

UNITED NATIONS
TRUSTEESHIP
COUNCIL



Distr.
GENERAL

T/C.2/SR.445
8 August 1957

ORIGINAL: ENGLISH

STANDING COMMITTEE ON PETITIONS

SUMMARY RECORD OF THE FOUR HUNDRED AND FORTY-FIFTH MEETING

Held at Headquarters, New York,
on Thursday, 23 May 1957, at 10.50 a.m.

CONTENTS

Examination of petitions concerning the Trust Territory of Somaliland under Italian administration: draft reports (T/C.2/L.302, L.303 and L.304)

PRESENT:

<u>Chairman:</u>	Mr. SMOLDEREN	Belgium
<u>Members:</u>	Mr. YANG	China
	Mr. de CAMARET	France
	Mr. BENDRYSHEV	Union of Soviet Socialist Republics
	Mr. SANKEY	Union Kingdom of Great Britain and Northern Ireland
<u>Also present:</u>	Mr. MOHALLIM	Special Representative of the Administering Authority for the Trust Territory of Somaliland under Italian administration
	Mr. BARADI	Philippines, Chairman of the United Nations Advisory Council for Somaliland
<u>Secretariat:</u>	Mr. COTTRELL	Secretary of the Committee

EXAMINATION OF PETITIONS CONCERNING THE TRUST TERRITORY OF SOMALILAND UNDER ITALIAN ADMINISTRATION: DRAFT REPORTS (T/C.2/L.302, L.303 and L.304)

At the invitation of the Chairman, Mr. Mohallim, Special Representative of the Administering Authority for the Trust Territory of Somaliland under Italian administration, and Mr. Baradi, Philippines, Chairman of the United Nations Advisory Council for Somaliland, took places at the Committee table.

Document T/C.2/L.302

- I. Petition from Hag Abdallah Hussein (T/PET.11/670)
- II. Petition from Mr. Matan Suleiman Hassan and others (T/PET.11/671)
- III. Petition from Mr. Salah Abdurrahman and others (T/PET.11/672)
- IV. Petition from the Executive Committee of the "Unions Giovani Benadir" (T/PET.11/686)

In successive votes, draft resolutions I, II, III and IV were approved by 4 votes to none, with 1 abstention.

- V. Petition from Mr. Ahmed Osassughe Hirabe (T/PET.11/660)

Mr. de CAMARET (France) asked for a separate vote on the latter part of the operative paragraph, beginning with the words "in particular".

The latter part of the operative paragraph was rejected by 4 votes to none, with 1 abstention.

Draft resolution V, as amended, was approved by 3 votes to none, with 2 abstentions.

- VI. Petition from Mr. Mahamud Colan Giama (T/PET.11/674)
- VII. Petition from Mr. Ali Mire Mohamed (T/PET.11/675)

In successive votes, draft resolutions VI and VII were approved by 3 votes to none, with 2 abstentions.

- VIII. Petition from Mr. Scire Aschri (T/PET.11/698)

Draft resolution VIII was approved by 4 votes to none, with 1 abstention.

The CHAIRMAN drew attention to paragraph 3 on page 2 of document T/C.2/L.302, which would now read "...action taken on resolutions I to VIII".

/...

Paragraph 3 of the report, as so drafted, was approved by 4 votes to none, with 1 abstention.

The draft report (T/C.2/L.302) as a whole, as amended, was approved by 4 votes to none, with 1 abstention.

Document T/C.2/L.303

I. Petition from Mr. El Hajj Said ben Saad (T/PET.11/509)

The CHAIRMAN, speaking as the representative of Belgium, and Mr. YANG (China) asked for separate votes on operative paragraphs 2 and 3 of the draft resolution.

Operative paragraph 2 was approved by 1 vote to none, with 4 abstentions.

Paragraph 3 was rejected by 3 votes to 1, with 1 abstention.

Draft resolution I as a whole, as amended, was approved by 4 votes to 1.

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) said that he had voted against the resolution as a whole because of the Committee's failure to approve operative paragraph 3. He asked that the text of the paragraph in question should be included in the Committee's report to the Council, with a reference to the results of the vote.

