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UNITED NATIONS CONFERENCE ON  
INTERNATIONAL COMMERCIAL ARBITRATION

CONSIDERATION OF THE DRAFT CONVENTION ON THE RECOGNITION AND  
ENFORCEMENT OF FOREIGN ARBITRAL AWARDS (ITEM 4 OF THE AGENDA)

Japan: amendments to articles III and IV of the draft Convention

1. Paragraph (b) of article III shall be deleted.
2. Paragraph (e) of article IV shall be amended as follows:

"(e) that either the period for appeal or other appellate remedy prescribed for by the law of the country where the award was made or a period of two months after the receipt of the award by the party against whom the award is invoked, whichever expires first, has not elapsed, or that legal proceedings for appellate measures under the law of the country where the award was made have been filed against the award prior to the expiration of the aforesaid periods or that the award has been annulled or its enforcement has been on grounds other than procedural irregularities, suspended in the country where the award was made."

3. Paragraph (f) of article IV shall be deleted.
4. In paragraph (g) of article IV the following phrase shall be deleted:  
"to the extent that such agreement was lawful in the country where the arbitration took place,".
5. In paragraph (h) of article IV the following words shall be deleted:  
"or the subject matter thereof".

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