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GENERAL  
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GENERAL

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Fifth session

Item 21 (b) of the agenda

FORMER ITALIAN COLONIES

REPORTS OF THE ADMINISTERING POWERS IN LIBYA

Letter dated 6 September 1950 addressed to the Secretary-General  
by the Permanent Representative of the United Kingdom to the  
United Nations, transmitting the report on the British  
Administration of Cyrenaica and Tripolitania

ADDENDUM

Note by the Secretary-General

The Secretary-General has the honour to transmit herewith to the Members of the General Assembly the Appendix referred to in the last sentence of paragraph 26 of the "Report on the British Administration of Cyrenaica and Tripolitania" transmitted to the Secretary-General under cover of a letter dated 6 September 1950 from the Permanent Representative of the United Kingdom to the United Nations.

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APPENDIX A

Establishment of Administrative Council

1. The Chief Administrator has today approved the constitution of an Administrative Council in Tripolitania in accordance with the spirit of the United Nations resolution. The Administrative Council will consist of the persons for the time being lawfully discharging the functions of Chief Secretary, Legal Adviser and Controller of Finance and Accounts, who will be styled ex officio members of the Administrative Council, and such other persons as the Chief Administrator may from time to time appoint. Whenever on any occasion the Chief Administrator desires to obtain the advice of any persons within Tripolitania, relating to affairs therein, he may summon for such special occasion any person who may be considered suitable to give advice. Neither the ex officio members nor the advisors whom he may invite on such occasions shall be entitled to vote on the Council. The number of Councillors will be limited to fourteen, and this number will not be increased except after the views of the Council have been heard.

Every member of the Administrative Council will vacate his seat at the end of such period as is specified in the instrument appointing him, or in the event of no such date being specified then at the end of six months from the date of his appointment. The Chief Administrator may suspend any person appointed by name from the exercise of his functions as a member of the Council, or revoke the appointment of any such person after having given the Council the reasons for his proposed action and after having sought the views of the Council. The names of those appointed to be members of the Administrative Council will be published in the Tripolitania Gazette.

2. (a) Each member of the Administrative Council, before taking his seat in the Council, will be required to take an oath or make a solemn declaration and affirmation that, having been appointed a member of the Administrative Council, he will, to the best of his judgment at all times when thereto required, freely give his counsel and advice to the Chief Administrator for good government of the affairs of Tripolitania and that he will not directly or indirectly reveal such matters as may be debated in the Council and committed to his secrecy.

/(b) The Chief

(b) The Chief Administrator may attend and preside at any meeting of the Administrative Council. The Council shall, with the approval of the Chief Administrator, elect one of its Libyan members to be known as Deputy Chairman of the Council, who will preside at any meeting which the Chief Administrator does not attend. The person so elected shall hold office for a period of three months, at the end of which period a fresh election shall be held, provided that the Council, with the approval of the Chief Administrator, may at any time revoke the appointment of the person elected to be Deputy Chairman and elect another member in his place.

(c) The Administrative Council will not proceed to the despatch of business unless duly summoned by authority of the Chief Administrator or, subject to his approval, of the person appointed to be Chairman in his absence, nor unless a majority of the nominated members (exclusive of himself or of the member presiding) be present and assisting throughout the whole of the meetings at which any such business shall be despatched. In addition to the meetings which will be summoned regularly and proposed by the Chief Administrator, it is open to any member to request that a special meeting shall be held. Any such application will be considered if supported by one-third or more of the members (excluding the ex officio members).

(d) Minutes will be regularly kept of all the proceedings of the Administrative Council; and at each meeting of the Council the Minutes of the last meeting will be confirmed and amended, as the case may require, before proceeding to the despatch of any other business.

(e) In the execution of the powers and authorities relating to internal administrative affairs granted to the Chief Administrator, he will in all cases consult with the Administrative Council, excepting only in cases which may be of such a nature that, in his judgment, the service would sustain material prejudice by consulting the Council thereupon, or when the matters to be decided shall be too unimportant to require their advice, or too urgent to admit of their advice being given by the time within which it may be necessary for him to act in respect of any

/such matters.

such matters. In all such urgent cases, he will, at the earliest practicable period, communicate to the Administrative Council the measures which he may so have adopted, with the reasons therefor. The Council shall not pass resolutions in matters relating to constitutional development of the country.

(f) The agenda for each meeting of the Administrative Council will be approved by the Chief Administrator. Any members will be entitled to propose questions for inclusion therein, and the Chief Administrator will give full consideration to the views of members as to the items which they wish to be included. Should the Chief Administrator decline to submit any question to the Administrative Council when requested in writing by any member to do so, it shall be competent to such member to require that there be recorded upon the Minutes his written application, together with the answer returned by the Chief Administrator to the same.

(g) The Chief Administrator will at all times give full consideration to the advice given to him by the members of the Administrative Council although he may act in opposition to their advice; but in any such case he shall explain fully to the Administrative Council the grounds and reasons for his action. In every such case it shall be competent to any member of the Council to require that there be recorded on the Minutes the grounds of any advice or opinion he may give upon the question.

Tripoli

15 May 1950

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