

International Legal Materials

VOLUME XXVI
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JANUARY 1987

CONTENTS

TREATIES AND AGREEMENTS

Egypt-Israel: Agreement to Arbitrate the <u>Boundary Dispute concerning the Taba Beachfront.</u>	1
Mexico-United States: Annexes to Agreement on Cooperation for the Protection and Improvement of the Environment in the Border Area.	16
Agreement of Cooperation for the Solution of the Border Sanitation Problem at San Diego, California - Tijuana, Baja California	18
Agreement of Cooperation regarding Pollution of the Environment along the Inland International Boundary by <u>Discharge of</u> <u>Hazardous Substances.</u>	19
Agreement of Cooperation regarding the <u>Transboundary Shipments of Hazardous</u> <u>Wastes and Hazardous Substances</u>	25
Agreement of Cooperation regarding <u>Trans-</u> <u>boundary Air Pollution Caused by Copper</u> <u>Smelters along Their Common Border.</u>	33
South Pacific Region: Convention for the <u>Protection of the Natural Resources and</u> <u>Environment of the South Pacific Region</u>	38
Protocol concerning Cooperation in <u>Combating Pollution Emergencies in</u> <u>the South Pacific Region.</u>	59
Protocol for the Prevention of Pollution of the South Pacific Region by <u>Dumping.</u>	65

LEGISLATION AND REGULATIONS

United States:	
Comprehensive <u>Anti-Apartheid Act of 1986.</u>	77
Department of Commerce, International Trade Administration, <u>Export Controls on the</u> <u>Republic of South Africa.</u>	98
Department of Transportation <u>Termination of</u> <u>Air Carrier Operations between the United</u> <u>States and South Africa</u>	104
Department of State <u>Regulations Implementing</u> <u>the Comprehensive Anti-Apartheid Act of</u> <u>1986.</u>	111
Department of the Treasury <u>Regulations</u> <u>Impl m nting U.S. Anti-Aparth id Policy</u>	124

- 2 -

REPORTS AND OTHER DOCUMENTS

United Nations:

General Assembly Resolution concerning the <u>Efficiency of the Administrative and Financial Functioning of the U.N.</u>	137
Group of High Level Intergovernmental Experts to Review the <u>Efficiency of the Administrative and Financial Functioning of the U.N.</u> - Report	145
Security Council Resolution on the <u>Mandatory Arms Embargo against South Africa</u>	187

FEATURE DOCUMENTS

Arms Control Documents - Interpretations, Reviews, and Statements.	190
Conference on <u>Confidence- and Security-Building Measures and Disarmament in Europe: Final Stockholm Document</u>	190
Second Review Conference of the Parties to the <u>Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction: Final Declaration.</u>	196
Third Review Conference of the Parties to the <u>Treaty on the Non-Proliferation of Nuclear Weapons: Final Declaration.</u>	202
Union of Soviet Socialist Republics-United States: Statements concerning <u>Summit Meeting at Reykjavik</u>	209
Statements concerning <u>SALT Observances.</u>	232
Statements on <u>Nuclear Testing and Verification.</u>	241
United States: Report on the <u>Congressional Role in Nuclear Arms Control.</u>	258
Statements on <u>ABM Interpretation.</u>	282
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS A PARTY	313
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS A NOT PARTY	315
NOTICE OF OTHER RECENT DOCUMENTS (not reproduced).	316

International Legal Materials

VOLUME XXVI
NUMBER 2
MARCH 1987

CONTENTS

JUDICIAL AND SIMILAR PROCEEDINGS

- Argentina: National Appeals Court (Criminal Division) Judgment on Human Rights Violations by Former Military Leaders 317
- France: Court of Cassation
Decision in Guinea and Souguipeche v. Atlantic Triton Company (ICSID Arbitration; Attachment; Jurisdiction of National Courts). 373
- Decision in Société Européenne d'Etudes et d'Entreprises v. Yugoslavia, et al. (Recognition of Arbitral Award; Construction of International Agreements by Arbitrators). 377
- Switzerland: Geneva Surveillance Authority (Office of Poursuites for Debts and Bankruptcy) Decision in Guinea v. Maritime International Nominees Establishment (ICSID Arbitration; Attachment; Jurisdiction of National Courts) 382
- United States: Supreme Court Opinion in Immigration and Naturalization Service v. Cardoza-Fonseca (Standard of Proof for Asylum Applications; U.N. Protocol relating to the Status of Refugees; U.S. Refugee Act). 396

