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PETITIONS CONCERNING THE TRUST TERRITORY OF
SOMALILAND UNDER ITALIAN ADMINISTRATION

Draft Report of the Standing Committee on Petitions

Chairman: Mr. L. Smolderen (Belgium)

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Note by the Secretariat: In order to avoid unnecessary duplication of material which has been already circulated in mimeographed form, the present draft report contains only the material to be added to that contained in the Secretariat working paper (T/C.2/L.298) and the draft resolutions. The original material should be considered as forming part of the draft, except where otherwise indicated./

1. At its 443rd, 444th and meetings on 13, 17 and May 1957, the Standing Committee on Petitions, composed of the representatives of Belgium, China, France, Guatemala, the Union of Soviet Socialist Republics and the United Kingdom of Great Britain and Northern Ireland examined the petitions concerning the Trust Territory of Somaliland under Italian administration which are listed in the preceding table of contents.
2. Messrs. V. Zadotti and Omar Mohallim Mohamed participated in the examination as the representative and the special representative respectively of the Administering Authority concerned. The members of the United Nations Advisory Council for Somaliland also participated in this examination.
3. The Standing Committee submits herewith to the Council its report on these petitions and recommends, in accordance with rule 90, paragraph 6, of the Council's rules of procedure, that the Council decide that no special information is required concerning the action taken on resolution

I. Petition from Ibrahim Samaria Kadaleh (T/CCM.11/L.228)

7. The petition was examined and discussed at the 443rd and meetings of the Standing Committee (documents T/C.2/SR.443 and).
8. At its meeting, the Committee approved by votes to with abstention draft resolution I, annexed to the present report, which it recommends that the Council adopt.

I. Petition from Ibrahim Samaria Kadaleh (T/COM.11/L.228)

The Trusteeship Council,

Having examined the petition from Ibrahim Samaria Kadaleh concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/COM.11/L.228, T/OBS.11/92, T/L.),

1. Draws the attention of the petitioner to the observations of the Administering Authority,
2. Notes with satisfaction that the dispute in question was settled by a "guddi" of 15 February 1956 and that the petitioner's complaint is, therefore, no longer relevant.

II. Petitions from Sheikh Ali Daher Abdighir (T/COM.11/L.236 and L.255)

9. The petition was examined and discussed at the 443rd and meetings of the Standing Committee (documents T/C.2/SR.443 and).

10. At its meeting, the Committee approved by votes to with abstention draft resolution II, annexed to the present report, which it recommends that the Council adopt.

II. Petitions from Sheikh Ali Daher Abdighir (T/COM.11/L.236 and L.255)

The Trusteeship Council,

Having examined the petitions from Sheikh Ali Daher Abdighir concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/COM.11/L.236 and L.255, T/OBS.11/92, T/L.),

Draws the attention of the petitioner to the observations of the Administering Authority, in particular that no further action is possible since the matter has now been dealt with by the judicial authorities in accordance with article 74 of the Code of Penal Procedure.

III. Petition from Mr. Barzangi Magne Osman (T/COM.11/L.247)

3. The petition was examined and discussed at the 443rd and meetings of the Standing Committee (documents T/C.2/SR.443 and).

4. At its meeting, the Committee approved by votes to with abstention draft resolution III, annexed to the present report, which it recommends that the Council adopt.

III. Petition from Mr. Barzangi Magne Osman (T/COM.11/L.247)

The Trusteeship Council,

Having examined the petition from Mr. Barzangi Magne Osman concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/COM.11/L.247, T/OBS.11/92, T/L.),

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

IV. Petition from Mrs. Fatuma Alio Mama (T/PET.11/647)

3. The petition was examined and discussed at the 443rd and meetings of the Standing Committee (documents T/C.2/SR.443 and).
4. The special representative stated that there was no record of the petitioner's husband having worked with the State Railways.
5. At its meeting, the Committee approved by votes to with abstention draft resolution IV, annexed to the present report, which it recommends that the Council adopt.

