

Having also examined the reports of the Working Group during the current session of the General Assembly,<sup>71</sup>

1. *Takes note* of the reports of the Working Group on the Drafting of an International Convention on the Protection of the Rights of All Migrant Workers and Their Families and expresses its satisfaction with the substantial progress that the Working Group has so far made in the accomplishment of its mandate;

2. *Decides* that, in order to enable it to complete its task as soon as possible, the Working Group shall again hold an inter-sessional meeting of two weeks' duration in New York, immediately after the first regular session of 1984 of the Economic and Social Council;

3. *Invites* the Secretary-General to transmit to Governments the reports of the Working Group so as to allow the members of the Group to continue their task during the inter-sessional meeting to be held in the spring of 1984, as well as to transmit the results obtained at that meeting in order that the General Assembly may consider them during its thirty-ninth session;

4. *Also invites* the Secretary-General to transmit the above-mentioned documents to the competent organs of the United Nations and to international organizations concerned, for their information, so as to enable them to continue their co-operation with the Working Group;

5. *Decides* that the Working Group shall meet during the thirty-ninth session of the General Assembly, preferably at the beginning of the session, to continue and, if possible, to complete the elaboration of an international convention on the protection of the rights of all migrant workers and their families.

100th plenary meeting  
16 December 1983

**38/87. Question of the international legal protection of the human rights of individuals who are not citizens of the country in which they live**

*The General Assembly,*

*Bearing in mind* Economic and Social Council resolutions 1790 (LIV) of 18 May 1973 and 1871 (LVI) of 17 May 1974 concerning the question of the international legal protection of the human rights of individuals who are not citizens of the country in which they live,

*Recalling* Commission on Human Rights resolutions 8 (XXIX) of 21 March 1973,<sup>72</sup> 11 (XXX) of 6 March 1974,<sup>73</sup> 16 (XXXV) of 14 March 1979<sup>74</sup> and 19 (XXXVI) of 29 February 1980<sup>75</sup> on the same subject,

*Recalling also* resolution 9 (XXXI) of 13 September 1978 of the Sub-Commission on Prevention of Discrimination and Protection of Minorities,<sup>76</sup>

*Recalling* that the Economic and Social Council, by its resolution 1980/29 of 2 May 1980, decided to transmit to the General Assembly at its thirty-fifth session the text of the draft declaration on the human rights of individuals who are not citizens of the country in which they live, prepared by the Special Rapporteur of the Sub-Commission on Prevention of Discrimination and Protection of Minorities and amended by the Sub-Commission,<sup>77</sup> together with the comments on the text received from Member

<sup>71</sup> A/C.3/38/1 and A/C.3/38/5.

<sup>72</sup> See *Official Records of the Economic and Social Council, Fifty-fourth Session, Supplement No. 6 (E/5265)*, chap. XX, sect. A.

<sup>73</sup> *Ibid.*, Fifty-sixth Session, Supplement No. 5 (E/5464), chap. XIX, sect. A.

<sup>74</sup> See *Official Records of the Economic and Social Council, 1979, Supplement No. 6 (E/1979/36)*, chap. XXIV, sect. A.

<sup>75</sup> *Ibid.*, 1980, Supplement No. 3 (E/1980/13 and Corr.1), chap. XXVI, sect. A.

States<sup>78</sup> in response to Council decision 1979/36 of 10 May 1979, and recommended that the Assembly should consider the adoption of a declaration on the subject,

*Recalling also* its resolutions 35/199 of 15 December 1980, 36/165 of 16 December 1981 and 37/169 of 17 December 1982, by which it decided to establish an open-ended working group for the purpose of concluding the elaboration of the draft declaration on the human rights of individuals who are not citizens of the country in which they live,

*Having considered* the comments submitted by Governments, specialized agencies, regional and intergovernmental organizations and the competent organs of the United Nations system pursuant to General Assembly resolution 37/169 on the reports of the open-ended working groups established at the thirty-fifth, thirty-sixth and thirty-seventh sessions of the Assembly,<sup>79</sup>