LEGISLATION AND REGULATIONS

- Bulgaria: Amendment to the Law on Citizenship 422
- Union of Soviet Socialist Republics: Statute on Entry into the USSR and Exit from the USSR. 425
- United States:
Legislation relating to Nicaragua 433
- 1986 Legislation concerning Immigration 479

TREATIES AND AGREEMENTS

- France-Federal Republic of Germany: Agreement concerning Cooperation on Restrictive Business Practices. 531
- United Kingdom-United States: Treaty concerning the Cayman Islands and Mutual Legal Assistance in Criminal Matters. 536

- 2 -

REPORTS

International Committee for the Red Cross: Status of Four Geneva Conventions and Additional Protocols I and II . . .	553
United States: Message from the President Transmitting Protocol II Additional to the 1949 Geneva Conventions, relating to the <u>Protection of Victims of Noninternational Armed Conflicts</u>	561

OTHER DOCUMENTS

Costa Rica: <u>Proposal for Peace in Central America</u>	573
Nicaragua: <u>Reaction to Costa Rican Proposal</u>	580
International Bar Association: <u>Guidelines for Inter- national Arbitrators</u>	583
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS A PARTY	590
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS NOT A PARTY	597
NOTICE OF OTHER RECENT DOCUMENTS (not reproduced).	598

CONTENTS

TREATIES AND AGREEMENTS

Canada-France-Federal Republic of Germany-Italy-Japan-United Kingdom-United States: <u>Agreement on Guidelines for the Transfer of Equipment and Technology related to Missiles</u>	599
Federal Republic of Germany: Pentex Export Consulting AG Draft Agreement on the <u>Rescheduling of Uninsured Trade Debt</u>	614
Union of Soviet Socialist Republics-United States: <u>Agreement on Cooperation in the Exploration and Use of Outer Space for Peaceful Purposes</u>	622
United Nations: <u>International Law Commission Draft Articles on Jurisdictional Immunities of States and Their Property</u>	625

JUDICIAL AND SIMILAR PROCEEDINGS

International Centre for Settlement of Investment Disputes: <u>Arbitral Tribunal Award in Liberian Eastern Timber Corporation (LETCO) v. The Government of the Republic of Liberia (Recovery of Damages for Breach of a Concession Agreement)</u>	647
United States: Court of Appeals for the Federal Circuit <u>Decision in Georgetown Steel Corporation v. The United States (Countervailing Duties; Application to Nonmarket Economies)</u>	680
District Court for the Southern District of New York <u>Opinion in Liberian Eastern Timber Corporation (LETCO) v. The Government of Republic of Liberia (Recognition of ICSID Award in U.S. Courts; Sovereign Immunity and ICSID Arbitration Clauses; Sovereign Immunity with Respect to Tax Revenues)</u>	695
Supreme Court <u>Decision in Asahi Metal Industry Co., Ltd. v. Superior Court of California, Solano County (Contacts Necessary to Establish State's Jurisdiction over Foreign Defendant; Product Liability in California)</u>	702

- 2 -

LEGISLATION AND REGULATIONS

Canada: Legislation to Implement the United Nations Convention on the <u>Recognition and Enforcement of Foreign Arbitral Awards</u> and Legislation on <u>International Commercial Arbitration</u>	714
Spain: 1986 Legislation concerning <u>Foreign Investment</u>	727
Union of Soviet Socialist Republics:	
Decree on <u>Joint Enterprises with Western and Developing Countries</u>	749
Edict concerning <u>Taxation of Joint Enterprises in the Soviet Union and Dispute Settlement</u>	759
Venezuela: <u>New Foreign Investment and Licensing Regulations and Related Documents</u>	760

REPORTS

Philippines: Explanatory Memorandum on <u>Philippine Investment Notes</u>	808
World Bank: Report on <u>Chilean Debt Conversion</u> , with Chilean Rules on Investments with Foreign Debt Instruments and Provision in a Debt Restructuring Agreement for Such Investments	819