IV. Petition from Mrs. Fatuma Alio Mama (T/PET.11/647)

The Trusteeship Council,

Having examined the petition from Mrs. Fatuma Alio Mama concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/647, T/OBS.11/92, T/L.),

1. Draws the attention of the petitioner to the observations of the Administering Authority, in particular that since her husband was not on the Administration's permanent staff receiving a regular wage, there is no provision for the payment of a pension or any form of retirement benefit, and that in the present circumstances, it is difficult for the Administering Authority other than to intercede with the Somali Government to give sympathetic consideration to her request for assistance;
2. Expresses the hope that the Administering Authority will take the necessary measures to investigate the financial circumstances in which the petitioner now finds herself, and that it will consider the possibility of providing assistance either in the form of subsidies to the petitioner or by offers of employment to members of her family.

V. Petition from Mr. Yusuf Abdi Iloli (T/PET.11/699)

6. The petition was examined and discussed at the 443rd and meetings of the Standing Committee (documents T/C.2/SR.443 and).

7. At its meeting, the Committee approved by votes to with abstention draft resolution V, annexed to the present report, which it recommends that the Council adopt.

V. Petition from Mr. Yusuf Abdi Iloli (T/PET.11/699)

The Trusteeship Council,

Having examined the petition from Mr. Yusuf Abdi Iloli concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/699, T/OBS.11/92, T/L.),

1. Draws the attention of the petitioner to the observations of the Administering Authority, in particular that a survey will be undertaken of the whole of the Genale area by the Department of Lands and Demesnes of the Government of Somaliland in order to determine finally the area of each farm in the region,

2. Expresses the hope that, as a result of this survey, the legal rights of the indigenous inhabitants of the region to the land which they cultivated until August 1956 will be restored.

VI. Petition from Mr. Mohamed Herzi Abdulla (T/COM.11/L.243)

In the fourth line of paragraph 3, insert the word "lance corporal" after the word Muntaz, and the word "corporal" after Buluk Basci. Also, in the seventh line of paragraph 5, insert the words "native-built houses" after the word tucul.

7. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).

8. At its meeting, the Committee approved by votes to with abstention draft resolution VI, annexed to the present report, which it recommends that the Council adopt.

VI. Petition from Mr. Mohamed Herzi Abdulla (T/COM.11/L.243)

The Trusteeship Council,

Having examined the petition from Mr. Mohamed Herzi Abdulla concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/COM.11/L.243, T/OBS.11/93, T/L.),

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

VII. Petition from Mr. Ali Nur Abdi (T/PET.11/702)

4. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
5. At its meeting, the Committee approved by votes to with abstention draft resolution VII, annexed to the present report, which it recommends that the Council adopt.

VII. Petition from Mr. Ali Nur Abdi (T/PET.11/702)

The Trusteeship Council,

Having examined the petition from Mr. Ali Nur Abdi concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/702, T/OBS.11/93, T/L.),

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

VIII. Petitions from the Chiefs, Notables and Holy Men of Galcaio (T/PET.11/680)
and from the traders of Galcaio (T/PET.11/681)

Insert at the end of the third line of paragraph 2, after the initials U.V.C.E., the following: "(Office of Foreign Trade and Currency)".

5. The petitions were examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
6. Both the representative of Italy and the Chairman of the United Nations Advisory Council for Somaliland drew particular attention to the fact that the Somali Legislative Assembly is now sovereign in matters of foreign trade.
7. The representative of Italy pointed out further that the restrictions imposed on the movement of imported goods from the Migiurtinia and Mudugh regions had applied solely to rice, sugar and cotton clothing.
8. At its meeting, the Committee approved by votes to with abstention draft resolution VIII, annexed to the present report, which it recommends that the Council adopt.

VIII. Petitions from the Chiefs, Notables and Holy Men of Galcaio (T/PET.11/680)
and from the traders of Galcaio (T/PET.11/681)

The Trusteeship Council,

Having examined the petitions from the Chiefs, Notables and Holy Men of Galcaio and from the traders of Galcaio concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/680 and 681, T/OBS.11/94, T/L.),

Draws the attention of the petitioners to the observations of the Administering Authority, and to the statements of its representative and of the Chairman of the United Nations Advisory Council for Somaliland, in particular that the Somali Legislative Assembly is now sovereign in matters of foreign trade.

