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C

Note to Ms. O'Brien

Forty-third session of the United Nations Commission on International Trade Law (UNCITRL)

1. Thank you for your memorandum of 28 May 2010, inviting me to deliver the opening remarks to a panel on the rule of law at the forthcoming forty-third session of the UNCITRL.
2. I am honoured by your kind invitation and am very pleased to accept delivering the opening **remarks at** the panel on Wednesday, 7 July 2010 at 3:00 p.m.
3. Ms. Masumi Ono is the focal person in my office for details on my participation. She may be reached by telephone at: 7-4096 or by e-mail at: ono@un.org.

Asha-Rose Migiro

Asha-Rose Migiro
28 May 2010

cc: Ms. Ono

ARM's autopen approved.
[Signature]
Parfait Onanga-Anyanga
//_

10-05175

JUN - 1 2010

Silvia Gaymer/NY/UNO

01/06/2010 01:30 PM

To Mae Arkoncel/NY/UNO@UNHQ

cc Frank Smyth/NY/UNO@UNHQ, Matthew
SANIDAS/NY/UNO@UNHQ, Pio Smith/NY/UNO@UNHQ,
Itai Madamombe/NY/UNO@UNHQ, Masumi

bcc

Subject 10-05175 - UNCITRAL's forty-third session - Ms. O'Brien's
invitation to the DSG to deliver opening remarks at a panel
on the rule of law

Dear Mae,

Please forward the attached note from the Deputy Secretary-General to Ms.
O'Brien, in response to the above-mentioned invitation. The original copy
follows by messenger.

Best,

Silvia



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Silvia Gaymer
Office of the Deputy Secretary-General
Executive Office of the Secretary-General
Telephone: (212) 963-0638
Facsimile: (212) 963-2155
E-mail: gaymer@un.org

UNITED NATIONS
INTEROFFICE MEMORANDUM



NATIONS UNIES
MEMORANDUM INTERIEUR

TO: Ms. Asha-Rose Migiro
A: Deputy Secretary-General

DATE: 28 May 2010

REFERENCE:

FROM: Ms. Patricia O'Brien
DE: Under-Secretary-General for Legal Affairs
The Legal Counsel

A handwritten signature in dark ink, appearing to read 'Patricia O'Brien', is written over the 'FROM' and 'DE' lines of the memorandum header.

SUBJECT:

OBJET: Invitation to deliver the opening remarks to a panel on the rule of law at the forthcoming forty-third session of the United Nations Commission on International Trade Law (UNCITRAL) (New York, 7 July 2010, 3.00 pm)

1. The purpose of this memorandum is to convey an invitation to you to deliver the opening remarks at a meeting of a panel on the role of the United Nations Commission on International Trade Law (UNCITRAL) in promoting the rule of law. The panel is scheduled to meet at 3.00 pm on 7 July 2010 during the forty-third session of UNCITRAL in Conference Room 2 of the North Lawn Building. I should greatly appreciate it if you could positively consider delivering the opening remarks at the panel.
2. One of the purposes of the panel is to stimulate an open and active exchange of views on the issues of the rule of law among member States and observers of UNCITRAL, and to demonstrate through practical examples the relevance of UNCITRAL's work to the rule of law. Another purpose is to increase awareness in UNCITRAL as regards efforts taken by the United Nations towards improvement of coordination, coherence and effectiveness of its rule of law activities, and in particular, towards integration of the promotion of the rule of law in commercial relations in the broader agenda of the United Nations in response to the views of the General Assembly and UNCITRAL (resolution 64/111, paragraph 14).
3. As UNCITRAL's work is highly relevant to the rule of law, economic development and implementation of the United Nations development agenda, and in light of your leadership in these closely related areas, should you be in a position to deliver opening remarks these might touch upon the following areas:
 - (a) Efforts of the United Nations system towards firmly grounding the rule of law work in the development agenda of the Organization and on the "careful and context-specific analysis of the relationship between law and economics, and the impact the economic crisis has on legal protection, justice and security for the most vulnerable and marginalized populations" (the latest report of the Secretary-General on strengthening and coordinating United Nations rule of law activities (A/64/298, para. 78));
 - (b) The first target of MDG 8 to "develop further an open, rule-based, predictable, non-discriminatory trading and financial system" and its current status. This is the

only target without any success indicator, and UNCITRAL would be interested to learn more in the light of its particular relevance to the achievement of that target;

(c) The perceived role of commercial law and of UNCITRAL in UN strategic and joint rule of law engagement at the country level and in the context of the achievement of the first target of MDG 8.

