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TRUSTEESHIP  
COUNCIL



LIMITED

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ORIGINAL: ENGLISH

Ninth session  
Item 5 of the agenda

EXAMINATION OF PETITIONS

First Draft Report of the Ad Hoc Committee on Petitions

Chairman: Prince Wan Waithayakon (Thailand)

1. At the first meeting of its ninth session, the Trusteeship Council, acting in accordance with rule 90 of the rules of procedure, established an Ad Hoc Committee on Petitions, composed of the representatives of Argentina, Belgium, New Zealand, Thailand, the Union of Soviet Socialist Republics and the United States of America, with the task of undertaking a preliminary examination of written petitions and of any observations which the Administering Authority concerned might have circulated in accordance with rule 86 (2). The Committee was also instructed to submit a report to the Trusteeship Council on each petition considered by it, together with its recommendations as to the action to be taken by the Council in each case.
2. At its first meeting, on 6 June 1951, the Committee elected Prince Wan Waithayakon as its Chairman and Rapporteur.
3. The representative of the Administering Authority stated that with respect to petitions T/PET.11/24 through T/PET.11/49 which had not been received within the time limit provided by rule 86, paragraph 1, of the rules

/of

of procedure, it was prepared, under paragraph 4 of the same rule, to consider petitions T/PET.11/24 through T/PET.11/32. The Committee decided to consider these nine petitions and to recommend to the Trusteeship Council to defer examination of the seventeen other petitions.

4. At its second, third, fourth and eighth meetings, on 7, 8, 12 and 19 June 1951, the Committee examined the following petitions concerning the Trust Territory of Somaliland referred to it by the Council:

- (I) Petition from Mr. Ahmed Mohamud Ismail Hussein (T/PET.11/4)
- (II) Petition from Messrs. Ghedi Guled, Mohamed Warsama, Elmi Amin and Abbi Salad (T/PET.11/5)
- (III) Petition from Mr. Omar Hassan (T/PET.11/6)
- (IV) Petition from Mr. Abdi Ali Omar (T/PET.11/8)
- (V) Petition from the Somali Youth League, Galcaio District (T/PET.11/11)
- (VI) Petition from the Somali Youth League, Branch of Bender Kassim (T/PET.11/12)
- (VII) Petition from Messrs. Hussein Mohamed Egal, Elmi Fara Ali, Hussein Fara Ahmed and Saleh Mohamed (T/PET.11/15)
- (VIII) Petition from Ogaden Itarahiem, Chief of Bagiumi (T/PET.11/19)
- (IX) Petition from Mr. John C. Gee (T/PET.11/21)
- (X) Petition from Mr. Sciaffet Hussien (T/PET.11/24)
- (XI) Petition from Mr. Mohamed Sheikh Nur (T/PET.11/32)

5. Mr. Giovanni Fornari participated in the examination as the special representative of the Administering Authority.

6. The ad hoc Committee submits herewith to the Council its report on these petitions.

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- (I) Petition from Mr. Ahmed Mohamud Ismail Hussein (T/PET.11/4)  
dated 14 June 1950  
Addressed to the United Nations Advisory Council

A. Summary of the Petition

The petitioner states that he was discharged from his post as clerk at the Gardo Police Station, allegedly because he was a member of the Somali Youth League, that he was refused the month's pay which was his due as the equivalent of a month's notice, and that he was forcibly sent to Logadiscio although his home was at Gardo. He requests reconsideration of his case by the Advisory Council.

B. Observations of the Administering Authority

<sup>1/</sup>  
The Administering Authority stated that the petitioner was dismissed by the Police Corps of Somalia on 8 April 1950 for insult and resistance to an officer of the law. No severance indemnities were paid him in accordance with the regulations in force since the British administration, since these regulations provide that no indemnities should be paid to those dismissed for disciplinary reasons. At the request of the ad hoc Committee, the Special Representative gave further detailed information relating to the career of the petitioner.

C. Action taken by the Ad Hoc Committee

This petition was examined and discussed at the second, fourth and eighth meetings of the ad hoc Committee on 7, 12 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2, 4 and 8.

At its eighth meeting, the Committee adopted by

the draft resolution which is reproduced

below as resolution I.

