

Introduced by: Councilmember Robinson

**CITY OF TAKOMA PARK, MARYLAND
RESOLUTION 2010-7**

**Resolution Supporting the Hiroshima-Nagasaki Protocol and Authorizing the Mayor
to Sign the Mayors for Peace Cities Appeal in Support of the Protocol**

WHEREAS, mindful that according to the United Nations Fund for Population, “In 2008, for the first time in history, more than half of the world’s population will be living in towns and cities”; and that United Cities and Local Governments is recognized by United Nations agencies as the voice of cities worldwide; and

WHEREAS, taking, in this regard, special note of the support expressed in the 2007 Jeju Declaration of the Second World Congress of United Cities and Local Governments for “the Mayors for Peace campaign, which lobbies the international community to renounce weapons of mass destruction;” and

WHEREAS, noting that, while in the Biological Weapons Convention and the Chemical Weapons Convention the prohibition on the acquisition of such weapons of mass destruction applies to all states without exception, in the Treaty of the Non-Proliferation of Nuclear Weapons (NPT) the prohibition on the acquisition of nuclear weapons exempts the five “nuclear-weapons States;” and

WHEREAS, underscoring that the aforementioned 'exemption' was never meant to be permanent as all States were obligated to “pursue negotiations in good faith on effective measures relating to ... nuclear disarmament;” and

WHEREAS, recalling that, in 2005, a Mayors for Peace statement based on a resolution of the U.S. Conference of Mayors and signed by 575 mayors worldwide called upon State Parties to the NPT to take a decision to commence negotiation on the elimination of nuclear weapons and weapon-usable fissile material, and that this resolution was presented in the Great Hall of the General Assembly to the NPT Review Conference President; and

WHEREAS, alarmed that not only did the 2005 NPT Review Conference fail to reach agreement on any decisions whatsoever and but also that no negotiations have occurred in the years since to advance the objective of nuclear disarmament; and

WHEREAS, mindful that the elimination of all nuclear weapons by the year 2020 has become more difficult because of this lack of progress and other adverse developments, but convinced that with a rededication to good faith efforts the objective is still achievable; and

WHEREAS, welcoming wholeheartedly the 62nd UN General Assembly decision to begin preparations for a UN Decade for Disarmament, 2010-2020; and

WHEREAS, Mayors for Peace has advanced the Hiroshima-Nagasaki Protocol through the Cities Appeal as a means of achieving a nuclear-weapon-free world by the year 2020 within the framework of the NPT; and

WHEREAS, as of June 19, 2009, local government representatives in 762 cities from 49 countries and regions have used the Cities Appeal to express their united support for the Hiroshima-Nagasaki Protocol; and

WHEREAS, the City of Takoma Park just celebrated the 26th anniversary of the adoption of its own Nuclear Free Zone Ordinance.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

1. Calls upon all citizens to contribute to the preparations for the UN Decade for Disarmament;
2. Pledges to do our utmost to ensure that it will be a decisive decade for nuclear disarmament;
3. Calls upon the State Parties to the NPT to ensure that the current NPT review process lays the foundation for actual nuclear disarmament during the UN Disarmament Decade and, to that end, urges President Barak Obama to lead the government delegation to the 2010 Review Conference and to include in the delegation at least one representative of this nation's cities;
4. Recommends for the immediate consideration of all States, not least each of our own, the Hiroshima-Nagasaki Protocol as a direct means of fulfilling the promise of the NPT by the year 2020, thereby meeting the obligation found by the International Court of Justice "to conclude negotiations leading to nuclear disarmament in all its aspect under strict and effective international control;"
5. Challenges all States to adopt the Hiroshima-Nagasaki Protocol without delay and to undertake in good faith to present to the 65th General Assembly in September 2010 the envisioned Nuclear Weapons Convention or Framework Agreement.

BE IT FURTHER RESOLVED THAT Mayor Williams is authorized to sign the Cities Appeal in support of the Hiroshima-Nagasaki Protocol on behalf of the City of Takoma Park.

Adopted this 11th day of January, 2010.

Attest:

Jessie Carpenter, CMC
City Clerk

THE HIROSHIMA-NAGASAKI PROTOCOL
A protocol complementary to the Treaty on the Non-Proliferation of Nuclear Weapons for
achieving a nuclear-weapon-free world by the year 2020

Desiring to establish an over-arching means of addressing nuclear disarmament in all its aspects so as to facilitate the fulfillment by States Parties of their obligations under Article VI of the Treaty on the Non-Proliferation of Nuclear Weapons, and with a view to all states fulfilling the nuclear disarmament obligation found by the International Court of Justice in their 1996 advisory opinion on the legality of the use or threat of nuclear weapons;

Considering that continued exploitation of the discriminatory nature of the Treaty, wherein nuclear-weapon States Parties are exempted from the prohibition on the acquisition of nuclear weapons, is incompatible with the pursuit in good faith of nuclear disarmament in all its aspects;

Considering further that full equality under international law must be re-established by the elimination of all nuclear arsenals as agreed in the 1995 Extension Conference decision on “Principles and Objectives”;

Article I

1. The nuclear-weapon States Parties to this Protocol shall cease forthwith:

(a) all activities related to the acquisition of nuclear weapons which non-nuclear-weapon States Parties are prohibited from pursuing under the Treaty on the Non-Proliferation of Nuclear Weapons;

(b) all activities which incorporate nuclear weapons into their military doctrines and practices; and shall place all nuclear weapons and weapon-usable fissile materials in safe and secure storage at the earliest possible date.

2. All other States Parties to this Protocol possessing weapons-usable fissile material shall take those steps required of the nuclear-weapon States in paragraph 1 which apply to their circumstances.

Article II

1. The States Parties to this Protocol shall pursue in good faith negotiations on achieving nuclear disarmament in all its aspects under the following two main sections:

Section One negotiations will standardize and legally codify the measures taken under Article I, paragraph 1, (a) and (b).

Section Two negotiations will address:

(c) the elimination of all nuclear weapons and related deployment systems, including delivery vehicles, launch platforms, and command and control systems.

(d) the elimination of all infrastructure associated with the acquisition of nuclear-weapon systems, including production and testing facilities, and of all weapon-usable fissile material stocks.

2. The negotiations called for in paragraph 1 shall have as their objective a Nuclear Weapons Convention or a comparable Framework Agreement. Negotiations shall begin forthwith and be pursued without interruption by all States Parties until this objective is achieved. A Secretariat for the negotiations shall be established that remains in operation until negotiations are concluded.

3. Every good faith effort shall be made to ensure that all measures related to Section One are agreed and implemented before or by 2015 and that all measures related to Section Two are agreed and implemented before or by 2020.

4. All measures contained or foreseen in the Nuclear Weapons Convention or Framework Agreement shall be subject to strict and effective international control and shall provide for international institutions capable of ensuring that the nuclear-weapon free world which is achieved can be maintained indefinitely.

Article III

Nothing in this Protocol shall be interpreted as diminishing in anyway the nonproliferation obligations of any State Party to the Treaty on the Non-Proliferation of Nuclear Weapons; including each State's obligation to cooperate in the establishment and operation of the international institutions of Article II, paragraph 4.