No. 22495. 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. CONCLUDED AT GENEVA ON 10 OCTOBER 1980

ACCESSION

Instrument deposited on:
22 March 1995

ISRAEL

(With effect from 22 September 1995. Accepting Protocols I and II.)

With the following declarations and understandings:

"1. Declarations:

"(a) With reference to the scope of application defined in Article I of the Convention, the Government of the State of Israel will apply the provisions of the Convention and those annexed Protocols to which Israel has agreed to become bound to all armed conflicts involving regular armed forces of States referred to Article 2 common to the Geneva Conventions of 12 August 1949, as well as to all armed conflicts referred to in Article 3 common to the Geneva Conventions of 12 August 1949.

"(b) Article 7, paragraph 4, of the Convention will have no effect.

"(c) The application of this Convention will have no effect on the legal status of the parties to a conflict.

"2. Understandings:

"(a) It is the understanding of the Government of the State of Israel that the compliance of commanders and others responsible for planning, deciding upon, or executing at-
tacks to which the Convention and its protocols apply, cannot be judged on the basis of information which subsequently comes to light, but must be assessed on the basis of the information available to them at the time that such actions were taken.

“(b) With respect to Protocol I, it is the understanding of the Government of Israel that the use of plastics or similar materials for detonators or other weapon parts not designed to cause injury is not prohibited.

“(c) With respect to Protocol II it is the understanding of the Government of Israel that:

“(i) Any obligation to record the location of remotely delivered mines pursuant to sub-paragraph I (a) of Article 5 refers to the location of mine fields and not to the location of individual remotely delivered mines;

“(ii) The term pre-planned, as used in sub-paragraph I (a) of Article 7 means that the position of the minefield in question should have been determined in advance so that an accurate record of the location of the minefield, when laid, can be made.”

Registered ex officio on 22 March 1995.

RATIFICATION
Instrument deposited on:
24 March 1995
UNITED STATES OF AMERICA
(With effect from 24 September 1995. Accepting Protocols I and II.)
With the following reservation, declaration and understandings:

“(1) Reservation. Article 7 (4) (b) of the Convention shall not apply with respect to the United States.

“(2) Declaration. The United States declares, with reference to the scope of application defined in Article 1 of the Convention, that the United States will apply the provi-
sions of the Convention, Protocol I, and Protocol II to all armed conflicts referred to in Articles 2 and 3 common to the Geneva Conventions for the Protection of War Victims of August 12, 1949.

“(3) Understanding. The United States understands that Article 6 (1) of Protocol II does not prohibited the adaptation for use as booby-traps of portable objects created for a purpose other than as a booby-trap if the adaptation does not violate paragraph (1) (b) of the Article.

“(4) Understanding. The United States considers that the fourth paragraph of the preamble to the Convention, which refers to the substance of provisions of Article 35 (3) and Article 55 (1) of Additional Protocol I to the Geneva Conventions for the Protection of War Victims of August 12, 1949, applies only to States which have accepted those provisions.”

Registered ex officio on 24 March 1995.

Convention, du Protocole I et du Protocole II à tous les conflits armés visés aux articles 2 et 3 communs aux Conventions de Genève du 12 août 1949 relatives à la protection des victimes de guerre.

3) Déclaration interprétative. Les États-Unis interprètent le paragraphe 1 de l'article 6 du Protocole II comme n'interdisant pas d'adapter, pour qu'ils servent de pièges, des objets portatifs créés à d'autres fins si l'adaptation ne viole pas l'alinea b du paragraphe 1 de cet article.

4) Déclaration interprétative. Les États-Unis considèrent que le quatrième alinéa du préambule de la Convention, qui se réfère en substance aux dispositions du paragraphe 3 de de l'article 35 et du paragraphe 1 de l'article 55 du Protocole additionnel I aux Conventions de Genève du 12 août 1949 relatives à la protection des victimes de guerre, ne s'appliquent qu'aux États qui ont accepté ces dispositions.

Enregistré d'office le 24 mars 1995.