- (II) Petition from Messrs. Ghedi Guled, Mohamed Warsama, Elmi Amin, and Abbi Salad (T/PET.11/5)  
Dated 17 June 1950  
Addressed to the United Nations Advisory Council

A. Summary of the Petition

The petitioners, who claim that they represent 600 ex-military personnel, state that the Italian Government, before the Four Power Commission arrived in Somalia, promised them 10 years' back-pay if Somaliland was returned to Italy. Alleging that they therefore did "their best in working politically with the Italian authorities in Somalia and so sacrificing their very lives and capital", they point out that despite repeated efforts only six persons have been able to collect the money due them. They charge that money which was sent from Rome for this purpose has been diverted by the Italians in the Territory and request the assistance of the Advisory Council in obtaining what they consider their due.

B. Observations of the Administering Authority

The Administering Authority<sup>1/</sup> stated that the complaint of the petitioners is without foundation. It pointed out that on 4 April 1951 17,863 Somali ex-servicemen have already received back-pay totalling So.7,745,000 and that about 18,000 others will be paid within the next 12 months. It was further stated by the Special Representative that the costs of payment to the Somali ex-servicemen were borne by the Italian treasury, and were not charged to the budget of the Trust Territory.

C. Action taken by the Ad Hoc Committee

This petition was examined and discussed at the second and eighth meetings of the ad hoc Committee on 7 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2 and 8.

At its meeting, the Committee adopted by the draft resolution which is reproduced below as resolution II.

(III) Petition from Mr. Omar Hassan (T/PET.11/6)  
Dated 7 July 1950  
Transmitted by the United Nations Advisory Council

A. Summary of the Petition

The petitioner claims that he was discharged from service as a member of the police force of Brava because he belonged to the Somali Youth League. Stating that he does not consider this as a lawful reason for discharge, he requests the assistance of the United Nations.

B. Observations of the Administering Authority

The Administering Authority<sup>1/</sup> stated that the petitioner's allegation is inexact and that he was dismissed only because of his disciplinary record and his inefficiency.

It was stated that active participation in political affairs was forbidden to members of the police force, but that membership in a political party was permitted.

At the request of the Committee the special representative gave detailed information covering previous convictions of and disciplinary action taken against the petitioner.

C. Action taken by the Ad Hoc Committee

This petition was examined and discussed at the second, fourth and eighth meetings of the ad hoc Committee on 7, 12 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2, 4 and 8.

/At

<sup>1/</sup> T/908 page 6.  
T/AC.41/SR.2  
T/AC.41/SR.4

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution III.

(IV) Petition from Mr. Abdi Ali Omar (T/PET.11/8)  
Dated 20 July 1950  
Addressed to the United Nations Advisory Council

A. Summary of the Petition

The petitioner states that for seven months he worked on board a steamer, at the end of which time he was summarily discharged. He claims various sums of money totalling 1,320 shillings, which he maintains should have been paid to him to compensate him for overtime worked, profits gained by the captain of the ship from the sale of cigarettes to which the petitioner was entitled, an extra allowance paid to sailors when the ship carried petrol, and a month's pay due him upon his discharge to compensate him for lack of notice. He states that he has pressed his claim with various Italian authorities up to and including the Governor but that his case has never been properly heard, allegedly because he is a member of the Somali Youth League. He therefore refers his case to the Advisory Council.

B. Observations of the Administering Authority

The Administering Authority<sup>1/</sup> stated that this petition raised a private matter which has already been solved by the persons directly concerned.

C. Action taken by the ad hoc Committee

This petition was examined and discussed at the second and eighth meetings of the ad hoc Committee on 7 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2 and 8.

19

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution IV.

- (V) Petition from the Somali Youth League, Galcaio District, concerning Somaliland under Italian administration (T/PET.11/11)  
Dated 4 September 1950  
Addressed jointly to the Administrator and the United Nations Advisory Council

A. Summary of the Petition

The petitioners protest to the Advisory Council that the "Baidoa destructive plan" is carried out by the local authority of the district. The Somali Youth League local branch was attacked at its weekly meeting, held on September 3, 1950, and one of its members was injured.

