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DEVELOPMENT AND STRENGTHENING OF GOOD-NEIGHBOURLINESS BETWEEN STATES

Report of the Sixth CommitteeRapporteur: Mr. Mehmet GÜNEY (Turkey)

I. INTRODUCTION

1. The item entitled "Development and strengthening of good-neighbourliness between States" was included in the provisional agenda of the thirty-ninth session of the General Assembly pursuant to Assembly resolution 38/126 of 19 December 1983.
2. At its 3rd plenary meeting, on 21 September 1984, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.
3. The Sixth Committee considered this item at its 20th to 23rd and 61st meetings, on 15 to 18 October and 3 December 1984. The summary records of those meetings (A/C.6/39/SR.20, 23 and 61) contain the views of the representatives who spoke during the consideration of the item.
4. The Committee had before it the following documents:

(a) Letters dated 22 December 1983, 9 January, 2 February, 6 March, 11 April, 1 May, 28 August and 14 September 1984 from the Chargé d'Affaires a.i. of the Permanent Mission of Panama to the United Nations addressed to the Secretary-General (A/39/56-S/16231, A/39/71-S/16262, A/39/95-S/16304, A/39/126-S/16394, A/39/187-S/16489, A/39/226-S/16522, A/39/448-S/16723 and A/39/495-S/16742);

(b) Letters dated 20 December and 28 December 1983, 14 March, 28 March, 2 April, 19 April, 20 June, 10 August, 17 August, 6 September, 4 October, 8 October,

26 October, 29 October, 5 November, 19 November, 26 November, 28 November and 6 December 1984 from the Permanent Representative of Afghanistan to the United Nations addressed to the Secretary-General (A/39/59-S/16241, A/39/60-S/16242 and Corr.1, A/39/134-S/16418, A/39/158-S/16445, A/39/163-S/16460, A/39/203-S/16496, A/39/318-S/16637, A/39/396-S/16697, A/39/413-S/16707, A/39/473-S/16734, A/39/552-S/16769, A/39/561-S/16774, A/39/611-S/16802, A/39/616-S/16805, A/39/632-S/16816, A/39/671-S/16833, A/39/672-S/16834, A/39/691-S/16840, A/39/721-S/16848 and A/39/794-S/16853);

(c) Letter dated 9 February 1984 from the Permanent Representative of Costa Rica and Panama to the United Nations addressed to the Secretary-General (A/39/110);

(d) Letter dated 2 March 1984 from the Chargé d'Affaires a.i. of the Permanent Mission of Mongolia to the United Nations addressed to the Secretary-General (A/39/122);

(e) Letters dated 23 March, 4 April, 9 April, 18 April, 23 April, 30 April, 14 May, 24 May, 4 June, 11 June, 18 June and 19 June 1984 from the Permanent Representative of Viet Nam to the United Nations addressed to the Secretary-General (A/39/153, A/39/169-S/16466, A/39/176, A/39/190, A/39/205, A/39/220, A/39/258-S/16563, A/39/274-S/16581, A/39/288-S/16603, A/39/309, A/39/313 and A/39/317);

(f) Letters dated 30 March and 25 April 1984 from the Permanent Representative of Mozambique to the United Nations addressed to the Secretary-General (A/39/159-S/16451 and A/39/213-S/16506);

(g) Letter dated 11 April 1984 from the Permanent Representative of South Africa to the United Nations addressed to the Secretary-General (A/39/179-S/16477);

(h) Letter dated 21 May 1984 from the Permanent Representatives of Costa Rica and Nicaragua to the United Nations addressed to the Secretary-General (A/39/268-S/16577);

(i) Letter dated 12 June 1984 from the Permanent Representative of the United Kingdom of Great Britain and Northern Ireland to the United Nations addressed to the Secretary-General (A/39/306);

(j) Letters dated 21 June, 23 August, 27 August, 5 September, 18 September, 26 September and 31 October 1984 from the Permanent Representative of Thailand to the United Nations addressed to the Secretary-General (A/39/320-S/16641, A/39/426-S/16712, A/39/431-S/16719, A/39/469-S/16733, A/39/502-S/16747, A/39/524-S/16757 and A/39/626-S/16811);

(k) Letter dated 2 July 1984 from the Permanent Representative of Democratic Kampuchea to the United Nations addressed to the Secretary-General (A/39/334-S/16653);

(l) Letters dated 5 July, 30 July, 29 August, 6 September, 25 September, 15 October, 29 October and 6 December 1984 from the Permanent Representative of the

Lao People's Democratic Republic to the United Nations addressed to the Secretary-General (A/39/337-S/16655, A/39/367-S/16684, A/39/451-S/16727, A/39/475-S/16736, A/39/540-S/16761, A/39/586, A/39/612, A/39/796);

(m) Letter dated 15 October 1984 from the Permanent Representative of Nicaragua to the United Nations addressed to the Secretary-General (A/39/581-S/16782 and Corr.1);

