



ASSEMBLY — 35TH SESSION

LEGAL COMMISSION

Agenda Item 34: Progress report on the modernization of the Rome Convention of 1952

**“ACTS OF UNLAWFUL INTERFERENCE” –
ADDITIONAL ELEMENTS TO BE INCLUDED IN THE DEFINITION**

(Presented by Greece)

SUMMARY

This paper presents for the information of the Assembly some new elements to be taken into consideration for a more comprehensive definition of “acts of unlawful interference” within the scope of the Draft Convention on Damage Caused by Foreign Aircraft to Third Parties.

Action by the Assembly in paragraph 2.

1. INTRODUCTION

1.1 The draft Convention defines, in Article 1(h), as an act of unlawful interference an act which constitutes an offence as defined in the *Convention for the Suppression of Unlawful Seizure of Aircraft* (The Hague 1970) and the *Convention for the Suppression of Unlawful Acts against the Safety of Civil Aviation* (Montreal 1971).

1.2 This Delegation is of the opinion that, in the definition in draft Article 1(h) of “acts of unlawful interference”, reference should be made also to Article 101 of the 1982 UN Convention on the Law of the Sea which defines as an act of piracy “any illegal act of violence committed by the crew or the passengers of a private aircraft and directed:

- on the high seas, against another aircraft.”

2. ACTION BY THE ASSEMBLY

2.1 The Assembly is invited to note the elements presented in this paper.

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