

**Auszüge aus dem Statement von Heinrich Haupt, Leiter der Abteilung
Konventionelle Waffen-Kontrolle des Ausw. Amtes Berlin,
Streubombenkonferenz Oslo am 22.2.2007**

Germany shares the vision of the Oslo Conference: The common goal to ultimately **eliminate the humanitarian suffering caused by Cluster munitions**. (...) Germany shares the aim to conclude, with the broadest possible membership and as early as possible, a **legally binding international instrument** to adequately address the humanitarian impact caused by cluster munitions.

The main elements of such an international instrument are highlighted in the “Declaration on Cluster Munitions” adopted by 25 nations at the margins of the CCW Review Conference last November; they are:

- a prohibition to use cluster munitions within concentrations of civilians
- a prohibition to develop, produce, stockpile, transfer and use such types of cluster munitions that pose serious humanitarian hazards,
- and
- an obligation to destroy such hazardous cluster munitions.

(...)

Our legal experts are at present working on a set of draft elements for a possible legal instrument on Cluster Munitions.

Key provisions should, in our view, include:

- a clear scope of application, comprising the use as well as the functional reliability of cluster munitions
- definitions of the key legal terms
- language on the protection of civilians and civilian objects
- rules on transfers, destruction, use, production and compliance.

(...)

Protocol V of the UN Convention on Certain Conventional Weapons (CCW) dealing with the issue of responsibility for unexploded ordnance at the end of a conflict represents a major step forward. It should be universally adopted and fully implemented; duplication should be avoided.

As the post-conflict scope of Protocol V remains insufficient, an additional international instrument is needed, as mentioned before. **My Government is convinced that this instrument should be negotiated and finalized within the CCW process, under a CCW negotiation mandate to be adopted this year.**

(...)

As for the German Armed Forces, they operate already today under clear and binding restrictions; key restrictions are as follows:

- no procurement of any new Cluster Munitions by the German Armed Forces
- no employment of any kind of Cluster Munitions except when no suitable alternative munitions are available
- no use of cluster munitions whose rate of dangerous duds is higher than 1%,

and

- in 2015: evaluation with the aim of entirely replacing Cluster Munitions by alternative munitions.