitration Rules and the new article 1, paragraph 5, of the UNCITRAL Arbitration Rules arising in the context of international commercial relations. This would be helpful for the member states, in international and domestic commercial practice, to reach a final resolution of the dispute in a cost and time-effective manner.

4. We welcome the outcome of the deliberations on the proposed reforms on investor-State dispute settlement which is now in the third and final stage of its work, to identify solutions to issues that have been identified as problems. We are of the considered view that the member states must have a balanced approach in arriving at a consensus for granting more resources (time and budget) to complete this work by 2026.

5. We also take note of the adoption by the Commission of the UNCITRAL Mediation Rules in the settlement of disputes arising in the context of international commercial relations; adoption of Guide to Enactment and Use of the UNCITRAL Model Law on International Commercial Mediation and

International Settlement Agreements Resulting from Mediation (2018), which shall have an added value for the parties to mediation, mediators, mediation institutions as well as for academic and training purposes with respect to international commercial dispute settlement.

6. We support the view that the Working Group on Electronic commerce dealing with legal issues relating to identity management and trust services and the Working Group on Judicial sale of ships should be given sufficient time for its deliberations and that member States should have ample time to hold internal and regional consultations.

7 We reiterate the importance of technical cooperation and assistance to the developing countries, specifically in matters relating to the adoption and use of texts, adopted by the Commission, at the national level. The efforts of the Secretariat for raising awareness about the applicability of the UNCITRAL texts through webinars and informal events following the outbreak of Covid 19 is a welcome initiative.

8 We welcome the efforts of the Secretariat for its continuing work on digests of case law related to Commission texts, including their wide dissemination and also increase in the number of abstracts available through the CLOUT(case law of UNCITRAL texts) system which has proved to be an important tool for building local capacity of judge, arbitrators and other legal practitioners.

9. In conclusion, India reiterates its commitment to the UNCITRAL as the core legal body of the United Nations system in the field of international trade law and assures it of our constructive support.

**Thank you Madam Chair**

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