4. My Office will be happy to work on preparing draft remarks for your consideration if you are in a position to take up this invitation.

5. The panel will consist of (i) representatives of States that are recipients or potential recipients of UNCITRAL technical assistance, (ii) a representative of the World Bank Group, with which UNCITRAL often partners in its technical assistance activities at the regional and country levels, (iii) a representative of the Rule of Law Unit who has been invited to inform UNCITRAL about the current and planned work of the Rule of Law Coordination and Resource Group and of the Unit, (iv) the Chair of UNCITRAL at its forty-third session, and (v) a representative of the UNCITRAL secretariat. In addition, efforts are being made to ensure the participation of a representative of UNDP in the panel. Presentations by members of the panel will be followed by a discussion in plenary, which will provide the basis for comments on the current role of UNCITRAL in promoting the rule of law, to be transmitted to the General Assembly in accordance with its resolution 64/116, paragraph 9.

6. By way of background, the General Assembly in its resolutions on the rule of law at the national and international levels (most recently, resolution 64/116) invited UNCITRAL (and the International Court of Justice and the International Law Commission) to comment, in its reports to the General Assembly, on its current role in promoting the rule of law. This year's focus of UNCITRAL's comments to the General Assembly will be on laws and practices of States in the domestic implementation and interpretation of international law, including UNCITRAL's texts, in line with the pertinent decision of the General Assembly in resolution 64/116, paragraph 12.

7. For further information, please do not hesitate to contact me. Your office should also feel welcome to contact directly the Secretary of UNCITRAL, Mr. Renaud Sorieul, at renaud.sorieul@uncitral.org, tel. +43 1 26060 4071.

8. I should be grateful if you could give favorable consideration to this request.

9. Thank you.

Itai Madamombe/NY/UNO
28/05/2010 02:37 PM

10-05175

To Tuvako Manongi/NY/UNO@UNHQ
cc Parfait Onanga Anyanga/NY/UNO@UNHQ, Pio
Smith/NY/UNO@UNHQ, Silvia Gaymer/NY/UNO@UNHQ
bcc
Subject Re: Fw: Memo from Ms. Patricia O'Brien, USG/OLA, The
Legal Counsel

Thank you TM for clarifying.

Silvia, kindly please confirm accordingly.

Regards,

Itai

Tuvako Manongi/NY/UNO

Tuvako Manongi/NY/UNO
28/05/2010 02:32 PM

To Pio Smith/NY/UNO@UNHQ, Itai
Madamombe/NY/UNO@UNHQ
cc Parfait Onanga Anyanga/NY/UNO@UNHQ
Subject Fw: Memo from Ms. Patricia O'Brien, USG/OLA, The Legal
Counsel

fyi

We checked the 7th while you were away and assumed it to be safe! Hope the event is captured in the forward calendar! TM

----- Forwarded by Tuvako Manongi/NY/UNO on 28/05/2010 02:30 PM -----

Frank Smyth/NY/UNO
28/05/2010 02:26 PM

To Tuvako Manongi/NY/UNO@UNHQ
cc
Subject Fw: Memo from Ms. Patricia O'Brien, USG/OLA, The Legal
Counsel

Dear Tuvako

This memo/invitation from Ms. O' Brien to the DSG has been transmitted to the DSG's office.

I had mentioned it to you informally in order to check whether the DSG might be in NY on the day in question, 7 July.

We will obviously allow the invitation process in the DSG's office to follow its normal course. I am simply copying it to you for completeness.

Thank you.

Frank

----- Forwarded by Sylvie Ouzidane/NY/UNO on 28/05/2010 10:25 AM -----

From: Sylvie Ouzidane/NY/UNO
To: Itai Madamombe/NY/UNO@UNHQ
Cc: Harriet Osias/NY/UNO@UNHQ, Mae Arkoncel/NY/UNO@UNHQ
Date: 28/05/2010 10:24 AM
Subject: Memo from Ms. Patricia O'Brien, USG/OLA, The Legal Counsel

Dear Itai,

Please find attached a copy of Ms. O'Brien's memo addressed to the Deputy-Secretary-General on "Invitation to deliver the opening remarks to a panel on the rule of law at the forthcoming forty-third session of the United Nations Commission on International Trade Law (UNCITRAL) (New York, 7 July 2010, 3.00 p.m.)."

Many thanks,



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Sylvie Ouzidane
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