B. Observations of the Administering Authority

1/

The Administering Authority gave the background of the incident referred to in the petition. On 2 September 1950, the Cadi of Galcaio was attacked and injured near the headquarters of the Somali Youth League by a Somali, Omar Mohamud Rer Mahad, because the latter resented a sentence passed by the Cadi concerning a marriage case. The incident was therefore of a private character and the Administering Authority had had no part in it. It was stated that after the incident, the assailant, who was in no way connected with the administration, had fled the country.

C. Action taken by the Ad Hoc Committee

This petition was examined and discussed at the second, fourth and eighth meetings of the ad hoc Committee on 7, 12 and 19 June 1951. The

relevant discussion is contained in documents T/AC.41/SR.2, SR. 4, and SR. 8.

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution V.

- (VI) Petition from the Somali Youth League, Branch of Bender Kassim concerning Somaliland under Italian administration (T/PET.11/12)  
Dated 5 September 1950  
Addressed to the United Nations Advisory Council

A. Summary of the Petition

The petitioners state that, for reasons unknown, on the evening of September 2, 1950, the Commissioner entered the branch headquarters of the Somali Youth League and prohibited a meeting from taking place. During the afternoon of the same day, a member of the Somali Youth League was ill treated. Therefore, immediate intervention of the Advisory Council is requested.

B. Observations of the Administering Authority

The Administering Authority<sup>1/</sup> stated that the Commissario of Bender Kassim broke up the meeting because it was held without authorization, as provided by the regulation in force. It was pointed out that during the meeting coarse and offensive songs directed at Italy and its Chief of Government were sung.

The Administering Authority stated that in accordance with a regulation dating from the period of British administrations, previous  
/authorization

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1/ T/908 page 12.  
T/AC.41/SR.2  
T/AC.41/SR.4

authorization from the police was required for open air meetings.

It was further stated that no building of the Somali Youth League had been entered on this occasion, and that the quarters of the Somali Youth League at Bender Nassim were inadequate for an indoor meeting.

C. Action taken by the Ad Hoc Committee

This petition was examined and discussed at the second, fourth and eighth meetings of the ad hoc Committee on 7, 12 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2, SR.4, and SR.8.

At its eighth meeting, the Committee adopted by the draft resolution which is reproduced below as resolution VI.



(VII) Petition from Messrs. Hussein Mohamed Egal, Elmi Fara Ali, Hussein Fara Ahmed and Saleh Mohamed (T/PET.11/15)  
Dated 16 September 1950  
Addressed to the United Nations Advisory Council

A. SUMMARY OF THE PETITION

The petitioners, speaking on behalf of the persons looted in Bur-Acaba in May 1950 and pointing out that they still own property there, request the assistance of the Advisory Council in the restoration of peace in their home and the payment of their losses.

B. OBSERVATIONS OF THE ADMINISTERING AUTHORITY

<sup>1/</sup>  
The Administering Authority stated that no looting or incident had ever occurred at Bur-Acaba. However, some dozens of persons, mostly Darots, left Bur-Acaba, which is near Baidoa, at the time of the Baidoa incidents. They had all come back before the end of 1950. If the petitioners had been robbed in any way, they could at all times have recourse to the courts.

C. ACTION TAKEN BY THE AD HOC COMMITTEE

This petition was examined and discussed at the second and eighth meetings of the ad hoc Committee on 7 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2 and SR.8.

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution VII.

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<sup>1/</sup> T/908, page 18  
T/L.169, paragraph 75  
T/AC.41/SR.2

(VIII) Petition from Ogden Itarhiem, Chief Bagiuni (T/PET.11/19)  
dated 17 November 1950  
Addressed to the United Nations Advisory Council

A. SUMMARY OF THE PETITION

The petitioner expresses the dissatisfaction of the Bagiunis with the departure of the Italian Commandant Carlesi of the Port Authority of Chismaio. All Bagiunis were satisfied under his administration and request that measures be taken by the United Nations Advisory Council for his return.

B. OBSERVATIONS OF THE ADMINISTERING AUTHORITY

<sup>1/</sup>  
The Administering Authority stated that Mr. Onorio Carlesimo (not Carlesi) went back to Italy in November 1950 to undergo an examination for promotion and that he had now resumed his functions of Commandant of the Port Authority of Chismaio.

C. ACTION TAKEN BY THE AD HOC COMMITTEE

This petition was examined and discussed at the second and eighth meetings of the ad hoc Committee on 7 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2 and SR.8.