OTHER DOCUMENTS

General Agreement on Tariffs and Trade: Decisions on <u>Negotiating Structure and Plans for the Uruguay Round</u>	850
Organisation for Economic Co-operation and Development: Council Recommendation for <u>Cooperation in Areas of Potential Conflict between Competition and Trade Policies</u>	857
Council Recommendation and Resolution concerning <u>Common Principles of Shipping Policy and Liberalization of Operations Relating to Maritime Transport</u>	861

RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS A PARTY	875
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS NOT A PARTY	879
NOTICE OF OTHER RECENT DOCUMENTS (not reproduced)	880

INTERNATIONAL LEGAL MATERIALS

Table of Contents
 Volume XXVI, Number 4
 July 1987

LEGISLATION AND REGULATIONS

Japan: Law and Ministerial Order relating to the <u>Handling of Legal Business by Foreign Lawyers</u>	881
Netherlands: New Statute on <u>Arbitration</u>	921
United States:	
Florida <u>International Arbitration Act</u>	949
<u>Foreign Legal Consultant Rules of California, the District of Columbia and New York</u>	977

JUDICIAL AND SIMILAR PROCEEDINGS

France:	
Court of Cassation Decision in <u>Sonatrach v. Migeon (Sovereign Immunity and State Enterprises)</u>	998
Court of Cassation Decision in <u>Southern Pacific Properties Ltd. et al. v. Arab Republic of Egypt (Appellate Review of Arbitral Awards between States and Private Parties)</u>	1004
United States:	
Court of Appeals for the Second Circuit Decision In Re: <u>Union Carbide Corporation Gas Plant Disaster at Bhopal, India in December, 1984 (Forum Non Conveniens; Enforceability of Foreign Judgments; Applicable Discovery Rules)</u>	1008
Supreme Court Decision in <u>Société Nationale Industrielle Aerospatiale et al. v. United States District Court for the Southern District of Iowa (Hague Evidence Convention; Extraterritorial Discovery in U.S. Courts)</u>	1021

...2/

TREATIES AND AGREEMENTS

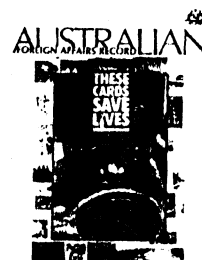
Belgium-Canada-Italy-Netherlands-Union of Soviet Socialist Republics: Agreement on the Preservation of the Confidentiality of Data concerning <u>Deep Seabed Areas</u>	1045
Certain Pacific Island States-United States:	
Treaty on Fisheries	1048
Letters from the U.S. President and Secretary of State Transmitting Treaty to U.S. Senate.	1051
Agreed Statement on Observer Program	1090
Agreement between United States (AID) and South Pacific Forum Fisheries Agency (FFA) on <u>Economic Development Assistance</u>	1091
Exchange of Notes between Papua New Guinea and United States concerning <u>Certain Requirements within Archipelagic Waters</u>	1092
Exchange of Notes between Australia and United States concerning <u>Efforts to Open Waters Surrounding Christmas Island and Cocos/Keeling Islands to U.S. Fishing</u>	1094

OTHER DOCUMENTS

United Nations: General Assembly Resolution Adopting the Declaration on Social and Legal Principles relating to the Protection and Welfare of Children, with Specific Reference to <u>Foster Placement and Adoption</u>	1096
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS A PARTY.	1103
RECENT ACTIONS REGARDING TREATIES TO WHICH THE UNITED STATES IS NOT A PARTY (Law of the Sea Convention Status)	1108
NOTICE OF OTHER RECENT DOCUMENTS (not reproduced).	1130

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CONTENTS

Articles

Australia-Japan relations	1079	Saving seven million children	1085
Immigration: population growth rate in Australia	1082		