(n) Letter dated 15 October 1984 from the Permanent Representative of Morocco and the Chargé d'Affaires a.i. of the Permanent Mission of the Libyan Arab Jamahiriya to the United Nations addressed to the Secretary-General (A/C.6/39/4);

(o) Letter dated 5 December 1984 from the Permanent Representative of the German Democratic Republic to the United Nations addressed to the Secretary-General (A/39/763-S/16849).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.6/39/L.14

5. At the 61st meeting, on 3 December, the representative of Romania introduced a draft resolution (A/C.6/39/L.14) entitled "Development and strengthening of good-neighbourliness between States", sponsored by Bangladesh, Bolivia, Burundi, Congo, Costa Rica, France, Guinea, Guinea-Bissau, Guyana, Indonesia, Iraq, Kenya, Liberia, Madagascar, Mali, Mauritania, Mozambique, Niger, Nigeria, Panama, Philippines, Portugal, Romania, Rwanda, Senegal, Singapore, Spain, Sri Lanka, Sudan, Tunisia, Turkey, Uganda, Yugoslavia and Zambia, later joined by Morocco, Sao Tome and Principe and Suriname.

6. At the same meeting, the Committee adopted draft resolution A/C.6/39/L.14 without a vote (see para. 8).

7. A statement in explanation of position on the draft resolution was made by the representative of the Netherlands.

III. RECOMMENDATION OF THE SIXTH COMMITTEE

8. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Development and strengthening of good-neighbourliness between States

The General Assembly,

Bearing in mind the determination of the peoples of the United Nations, as expressed in the Charter, to practise tolerance and live together in peace with one another as good neighbours,

Recalling the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the

Charter of the United Nations, approved by its resolution 2625 (XXV) of 24 October 1970,

Recalling its resolutions 1236 (XII) of 14 December 1957, 1301 (XIII) of 10 December 1958, 2129 (XX) of 21 December 1965, 34/99 of 14 December 1979, 36/101 of 9 December 1981, 37/117 of 16 December 1982 and 38/126 of 19 December 1983,

Bearing in mind that, owing to geographic proximity and to other relevant reasons, there are particularly favourable opportunities for co-operation and mutual advantage between neighbouring countries, in many fields and various forms, and that the development of such co-operation may have a positive influence on international relations as a whole,

Considering that the great changes of a political, economic and social nature, as well as the scientific and technological progress which have taken place in the world and led to unprecedented interdependence of nations, have given new dimensions to good-neighbourliness in the conduct of States and increased the need to develop and strengthen it,

Taking into account the working paper concerning the development and strengthening of good-neighbourliness between States, 1/ as well as the written replies sent by States and international organizations on the content of good-neighbourliness and on ways and means to enhance it 2/ and the views expressed by States on this subject in the General Assembly,

Recalling its opinion that it is necessary to continue to examine the question of good-neighbourliness in order to strengthen and develop its content, as well as ways and modalities to enhance its effectiveness, and that the results of this examination could be included, at an appropriate time, in a suitable international document,

1. Reaffirms that good-neighbourliness fully conforms with the purposes of the United Nations and shall be founded upon the strict observance of the principles of the Charter of the United Nations and of the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter, and so presupposes the rejection of any acts seeking to establish zones of influence or domination;

2. Calls once again upon States, in the interest of the maintenance of international peace and security, to develop good-neighbourly relations, acting on the basis of these principles;

3. Reaffirms that the generalization of the long practice of good-neighbourliness and of principles and rules pertaining to it is likely to strengthen friendly relations and co-operation among States in accordance with the Charter;

1/ A/38/440, annex.

2/ See A/36/376 and Add.1, A/37/476 and 38/336 and Add.1.

4. Deems it appropriate, on the basis of the working paper concerning the development and strengthening of good-neighbourliness between States mentioned above, as well as of other proposals and ideas which have been or will be submitted by States, and the replies and views of States and international organizations, to start clarifying and formulating the elements of good-neighbourliness as part of a process of elaboration of a suitable international document on the subject;

5. Decides to proceed with the task of identifying and clarifying the elements of good-neighbourliness within the framework of a working group or other appropriate organ of the Sixth Committee as may be decided upon by the Sixth Committee when organizing its work at the fortieth session of the General Assembly;

6. Invites once again the Governments, the United Nations bodies and programmes and the specialized agencies, within their fields of competence, to communicate to the Secretary-General their views and suggestions or, if they deem it appropriate, to update the replies already given by them, on the contents of good-neighbourliness and ways and means to strengthen it;

7. Requests the Secretary-General to submit to the General Assembly at its fortieth session a report containing the replies received in accordance with paragraph 6 above;

8. Decides to include in the provisional agenda of its fortieth session the item entitled "Development and strengthening of good-neighbourliness between States".