*Having considered* the report of the Working Group established for the purpose of concluding the elaboration of the draft declaration on the human rights of individuals who are not citizens of the country in which they live,<sup>80</sup>

1. *Takes note* of the report of the Working Group and of the fact that, although the Working Group has done useful work, it has not had sufficient time to conclude its task;

2. *Decides* to establish, at its thirty-ninth session, an open-ended working group for the purpose of concluding the elaboration of the draft declaration on the human rights of individuals who are not citizens of the country in which they live;

3. *Expresses the hope* that a draft declaration on the human rights of individuals who are not citizens of the country in which they live will be adopted by the General Assembly at its thirty-ninth session.

100th plenary meeting  
16 December 1983

**38/88. Assistance to refugees in Somalia<sup>81</sup>**

*The General Assembly,*

*Recalling* its resolutions 35/180 of 15 December 1980, 36/153 of 16 December 1981 and 37/174 of 17 December 1982 on the question of assistance to refugees in Somalia,

*Recalling also* Economic and Social Council resolutions 1981/31 of 6 May 1981 and 1982/4 of 27 April 1982,

*Having considered* the report of the United Nations High Commissioner for Refugees<sup>82</sup> on the conditions of the refugees in Somalia, particularly paragraph 6 of the report,

*Deeply concerned* that the refugee problem in Somalia has not yet been resolved,

*Recognizing* from the recommendations contained in the report of the High Commissioner that there remains an urgent need for increased assistance in the provision of food, water and medicines, the strengthening of health and educational facilities in the refugee camps, and the expansion of the number of self-help schemes and small-scale farming and fruit-growing projects necessary for the promotion of self-reliance among the refugees,

<sup>76</sup> See E/CN.4/1296, chap. XVII, sect. A.

<sup>77</sup> E/CN.4/1336.

<sup>78</sup> E/CN.4/1354 and Add.1-6.

<sup>79</sup> See A/38/147 and Add.1.

<sup>80</sup> A/C.3/38/11 and Corr.1.

<sup>81</sup> See also sect. V, resolution 38/216.

<sup>82</sup> A/38/400 and Corr.1.

*Noting* the decision of the Government of Somalia to facilitate a programme of local settlement of the refugees,

*Aware* of the consequences of the social and economic burden placed on the Government and people of Somalia as a result of the continued presence of refugees and the consequent impact on the national development and the infrastructure of the country,

1. *Takes note* of the report of the United Nations High Commissioner for Refugees;

2. *Expresses its appreciation* to the High Commissioner for his continued efforts to mobilize international assistance on behalf of the refugees in Somalia;

3. *Takes note with satisfaction* of the assistance rendered to refugees in Somalia by various Member States, the Office of the United Nations High Commissioner for Refugees, the World Food Programme, the United Nations Children's Fund and other concerned intergovernmental and non-governmental organizations;

4. *Appeals* to Member States, international organizations and voluntary agencies to render maximum material, financial and technical assistance to the Government of Somalia in its efforts to provide all necessary assistance to the refugees;

5. *Notes with satisfaction* the visit of the United Nations technical inter-agency mission to Somalia from 19 October to 9 November 1983 to review with the Government a comprehensive settlement programme for refugees who wish to be settled in the country;

6. *Notes* that the Government of Somalia will indicate to the Second International Conference on Assistance to Refugees in Africa, to be held at Geneva in July 1984, its additional needs for material and financial help to assist the refugees in that country;

7. *Requests* the High Commissioner to make a further comprehensive review of the overall needs of the refugees, taking into account those aspects relating to their rehabilitation and settlement;

8. *Also requests* the High Commissioner, in consultation with the Secretary-General, to apprise the Economic and Social Council, at its second regular session of 1984, of the proposed review of the refugee situation in Somalia;

9. *Further requests* the High Commissioner, in consultation with the Secretary-General, to submit a report to the General Assembly at its thirty-ninth session on the progress achieved in the implementation of the present resolution.