Parliament

2.12.86 Chile: World Bank loan	1087	4.12.86 Immigration: alleged presence of Nazi war criminals in Australia	1092
2.12.86 Apartheid: rugby tour of South Africa	1087	5.12.86 French nuclear testing in the South Pacific	1092
2.12.86 Philippines: investment in Australia	1088	9.12.86 Apartheid: human rights issues in South Africa	1093
3.12.86 International terrorism	1088	9.12.86 Immigration: alleged presence of Nazi war criminals in Australia	1093
3.12.86 Asian Development Bank	1088	9.12.86 South Pacific Nuclear Free Zone Treaty	1094
4.12.86 Nuclear disarmament and arms control: SALT II	1089	9.12.86 Nicaragua: human rights issues	1094
4.12.86 National language policy	1089	10.12.86 Immigration: multiculturalism — abolition of Australian Institute of Multicultural Affairs	1095
4.12.86 Australia-U.S.-NZ relations: removal of U.S. Antarctic base from Christchurch to Tasmania	1090	10.12.86 Australia-U.S. defence relations	1096
4.12.86 New Caledonia: political situation	1090	10.12.86 Chile: stage of siege	1096

Statements

1.12.86 Immigration: multiculturalism in Australia	1097	1.12.86 Marine science symposium	1098
1.12.86 Visit by the Minister for Trade to China, Saudi Arabia and Malaysia	1097	1.12.86 Visit by Pope John Paul II	1099
		1.12.86 Australia-Japan relations	1099
		2.12.86 Immigration: Office of Multicultural Affairs	1100

3.12.86 CSIRO: new board and new directors	1101	15.12.86 Environment: Galapagos Archipelago — Australian participation	1118
3.12.86 Immigration: multicultural programs and services	1103	16.12.86 Australia-PNG relations	1118
4.12.86 Apartheid: sanctions against South Africa	1103	16.12.86 Apartheid: human rights issues in South Africa	1119
5.12.86 Visit by Minister for Trade to China	1104	16.12.86 Australia-U.S. trade relations	1120
6.12.86 Immigration: Office of Multicultural Affairs	1105	16.12.86 South Pacific Nuclear Free Zone Treaty: signing of Protocols by the Soviet Union	1120
8.12.86 French nuclear tests at Moruroa Atoll	1106	17.12.86 Immigration: changes to resident return policy	1121
8.12.86 South Pacific Nuclear Free Zone Treaty: ratification by Australia	1106	17.12.86 Kangaroos	1122
9.12.86 Visit by the Prime Minister to Middle East	1107	17.12.86 Immigration: review of visitor entry procedures	1123
10.12.86 Visit by Minister for Foreign Affairs to New Zealand	1108	18.12.86 Appointment of Secretary of Department of Veterans' Affairs	1123
10.12.86 Nicaragua: Australian aid	1108	18.12.86 Immigration program	1123
10.12.86 Review of Australia's overseas representation	1109	19.12.86 Expo '88: Australian pavilion	1124
10.12.86 Immigration: family reunion program — Cambodia	1112	19.12.86 Bicentenary: issue of \$2 coin	1124
10.12.86 Visit by Minister for Trade to Saudi Arabia	1113	21.12.86 Australia-Japan relations	1125
11.12.86 South Pacific Nuclear Free Zone Treaty: ratification by Australia	1114	22.12.86 USSR: human rights issues — Andrei Sakharov	1125
11.12.86 French nuclear testing at Moruroa Atoll	1114	22.12.86 UNBRO — Australian aid	1126
12.12.86 Immigration: visitor visa policy	1114	24.12.86 Nuclear issues: seismic monitoring experiments	1126
12.12.86 Visit by Minister for Foreign Affairs to New Zealand	1115	24.12.86 Apartheid: Australian assistance for black South Africans and Namibians	1126
12.12.86 Nuclear issues: Australia-New Zealand seismic monitoring agreement	1115	28.12.86 IYP: 'peace park and walk'	1127
14.12.86 Australia-Malaysia trade relations	1116	28.12.86 United Nations General Assembly	1127
14.12.86 Australia-China education co-operation program	1117	29.12.86 Nuclear testing	1129
14.12.86 National language policy	1117	30.12.86 Hague Convention on the Civil Aspects of International Child Abduction	1129
14.12.86 Education: Austudy secondary allowances	1118	31.12.86 Vanuatu: Australian aid	1130
		31.12.86 Thailand: Australian aid	1130
		31.12.86 United Nations Security Council: conclusion of Australia's term	1130

