



# General Assembly

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## Seventy-sixth session

Agenda item 80

### Report of the United Nations Commission on International Trade Law on the work of its fifty-fourth session

## Resolution adopted by the General Assembly on 9 December 2021

[*on the report of the Sixth Committee (A/76/471, para. 13)*]

### 76/107. Mediation Rules of the United Nations Commission on International Trade Law

*The General Assembly,*

*Recalling* its resolution 2205 (XXI) of 17 December 1966, by which it established the United Nations Commission on International Trade Law with a mandate to further the progressive harmonization and unification of the law of international trade and in that respect to bear in mind the interests of all peoples, in particular those of developing countries, in the extensive development of international trade,

*Recalling also* the resolutions on instruments on dispute settlement methods referred to by expressions such as mediation, conciliation and expressions of similar import, namely resolution 35/52 of 4 December 1980 on the Conciliation Rules of the Commission,<sup>1</sup> and resolutions 73/198 and 73/199 of 20 December 2018 on the United Nations Convention on International Settlement Agreements Resulting from Mediation<sup>2</sup> and the Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation of the Commission,<sup>3</sup> respectively,

*Mindful* of the value of such dispute settlement methods as a means of amicably settling disputes arising in the context of international commercial relations, and of the fact that such dispute settlement methods are increasingly used in international and domestic commercial practice as an alternative to litigation, to reach a final resolution of the dispute in a cost- and time-effective manner,

*Aware* that the use of such dispute settlement methods results in significant benefits, such as reducing the instances where a dispute leads to the termination of a

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<sup>1</sup> *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 17 (A/35/17),* para. 106.

<sup>2</sup> *Ibid., Seventy-third Session, Supplement No. 17 (A/73/17), annex I.*

<sup>3</sup> *Ibid., annex II.*



commercial relationship, facilitating the administration of international transactions by commercial parties and producing savings in the administration of justice by States,

*Recognizing* the developments in such dispute settlement methods since the adoption of the Conciliation Rules,

*Noting* that the preparation of the UNCITRAL Mediation Rules benefited greatly from consultations with Governments and interested intergovernmental and international non-governmental organizations,

*Noting also* that the UNCITRAL Mediation Rules were adopted by the United Nations Commission on International Trade Law at its fifty-fourth session, after due deliberations,<sup>4</sup>

1. *Expresses its appreciation* to the United Nations Commission on International Trade Law for having formulated and adopted the Mediation Rules, the text of which is contained in annex III to the report of the United Nations Commission on International Trade Law on the work of its fifty-fourth session;<sup>5</sup>

2. *Recommends* the use of the UNCITRAL Mediation Rules in the settlement of disputes arising in the context of international commercial relations;

3. *Requests* the Secretary-General to make all efforts to ensure that the UNCITRAL Mediation Rules become generally known and available.

49th plenary meeting  
9 December 2021

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<sup>4</sup> Ibid., Seventy-sixth Session, Supplement No. 17 (A/76/17), chap. VI, sect. B.

<sup>5</sup> Ibid., annex III.