The CHAIRMAN said that the Secretariat would take account of that request.

II. Petition from Chief Ansciur Mohamud and others (T/PET.11/581)

Draft resolution II was approved by 4 votes to none, with 1 abstention.

III. Petition from Ugas Bul Mahamad (T/PET.11/673)

Mr. MOHALLIM (Special Representative) said that paragraph 4 on page 5 of document T/C.2/L.303 did not fully reflect the attitude of the Administering Authority, which was that it did not in any way wish to commit the Somali Government in matters fully within the latter's competence.

Mr. SANKEY (United Kingdom) suggested that the sentence in question might be amended to read: "The representative of Italy stated that the Administering Authority was prepared to bring the case to the notice of the Somali Government".

Mr. MOHALLIM (Special Representative) accepted that wording.

/...

The CHAIRMAN, speaking as the representative of Belgium, suggested that the operative paragraph of the draft resolution should be brought into line with that wording.

It was so decided.

Draft resolution III, as amended, was approved by 3 votes to none, with 2 abstentions.

IV. Petitions from the Somali Youth League, Branch of Galcaio (T/PET.11/676) and from Mr. Hassan Mohamed Isparige (T/PET.11/677)

Draft resolution IV was approved by 4 votes to none, with 1 abstention.

V. Petition from representatives of the Gerre tribe (T/PET.11/678)

Mr. de CAMARET (France) asked for a separate Vote on operative paragraph 3.

Operative paragraph 3 was rejected by 3 votes to 1, with 1 abstention.

In reply, to a question from the CHAIRMAN, Mr. COTTRELL (Secretary of the Committee) said that a further copy of the resolution referred to in operative paragraph 2 would be sent to the petitioners.

Mr. YANG (China) suggested that it would be more logical to reverse the order of operative paragraphs 1 and 2.

The suggestion was agreed to.

Draft resolution V, as amended, was approved by 4 votes to none, with 1 abstention.

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) said that Council resolution 1320 (XVI) included a paragraph identical with operative paragraph 3 of draft resolution V. It appeared, however, that nothing had been done to improve the economic situation in the area. He asked that the text of paragraph 3 of the draft resolution should be included in the Committee's report to the Council, with a reference to the results of the vote.

The CHAIRMAN said that the Secretariat would take account of that request.

/...

- VI. Petitions from Sheikh Abucar Sheikh Ahmed (T/PET.11/682), from Mr. Ali Nur Abucar (T/PET.11/688) and from Messrs. Ali Sheikh Gess, Ghedi Santur Ahmed and others (T/PET.11/689)

Mr. BARADI (Philippines), Chairman of the United Nations Advisory Council for Somaliland, suggested certain drafting changes in paragraph 14 on page 8 of document T/C.2/L.303.

The changes were agreed to.

Draft resolution VI, as amended, was approved by 4 votes to none, with 1 abstention.

- VII. Petition from the Somali Youth League, Branch of Eil (T/PET.11/684)

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) asked for a separate vote on operative paragraph 2.

Operative paragraph 2 was approved by 4 votes to 1.

Draft resolution VII was approved by 4 votes to none, with 1 abstention.

- VIII. Petition from Mr. Giama Mohamed Afrah and others (T/PET.11/685)

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) asked for a separate vote on operative paragraph 2.

Operative paragraph 2 was approved by 4 votes to 1.

Draft resolution VIII was approved by 4 votes to none, with 1 abstention.

The CHAIRMAN drew attention to paragraph 3 on page 2 of the draft report (T/C.2/L.303) which would now read "... action taken on resolution I to VIII".

Paragraph 3 of the report, as so drafted, was approved by 4 votes to none, with 1 abstention.

The draft report (T/C.2/L.303) as a whole, as amended, was approved by 4 votes to none, with 1 abstention.

Document T/C.2/L.304

- I. Petition from Professor Yusuf Ahmed Hagi (T/PET.11/690)

Draft resolution I was approved by 4 votes to none, with 1 abstention.