Representation 1132 |

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SRI-LANKA*Late item:

Following is the text of the Indo-Sri Lanka agreement signed by the Prime Minister of the Republic of India, His Excellency Mr. Rajiv Gandhi and the President of the Democratic Socialist Republic of Sri Lanka, His Excellency Mr. J.R. Jayewardene, having met at Colombo on July 29, 1987:

Attaching utmost importance to nurturing intensifying and strengthening the traditional friendship of Sri Lanka and India and acknowledging the imperative need of resolving the ethnic problem of Sri Lanka and the consequent violence and for the safety, well-being and prosperity of people belonging to all communities in Sri Lanka.

Have this day entered into the following agreement to fulfil this objective. In this context,

1. Desiring to preserve the unity, sovereignty and territorial integrity of Sri Lanka:

2. Acknowledging that Sri Lanka is a multi-ethnic and multi-lingual plural society consisting, inter alia, of Sinhalese, Tamils Muslims (Moors) and Burghers.

3. Recognising that each ethnic group has a distinct cultural and linguistic identity which has to be carefully nurtured:

4. Also recognising that the Northern and the Eastern provinces have been areas of historical habitation of Sri Lankan Tamil speaking peoples, who have at all times hitherto lived together in this territory with other ethnic groups.

5. Conscious of the necessity of strengthening the forces contributing to the unity, sovereignty and territorial integrity of Sri Lanka, and preserving its character as a multi-ethnic, multi-lingual and multi-religious plural society, in which all citizens can live in equality safety and harmony and prosper and fulfil their aspirations:

6. Resolve that:

Since the government of Sri Lanka proposes to permit adjoining provinces to join to form one administrative unit and also by a referendum to separate as may be permitted to the Northern and Eastern provinces as outlined below:

- (1) During the period, which shall be considered an interim period, (i.e. from the date of the elections to the provincial council, as specified in para (7) to the date of the referendum as specified in para (2), the Northern and Eastern

*[The text of this agreement was provided by Mrs. K. Commer First Secretary, High Commission of India, Canberra].

2

provinces as now constituted, will form one administrative unit, having one elected provincial council. Such a unit will have one Governor, one Chief Minister and one Board of Ministers.

- (2) Referendum: there will be a referendum on or before 31st December, 1988, to enable the people of the Eastern province to decide whether:
- (A) The Eastern province should remain linked with the Northern province as one administrative unit, and continue to be governed together with the Northern province as specified in para(1) or
 - (B) The Eastern province should constitute a separate administrative unit having its own distinct provincial council with a separate Governor, Chief Minister and Board of Ministers.

The President may, at his discretion, decide to postpone such a referendum.

- (3) All persons who have been displaced due to ethnic violence, or other reasons, will have the right to vote in such a referendum. Necessary conditions to enable them to return to areas from where they were displaced will be created.
- (4) The referendum when held, will be monitored by a committee headed by the Chief Justice: a member appointed by the President, nominated by the government of Sri Lanka; and a member appointed by the President, nominated by the representatives of the Tamil speaking people of the Eastern province.
- (5) A simple majority will be sufficient to determine the result of the referendum.
- (6) Meetings and other forms of propaganda, permissible within the laws of the country, will be allowed before the referendum.
- (7) Polls in three months elections to Provincial Councils will be held within the next three months, in any event before 31st December 1987, India observers will be invited for elections to provincial Councils of North and East.
- (8) The emergency will be lifted in the Eastern and Northern provinces by August 15, 1987. A cessation of hostilities will come into effect all over the island within 48 hours of the signing of this agreement. All arms presently held by militant groups will be surrendered in accordance with an agreed procedure to authorities to be designated by the government of Sri Lanka. Consequent to the cessation of hostilities and the surrender of arms by militant groups, the army and other security personnel will be confined to barracks in camps as on 25 May 1987. The process of personnel moving back to barracks shall be completed within 72 hours of the cessation of hostilities coming into effect.