*100th plenary meeting  
16 December 1983*

### **38/89. Humanitarian assistance to refugees in Djibouti<sup>83</sup>**

*The General Assembly,*

*Recalling* its resolutions 35/182 of 15 December 1980, 36/156 of 16 December 1981 and 37/176 of 17 December 1982 on humanitarian assistance to refugees in Djibouti,

*Having heard* the statement made on 14 November 1983 by the United Nations High Commissioner for Refugees,<sup>84</sup>

*Having considered with satisfaction* the reports of the United Nations High Commissioner for Refugees on humanitarian assistance to refugees in Djibouti,<sup>85</sup>

*Appreciating* the determined efforts made by the Government of Djibouti, despite its limited economic resources, to cope with the pressing needs of the refugees.

*Aware* of the social and economic burden placed on the Government and people of Djibouti as a result of the presence of refugees and of the consequent impact on the development and infrastructure of the country,

*Deeply concerned* about the continuing plight of the refugees and displaced persons in the country, which has been aggravated by the devastating effects of the prolonged drought,

*Noting with appreciation* the steps taken by the Government of Djibouti, in close co-operation with the High Commissioner, to achieve adequate, appropriate and lasting solutions in respect of the refugees.

*Also noting with appreciation* the concern and unremitting efforts of the Office of the United Nations High Commissioner for Refugees, the United Nations Development Programme, the United Nations Children's Fund, the World Health Organization, the World Food Programme, the Food and Agriculture Organization of the United Nations, the intergovernmental and non-governmental organizations and the voluntary agencies which have worked closely with the Government of Djibouti in the relief and rehabilitation programme for the refugees in that country,

1. *Takes note with appreciation* of the reports of the United Nations High Commissioner for Refugees on humanitarian assistance to refugees in Djibouti;

2. *Appreciates* the efforts made by the High Commissioner to keep the situation of the refugees in Djibouti under constant review;

3. *Welcomes* the steps taken by the Government of Djibouti, in close co-operation with the High Commissioner, to achieve adequate, appropriate and lasting solutions in respect of the refugees in Djibouti;

4. *Calls upon* the High Commissioner to mobilize the necessary resources to implement lasting solutions in respect of the refugees in Djibouti;

5. *Urges* the High Commissioner to continue to take the necessary measures to ensure that adequate, appropriate and lasting solutions are achieved in respect of the refugees in Djibouti and to maintain close contact with the Member States, intergovernmental and non-governmental organizations and voluntary agencies concerned with a view to mobilizing the necessary assistance to enable the Government of Djibouti to cope effectively with the refugee situation, which has been aggravated by the debilitating effects of the prolonged drought;

6. *Appreciates* the assistance provided thus far by Member States, the specialized agencies, intergovernmental and non-governmental organizations and voluntary agencies to the relief and rehabilitation programmes for the refugees and displaced persons in Djibouti;

7. *Calls upon* all Member States, the organizations of the United Nations system, the specialized agencies, intergovernmental and non-governmental organizations and voluntary agencies to continue to support the efforts being made by the Government of Djibouti to cope with the current needs of the refugee population and the other victims of drought in that country;

8. *Requests* the High Commissioner, in close co-operation with the Secretary-General, to report to the

<sup>83</sup> See also sect. V, resolutions 38/213 and 38/216.

<sup>84</sup> See *Official Records of the General Assembly, Thirty-eighth Session, Third Committee, 42nd meeting, paras. 28-37.*

<sup>85</sup> *Ibid.*, Thirty-eighth Session, Supplement No. 12 (A/38/12 and Corr.1) and Supplement No. 12A (A/38/12/Add.1); and A/38/399 and Corr.1.