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution VIII.

(IX) Petition from Mr. John C. Gee (T/PET.11/21)  
Dated 2 October 1950  
Addressed to the Secretary-General

A. SUMMARY OF THE PETITION

The petitioner encloses two letters from Mr. Ali Hussein Mohamed, who was formerly his clerk when he was Assistant Superintendent in the Somalia Police Force at Villaggio Duca Degli Abruzzi, near Mogadiscio. These letters inform the petitioner that the writer has left Bender Kassim for Hargeisa in the British Somaliland Protectorate since he had reason to believe that he would be suspended from service and interrogated for having been engaged in political activities and having been concerned in riots in January 1948. He states that various other clerks and inspectors have been discharged and most of them imprisoned for having helped the Somali Youth League. The petitioner states that the writer of these letters, as well as three of the other persons arrested, all served under his command at various times, that he found them men of integrity and loyalty who did their duty without fear, favour, malice or ill-will, and that it is possible that they have been denounced by Italians or others whom they may have crossed in the course of their duty. The petitioner therefore requests that the matter be investigated.

B. OBSERVATIONS OF THE ADMINISTERING AUTHORITY

<sup>1/</sup>  
The Administering Authority stated that the allegations contained in the letters from Mr. Ali Hussein Mohamad to Mr. John C. Gee are untrue or completely inaccurate. It gave detailed information on each individual case referred to in the petition.

/C. Action

C. ACTION TAKEN BY THE AD HOC COMMITTEE

This petition was examined and discussed at the second, fourth and eighth meetings of the ad hoc Committee on 7, 12 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2; SR.4 and SR.8.

[The representative of the Union of Soviet Socialist Republics proposed that the Committee adopt a resolution to the effect that "the Trusteeship Council recommends to the Administering Authority that it cease its anti-democratic policy with regard to the indigenous population, and that it not permit in the future violation of the rights and interests of the indigenous population." As a result of the rejection of this paragraph by the Committee by he was not in a position to support the draft resolution.]

At its eighth meeting, the Committee adopted by the draft resolution which is reproduced below as resolution IX,

(X) Petition from Mr. Sciaffet Hussen (T/PET.11/24)

Dated 26 January 1951

Addressed to the United Nations Advisory Council

A. SUMMARY OF THE PETITION

The tribal chiefs of the Afmadou Region complain that the local Authority of Afmadou has never recognized their rights to the salary which they had before its arrival and that it does not respect their titles. They further allege that they cannot enjoy their property and request the United Nations Advisory Council to take their complaints into consideration.

B. OBSERVATIONS OF THE ADMINISTERING AUTHORITY

<sup>1/</sup>  
The Administering Authority stated that the allegations of Mr. Sciaffet are inaccurate. All the chiefs who were formerly paid salaries had been maintained in their positions by the Italian administration.

The Administering Authority stated that the chiefs are elected by tribal assemblies, and that they are paid by the Administering Authority as officials. The salaries vary according to seniority, degree of experience, and other factors. All the chiefs who were formerly paid salaries have been maintained in their positions by the Italian Administration. Owing to the necessity for verification of the status of the elected chiefs, there had been a delay of several months in the payment of the salaries; the matter was now clarified, and had been made the subject of a decree published in the official bulletin of the administration. The petitioners receive a monthly allowance and are members of the Residency Council of Afmadu.

/C. ACTION

G. ACTION TAKEN BY THE AD HOC COMMITTEE

This petition was examined and discussed at the second and eighth meetings of the ad hoc Committee on 7 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2 and SR.8.

At its eighth meeting, the Committee adopted by  
the draft resolution which is reproduced below  
as resolution X.

(XI) Petition from Mr. Mohamed Sheikh Nur (T/PET.11/32)

Dated 10 April 1951

Addressed to the United Nations Advisory Council

A. SUMMARY OF THE PETITION

The petitioner claims the restitution of a piece of land in Mogadiscio, which belonged to his ancestors and which was seized by the former government in the early days of Italian occupation. He states that he has petitioned both the British and the New Italian Administrations without result and requests the intervention of the United Nations Advisory Council.

Attached to the petition are a number of documents concerning the case.