3

- (9) The government of Sri Lanka will utilise for the purposes of law enforcement and maintenance of security in the Northern and Eastern provinces the same organisations and mechanisms of government as are used in the rest of the country.
- (10) General amnesty: the President of Sri Lanka will grant a general amnesty to political and other prisoners now held in custody under the prevention of terrorism act and other emergency laws, and to combatants, as well as to those persons accused charged and/or convicted under these laws. The government of Sri Lanka will make special efforts to rehabilitate militant youth with a view to bringing them back into the mainstream of national life. India will cooperate in the process.
- (11) The government of Sri Lanka will accept and abide by the above provisions and expect all others to do likewise.
- (12) If the framework for the resolutions is accepted, the government of Sri Lanka will implement the relevant proposals forthwith.
- (13) The government of India will underwrite and guarantee the resolutions, and cooperate in the implementation of these proposals.
- (14) These proposals are conditional to an acceptance of the proposals negotiated from 4.5.86 to 19.12.1986. Residual matters not finalised during the above negotiations shall be resolved between India and Sri Lanka within a period of six weeks of signing this agreement. These proposals are also conditional to the government of India cooperating directly with the government of Sri Lanka in their implementation.
- (15) Conditions: these proposals are also conditional to the government of India taking the following actions if any militant groups operating in Sri Lanka do not accept this framework of proposals for a settlement, namely,
- (A) India will take all necessary steps to ensure that Indian territory is not used for activities prejudicial to the unity, integrity and security of Sri Lanka.
 - (B) the Indian navy coast guard will cooperate with the Sri Lankan navy in preventing Tamil militant activities from affecting Sri Lanka.
 - (C) In the event that the government of Sri Lanka requests the government of India to afford military assistance to implement these proposals the government of India will cooperate by giving to the government of Sri Lanka such military assistance as and when requested.
 - (D) The government of India will expedite repatriation from Sri Lanka of Indian citizens to India who are resident there, concurrently with the repatriation of Sri Lankan refugees from Tamil nadu.

- (E) The governments of Sri Lanka and India will cooperate in ensuring the physical security and safety of all communities inhabiting the Northern and Eastern provinces.
- (16) The government of Sri Lanka shall ensure free full and fair participation of voters from all communities in the Northern and Eastern provinces in electoral processes envisaged in this agreement. The government of India will extend full cooperation to the government of Sri Lanka in this regard.
- (17) The official language of Sri Lanka shall be Sinhala. Tamil and English will also be official languages. This agreement and the annexure thereto shall come into force upon signature.

In witness whereof we have set our hands and seals hereunto done in Colombo. Sri Lanka, on this the twentieth day of July of the year one thousand nine hundred and eighty seven. In duplicate, both texts being equally authentic.

ANNEXURE TO THE AGREEMENT.

1. His Excellency, the Prime Minister of India and His Excellency the President of Sri Lanka agree that the referendum mentioned in paragraph 2 and its sub. paragraphs of the agreement will be observed by a representative of the Election Commission of India to be invited by His Excellency, the President of Sri Lanka.
2. Similarly, both heads of government agree that the elections to the provincial council mentioned in paragraph 2.8 of the agreement will be observed by a representative of the government of India to be invited by the President of Sri Lanka.
3. His Excellency, the President of Sri Lanka, agrees that the home guards would be disbanded and all para-military personnel will be withdrawn from the Eastern and Northern provinces with a view to creating conditions conducive to fair elections to the council. The President, in his discretion, shall absorb such para-military forces, which came into being due to ethnic violence, into the regular security forces of Sri Lanka.
4. The Prime Minister of India and the President of Sri Lanka agree that the Tamil militants shall surrender their arms to authorities agreed upon to be designated by the President of Sri Lanka. The surrender shall take place in the presence of one senior representative each of the Sri Lanka Red Cross and the Indian Red Cross.
5. The Prime Minister of India and the President of Sri Lanka agree that a joint Indo-Sri Lankan observers group consisting of qualified representative of the government of India and the government of Sri Lanka would monitor the cessation of hostilities from 31 July 1987.
6. The Prime Minister of India and the President of Sri Lanka also agree that in terms of paragraph 2.14 and paragraph 2.16(C) of the agreement an Indian peace keeping contingent may be invited by the President of Sri Lanka to guarantee and enforce the cessation of hostilities, if so required.