IX. Petition from Mrs. Cuttubei Addo Daud (T/PET.11/701)

12. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
13. The representative of Italy stated that in the opinion of his delegation the question of compensation for war damage is outside the competence of the Trusteeship Council since it covers a period prior to the Trusteeship Agreement.
14. At its meeting, the Committee approved by votes to with abstention draft resolution IX, annexed to the present report, which it recommends that the Council adopt.

IX. Petition from Mrs. Cuttubei Addo Daud (T/PET.11/701)

The Trusteeship Council,

Having examined the petition from Mrs. Cuttubei Addo Daud concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/701, T/OBS.11/95, T/L.),

1. Recalls its resolutions 1018 (XIV) and 1584 (XVIII), and
2. Draws the attention of the petitioner to the observations of the Administering Authority.

X. Petition from Mr. Ibrahim Sceh Ahmed (T/PET.11/703)

2. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
3. In the absence of written observations from the Administering Authority, the representative of Italy gave the following information. In the opinion of the Administering Authority, it could not be the case that the petitioner had been forced to leave his job because he refused to be converted. With regard to his claim that the sum of 169 somalos is due to him, the petitioner is free to bring it to the Labour Office in order to have it considered as a labour dispute, or alternately to appeal to the competent courts of the Territory.
4. At its meeting, the Committee approved by votes to with abstention draft resolution X, annexed to the present report, which it recommends that the Council adopt.

X. Petition from Mr. Ibrahim Sceh Ahmed (T/PET.11/703)

The Trusteeship Council,

Having examined the petition from Mr. Ibrahim Sceh Ahmed concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/703, T/OBS. , T/L.),

Draws the attention of the petitioner to the statement of the representative of the Administering Authority, in particular that he is free to bring his claim for the payment of 169 somalos to the Labour Office, or alternately to appeal to the competent courts of the Territory.

XI. Petition from Chiefs, Notables and Holy Men of the Wardei Tribe
(T/COM.11/L.267)

3. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
4. In the absence of written observations from the Administering Authority, the representative of Italy gave the following information. All the land in the Territory belongs to the Somali people and the Legislative Assembly is now sovereign with regard to its distribution. The representative of Italy further stated that it is the policy of the Administration and of the Somali Government to recruit its personnel through competitive examination only, irrespective of the tribal origin of candidates.
5. At its meeting, the Committee approved by votes to with abstention draft resolution XI, annexed to the present report, which it recommends that the Council adopt.

XI. Petition from Chiefs, Notables and Holy Men of the Wardei
Tribe (T/COM.11/L.267)

The Trusteeship Council,

Having examined the petition from Chiefs, Notables and Holy Men of the Wardei tribe concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/COM.11/L.267, T/OBS. T/L.),

1. Recalls its resolution 1553 (XVIII), and
2. Draws the attention of the petitioners to the statement of the representative of the Administering Authority, in particular that it is the policy of the Administration and of the Somali Government to recruit personnel through competitive examination only, irrespective of the tribal origin of candidates.

XIII. Petition from Messrs. Hassan Mahamoud Warchek, Warsame Haio Goutale and others (T/PET.11/697)

2. The petition was examined and discussed at the 444th and meetings of the Standing Committee (documents T/C.2/SR.444 and).
3. The representative of Italy stated that Mr. Haydé Mikael had now left the Trust Territory for good.
4. At its meeting, the Committee approved by votes to with abstention draft resolution XII, annexed to the present report, which it recommends that the Council adopt.

XIII. Petition from Messrs. Hassan Mahamoud Warchek, Warsame Haio Goutale and others (T/PET.11/697)

The Trusteeship Council,

Having examined the petition from Messrs. Hassan Mahamoud Warchek, Warsame Haio Goutale and others concerning Somaliland under Italian administration in consultation with Italy as the Administering Authority concerned (T/PET.11/697, T/L.),

Decides that no action is called for.
