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Ministero degli Affari Esteri
e della Cooperazione Internazionale

6th Committee – 20 October 2025

**Agenda item 78. Report of the United Nations Commission on
International Trade Law on the work of its fifty-eighth session**

Statement of Italy

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Delivered by Mr Enrico Milano

Thank you, Mr/Madame Chair,

Italy aligns itself with the statement delivered by the representative of the European Union and would like to add some remarks in a national capacity.

Italy expresses its appreciation for the report of UNCITRAL's 58th session (document A/80/17) and acknowledges the substantial progress made over the past year within the various Working Groups. As a member of the Commission, Italy extends its gratitude to the Secretariat and its Director, Madame Joubin-Bret, for the invaluable support, and commends the leadership of the Chairpersons of all Working Groups for their excellent guidance.

Chairman/Madame Chair,

Italy is pleased to note the finalization and adoption of several significant legal instruments at the 58th session, notably:

- the draft Convention on Negotiable Cargo Documents;
- the UNCITRAL Toolkit and Background Notes on Asset Tracing and Recovery in Insolvency Proceedings;
- and the adoption of UNCITRAL Toolkit on Prevention and Mitigation of International Investment Disputes.

The Convention on the Negotiable Cargo Document (NCD) establishes a harmonized and uniform framework for the creation of a negotiable document, “representative” of the goods shipped under a contract of carriage, regardless of the mode of transport used. Its functions are similar to the existing maritime bill of lading, but it is also applicable to road, rail, and air transport. Italy, as a country with numerous commercial activities involving the transport of goods, recognizes the important role of the NCD in facilitating trade financing, the sale of goods in transit, and economic growth. Internationally uniform regulation will contribute to greater clarity and stability in defining the responsibilities of the parties involved, a reduction in bureaucratic complexity, and increased trust between operators from different countries.

Italy warmly welcomes the adoption of the UNCITRAL Toolkit and Background Notes on Asset Tracing and Recovery in Insolvency Proceedings, acknowledging that it is an important step forward in the development of insolvency law. This instrument strengthens the ability to protect and maximize insolvency estates, providing clear benefits to creditors, debtors, and all relevant parties. By tackling the challenges of tracing both tangible and digital assets, the Toolkit facilitates cross-border cooperation and enhances legal certainty. It builds on existing legal frameworks, supporting trade, investment, and sound governance. The Toolkit offers valuable practical guidance to judges, practitioners, and policymakers and plays a key role in bolstering domestic legal structures and addressing emerging challenges effectively.

Italy would also like to commend the approval of the UNCITRAL Toolkit on Prevention and Mitigation of International Investment Disputes, that member States are invited to use as a benchmark for any domestic legislation intended to

mitigate investment disputes. Indeed, this practical and adaptable guide offers States and stakeholders effective strategies to prevent disputes and manage them efficiently when they occur. Its non-prescriptive nature ensures flexibility and periodic updates, aligning with evolving international practices. Italy values this approach, which complements our legal system's emphasis on certainty, prevention, and dialogue with investors. As an open economy with a broad network of investment agreements and a strong legal tradition, Italy sees the Toolkit as vital to fostering a stable and predictable investment climate. We support its wide dissemination in all six UN official languages to enhance accessibility and encourage its use by governments, investors, legal advisors, and institutions worldwide.

Furthermore, Italy welcomes the approval for publication of the UNCITRAL-UNIDROIT study on the legal nature of verified carbon credits issued by independent carbon standard setters as a background document of great interest for any further work on the field. Italy is pleased of the continuous cooperation between UNCITRAL and UNIDROIT, as this new study confirms.

Finally, Mr Chair/Madame Chair,

Italy sees merit in the topics identified for future work, particularly in relation to "Dispute resolution in the digital economy". Italy has recently provided its contribution in responding to the questionnaire sent by the UNCITRAL Secretariat. We look forward to contributing to the discussions on this important and innovative topic, which will seek to regulate the impact of artificial intelligence on dispute management, with the aim of safeguarding fundamental principles such as due process and fairness, legal certainty and transparency.

I thank you, Mr Chair/Madame Chair.