B. OBSERVATIONS OF THE ADMINISTERING AUTHORITY

The Administering Authority<sup>1/</sup> stated that the petition concerned an old land dispute which could not be solved by administrative procedure. The petitioner might bring the matter to the courts, if he so desired.

With three exceptions, the buildings on the land in question had been constructed since 1928, and that as a result the courts could be seized of the case. It noted the desire of the petitioner to avoid recourse to the courts, but it was stated that the question could not be settled administratively.

C. ACTION TAKEN BY THE AD HOC COMMITTEE

This petition was examined and discussed at the second, third, fourth and eighth meetings of the ad hoc Committee on 7, 8, 12 and 19 June 1951. The relevant discussion is contained in documents T/AC.41/SR.2, SR.3, SR.4 and SR.8.

/The representative



[The representative of the Union of Soviet Socialist Republics proposed that the Committee insert in the resolution a paragraph to the effect that "the Trusteeship Council recommends to the Administering Authority that it return to the indigenous inhabitants all land alienated from them in any way, and that it not permit in the future any alienation of land from the indigenous population". As a result of the rejection of this paragraph by the Committee by he was not in a position to support the draft resolution.]

At its eighth meeting, the Committee adopted by the draft resolution which is reproduced below as resolution XI.

RESOLUTION I.

PETITION FROM MR. AHMED MOHAMUD ISMAIL HUSSEIN (T/PET.11/4)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. Ahmed Mohamud Ismail Hussein (T/PET.11/4) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that the petitioner was dismissed from the Somaliland Police for insulting and resisting an officer, and that the petitioner had not received compensation for dismissal because the rules, which were introduced under the British Administration, did not permit such payment in cases of dismissal for disciplinary reasons,

The Trusteeship Council

Decides that in the circumstances no action by it is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION II

PETITION FROM MESSRS. GHEDI GULED, MOHAMED WARSAMA, ELMI AMIN,  
AND ABBI SALAD (T/PET.11/5)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Messrs. Ghedi Guled, Mohamed Warsama, Elmi Amin, and Abbi Salad (T/PET.11/5) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that, on 4 April 1951, 17,863 Somali ex-service-men had received back-pay totalling So.7,745,000 and that about 18,000 other would be paid within the next 12 months, and that these payments were borne by the Italian treasury and not charged to the budget of Somaliland,

The Trusteeship Council

Draws the attention of the petitioners to the observations of the Administering Authority;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION III

PETITION FROM MR. OMAR HASSAN (T/PET.11/6)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. Omar Hassan (T/PET.11/6), in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that the petitioner was dismissed on account of his disciplinary record and his inefficiency, and not because of his political affiliation,

The Trusteeship Council

Decides that in the circumstances no action by it is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

## RESOLUTION IV

PETITION FROM MR. ABDI ALI OMAR (T/PET.11/8)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. Abdi Ali Omar (T/PET.11/8) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) to the effect that the petition raised a private matter which had already been solved by the persons directly concerned,

The Trusteeship Council

Draws the attention of the petitioner to the fact that, if he is not satisfied with the agreement arrived at, he may bring his case before the competent courts of the Territory;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION V

PETITION FROM THE SOMALI YOUTH LEAGUE, GALCAIO  
DISTRICT (T/PET.11/11)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from the Somali Youth League, Galcaio District (T/PET.11/11) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that the incident referred to in the petition was of a private character, that the Administering Authority had had no part in it, and that the assailant had fled the country,

The Trusteeship Council

Draws the attention of the petitioner to the observations of the Administering Authority;

Decides that in the circumstances, no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION VI

PETITION FROM THE SOMALI YOUTH LEAGUE, BRANCH OF BENDER  
KASSIM (T/PET.11/12)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from the Somali Youth League, Branch of Bender Kassim (T/PET.11/12) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that the Commissioner had not entered the branch headquarters of the Somali Youth League, but that a meeting held in a public place had been dispersed because it had not been authorized according to the regulation in force, and that there had been no disturbance connected with the event,

The Trusteeship Council

Urges the Administering Authority to make every effort to ensure that the population is informed of all regulations concerning the right of assembly;

Requests the Second United Nations Visiting Mission to Trust Territories in East Africa to study the general question of the freedom of assembly in the Territory, and, if possible, to investigate on the spot the complaints of the petitioner;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.