- II. Petition from Mr. Abucar Haji Mahade and others (T/PET.11/691 and Add.1)

Mr. BENDRYSHEV (Union of Soviet Socialist Republics), referring to a statement made by the Special Representative at the Committee's 443rd meeting, proposed the addition of the following words at the end of operative paragraph 1:

/...

"and to the statements of its Special Representative, in particular that on the land in question there is a public park which is used by the population of Mogadiscio, but that the petitioners may apply for other plots of land in the said city for the purpose of building their houses."

The amendment was agreed to.

Draft resolution II, as amended, was approved unanimously.

The CHAIRMAN stated that in view of the amendment to operative paragraph 1 of the draft resolution, an additional paragraph would be inserted in the summary preceding that resolution, reproducing the Special Representative's statement.

III. Petition from the General Secretary of the Union for the Defence of Somalia (T/PET.11/692)

Draft resolution III was approved by 4 votes to none, with 1 abstention.

IV. Petition from Miss Ischia Marzuk Rabe and Miss Fatima Marzuk Rabe (T/PET.11/693)

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) requested a separate vote on the words "with gratification" in operative paragraph 2 of the draft resolution, since slavery had been abolished by international treaties long ago.

The CHAIRMAN, speaking as the representative of Belgium, suggested that the words "with gratification of the fact" should be deleted from that paragraph.

It was so decided.

Draft resolution IV, as amended, was approved unanimously.

V. Petition from Mr. Osman Mudi and others (T/PET.11/694)

The CHAIRMAN, speaking as the representative of Belgium, Mr. BENDRYSHEV (Union of Soviet Socialist Republics) and Mr. YANG (China) suggested certain amendments to the operative paragraph of draft resolution V.

Mr. COTTRELL (Secretary of the Committee) said that, if the various amendments were taken into account, the passage in question would then read:

/...

(Mr. Cottrell, Secretary of the Committee)

"... to all people who possess lawful rights to the land which must be expropriated and to the owners of the houses which must be demolished in order to carry out ...".

Draft resolution V, as so amended, was approved unanimously.

The CHAIRMAN said that the Secretariat would redraft paragraph 5 of the summary accordingly.

VI. Petition from Mr. Farah Ahmed Dine (T/PET.11/695)

Draft resolution VI was approved by 4 votes to none, with 1 abstention.

VII. Petition from the Somali Communist Party (T/PET.11/696)

Mr. BENDRYSHEV (Union of Soviet Socialist Republics) noted that the operative part of the resolution referred only to the observations of the Administering Authority and not to the statement which its Special Representative had made with regard to the petition.

The CHAIRMAN said if there were no objections the operative paragraph would be considered to have been amended in accordance with the Soviet representative's observation.

Draft resolution VII, as amended, was approved by 4 votes to none, with 1 abstention.

VIII. Petition from Mr. Mustafa Murschid Albek (T/PET.11/700)

Mr. YANG (China) suggested that operative paragraphs 1 and 2 of draft resolution VIII should be replaced by a single paragraph reading:

"Draws the attention of the petitioner to the observations of the Administering Authority and to the statement of its Special Representative, in particular that the Somali Government was prepared to give sympathetic consideration to a request for further gratuitous assistance to the petitioner but that such relief could not be granted on a permanent basis."

That wording would correspond to the wording of paragraph 7 of the summary.

The amendment was agreed to.

Mr. SANKEY (United Kingdom) requested a separate vote on paragraph 3.

/...

Mr. BENDRY SHEV (Union of Soviet Socialist Republics) proposed that the words "that it" should be replaced by the words "to take appropriate measures to" in operative paragraph 3.

The amendment was agreed to.

Paragraph 3, as amended, was rejected by 3 votes to 2.

Draft resolution VIII as a whole, as amended, was approved by 4 votes to none, with 1 abstention.

The CHAIRMAN drew attention to paragraph 3 on page 2 of the draft report (T/C.2/L.304), which would now read "... action taken on resolutions I to VIII".

Paragraph 3 of the report, as so drafted, was approved by 4 votes to none, with 1 abstention.

The draft report (T/C.2/L.304) as a whole, as amended, was approved by 4 votes to none, with 1 abstention.

The meeting rose at 12.50 p.m.