RESOLUTION VII

PETITION FROM MESSRS. HUSSEIN MOHAMED EGAL, ELMI FARA ALI,  
HUSSEIN FARA AHMED AND SALEH MOHAMED (T/PET.11/15)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Messrs. Hussein Mohamed Egal, Elmi Fara Ali, Hussein Fara Ahmed and Saleh Mohamed (T/PET.11/15) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) to the effect that no looting and no incidents had ever occurred at Bur-Acaba and that some dozens of persons who had left Bur-Acaba after the Baideoa incident in April had all returned before the end of 1950,

The Trusteeship Council

Draws the attention of the petitioners to the observations of the Administering Authority and to the fact that, if they believe they have a legitimate claim, they may take their case to the competent courts;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION VIII

PETITION FROM OGADEN ITARAHIEH, CHIEF BAGIUNI (T/PET.11/19)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Ogaden Itarahiem, Chief Bagiuni (T/PET.11/19) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) to the effect that Mr. Onorio Carlesimo had returned to Italy in November 1950 to undergo an examination for promotion and that he had subsequently resumed his functions as Commandant of the Port Authority of Chismaio,

The Trusteeship Council

Notes that the request of the petitioner appears to have been met;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

RESOLUTION IX

PETITION FROM MR. JOHN C. GEE (T/PET.11/21)

CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. John C. Gee (T/PET.11/21) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) to the effect that the allegations contained in the letters addressed to the petitioner were false or entirely incorrect,

The Trusteeship Council

Alternative A (Union of Soviet Socialist Republics)

Recommends to the Administering Authority that it cease its anti-democratic policy with regard to the indigenous population and that it not permit in the future violation of the rights and interests of the indigenous population;

Alternative B (Belgium and the United States of America)

Notes with satisfaction that the tension prevailing in Somaliland in the early days of the Italian Administration of the Trust Territory has been eased by measures such as the general amnesty granted by the Administering Authority in July 1950;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

## RESOLUTION X

PETITION FROM MR. SCIAFFET HUSSEN (T/PET.11/24)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. Sciaffet Hussen in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that

- (a) all chiefs who were formerly paid salaries had been maintained in their positions by the Italian administration;
- (b) Mr. Sciaffet Hussen and his colleague Abdi Jusuf received a monthly allowance and were members of the Residency Council of Afmadu;
- (c) there had, however, been a delay of several months in the payment of their salaries since the administration had wished to verify the fact that the chiefs had been duly elected;

The Trusteeship Council

Notes that the request of the petitioner appears to have been met;

Decides that in the circumstances no action by the Council is called for;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.

## RESOLUTION XI

PETITION FROM MR. MOHAMED SHEIKH NUR (T/PET.11/32)  
CONCERNING SOMALILAND UNDER ITALIAN ADMINISTRATION

Acting under Article 87 b of the Charter and in accordance with its rules of procedure,

Having accepted and examined at its ninth session the petition from Mr. Mohamed Sheikh Nur (T/PET.11/32) in consultation with Italy as the Administering Authority concerned, which designated Mr. G. Fornari as special representative,

Having taken note of the written observations of the Administering Authority (T/908) as well as of the oral statement of the special representative to the effect that the petition concerned an old land dispute which could not be settled by administrative procedure but which might be brought before the courts if the petitioner so desired,

The Trusteeship CouncilAlternative A (Argentina, Belgium, New Zealand, Thailand and the United States of America)

Draws the attention of the petitioner to the observations of the Administering Authority as well as to the fact that if he wishes to seek redress he may do so in the courts of the Territory;

Requests the Administering Authority to ensure that the procedures to be followed and the expenses that may be incurred in bringing his case before the courts are fully explained to the petitioner as well as the distinction between the competence of the courts and the competence of the administration in matters relating to land disputes;

Alternative B (Union of Soviet Socialist Republics)

Recommends to the Administering Authority that it return to the indigenous inhabitants all land alienated from them in any way and that

it not permit any alienation of land from the indigenous population in the future;

Invites the Secretary-General to inform the Administering Authority and the petitioner of this resolution in accordance with rule 93 of the rules of procedure for the Trusteeship Council.