



UNITED NATIONS  
GENERAL  
ASSEMBLY



Distr.  
GENERAL

A/9425  
12 December 1973

ORIGINAL: ENGLISH

Twenty-eighth session  
Agenda item 12

REPORT OF THE ECONOMIC AND SOCIAL COUNCIL

Report of the Third Committee

Rapporteur: Mr. Aykut BERK (Turkey)

CONTENTS

	<u>Paragraphs</u>	<u>Page</u>
I. INTRODUCTION . . . . .	1 - 7	2
II. CONSIDERATION OF THE DRAFT RESOLUTIONS . . . . .	8 - 19	6
III. RECOMMENDATIONS OF THE THIRD COMMITTEE . . . . .	20	9

## I. INTRODUCTION

1. The General Assembly, at its 2123rd meeting, on 21 September 1973, allocated to the Third Committee certain parts of agenda item 12, entitled: "Report of the Economic and Social Council". The parts of the report 1/ that were referred to the Third Committee were the following: chapters V (section A), XXI (sections A and C), XXII to XXV, XXIX and XXX (section B).

2. At the same meeting, the General Assembly decided that chapter V, section A, and chapters XXV and XXIX would be referred also to the Second and Fifth Committees.

3. The Assembly further suggested that:

(a) Chapter II (General discussion of international economic and social policy, including regional and sectoral developments), chapter III (Second United Nations Development Decade), chapter IX (Prospects for food deficits and food aid needs), chapter XIV (Population) and chapter XXI, section B (Promotion of the co-operative movement during the Second United Nations Development Decade) of the report of the Economic and Social Council, which had been allocated to the Second Committee, might be of interest to the Third Committee;

(b) Chapter V, section B (Establishment of an economic commission for Western Asia) and section E (Question of the admission of Bangladesh to membership in the Economic Commission for Asia and the Far East) which had been allocated to the Fifth Committee might be of interest to the Third Committee.

4. The Third Committee agreed that the following subjects, which were dealt with in the report of the Economic and Social Council, should be taken up by the Committee under other items on its agenda covering the same subjects:

(a) Question of the elderly and the aged /item 58/ (chapter XXI, section 7);

(b) World social situation of youth /item 62/ (chapter XXI, section 8);

(c) Decade for action to combat racism and racial discrimination /item 53 (a)/ (chapter XXIII, section A.1 (a) to (e) and chapter XXX, section B);

(d) Draft Convention on the Suppression and Punishment of the Crime of Apartheid /item 53 (b)/ (chapter XXIII, section A.2);

(e) Principles of international co-operation in the detention, arrest, extradition and punishment of persons guilty of war crimes and crimes against humanity /item 60/ (chapter XXIII, section A.9);

---

1/ Official Records of the General Assembly, Twenty-eighth Session, Supplement No. 3 (A/9003 and Corr.1).

(f) Report of the United Nations High Commissioner for Refugees item 67 (chapter XXIV, section C);

(g) Assistance in cases of natural disaster and other disaster situations item 68 (chapter XXIV, section D).

5. The discussion of the parts of the report of the Economic and Social Council concerning items 58, 62, 53 (a), 53 (b), 60, 67 and 68 is contained in the reports of the Third Committee on those items.

6. Sections of the report of the Economic and Social Council referred to the Third Committee which did not form part of separate items were as follows:

Chapter V: (Regional co-operation) section A (Substantive reports)

Chapter XXI: (Social development) section A (Report of the Commission for Social Development):

- (1) Far-reaching social and economic changes for the purpose of social progress
- (2) Report on a unified approach to development analysis and planning
- (3) Role of the Commission for Social Development in the review and appraisal of the implementation of the International Development Strategy for the Second United Nations Development Decade
- (4) Programme objectives for the medium-term plan, 1974-1977
- (5) Migrant workers
- (6) Convening of a United Nations conference for an international convention on adoption law
- (9) United Nations Research Institute for Social Development

Section C: International co-operation between municipalities

Chapter XXII: (Narcotic drugs) Section A: Report of the Commission on Narcotic Drugs

Section B: Report of the International Narcotics Control Board

Section C: Activities of the United Nations Fund for Drug Abuse Control

/...

Chapter XXIII: (Human rights questions) Section A: Report of the Commission on Human Rights:

- (3) Exploitation of labour through illicit and clandestine trafficking
- (4) The question of international legal protection of the human rights of individuals who are not citizens of the country in which they live
- (5) Draft principles relating to equality in the administration of justice
- (6) Study of discrimination in the matter of political rights and draft general principles on freedom and non-discrimination in the matter of political rights
- (8) Study of discrimination in respect of the right of everyone to leave any country, including his own, and to return to his country, and draft principles on freedom and non-discrimination in respect of that right
- (10) Question of the realization of the economic, social and cultural rights contained in the Universal Declaration of Human Rights and in the International Covenant on Economic, Social and Cultural Rights, and the study of special problems relating to human rights in developing countries
- (11) Teaching of human rights in universities, and development of an independent scientific discipline of human rights
- (12) Yearbook on Human Rights
- (13) Rationalization and improvement of the system of periodic reports on human rights
- (14) Periodic reports on human rights
- (15) Preparation of an international code of police ethics
- (16) Periodicity of the sessions of the Commission on Human Rights and its subsidiary bodies
- (17) Report of the Commission on Human Rights on its twenty-ninth session

/...

Section B: (Allegations regarding infringements of trade union rights) 2/

Chapter XXIV: (Humanitarian questions) Section B (Assistance to southern Sudanese returnees and displaced persons), Section E (Measures to be taken following the floods in Tunisia), Section F (Capital punishment)

Chapter XXV: (Question of programme and co-ordination)

Chapter XXIX: (Rationalization of the Council's method of work and structure)

7. The Third Committee considered this item at its 2042nd and 2043rd meetings, on 28 and 29 November 1973. The summary records of these meetings (A/C.3/SR.2042-2043) contain the views of representatives of Member States on the item. At the 2042nd meeting, the representative of the Acting Executive Director of the United Nations Fund for Drug Abuse Control, speaking also on behalf of the Director of the Division of Narcotic Drugs, made an introductory statement.

---

2/ The Council requested the Secretary-General to transmit resolution 1796 (LIV) of 18 May 1973 on "The question of the absence and gross infringements of trade union rights" and the report of the Ad Hoc Working Group of Experts of the Commission on Human Rights (E/5245) to the General Assembly. Accordingly, the Secretary-General in document A/C.3/L.2073 brought to the attention of the members of the General Assembly the text of the resolution as well as the report of the Ad Hoc Working Group of Experts.

## II. CONSIDERATION OF THE DRAFT RESOLUTIONS

### A. Human rights in the administration of justice

8. At its fifty-fourth session, the Economic and Social Council adopted resolution 1785 (LIV) entitled "Draft principles relating to equality in the administration of justice" containing a draft resolution recommended for adoption by the General Assembly. The text of resolution 1785 (LIV) was brought to the attention of the Third Committee (A/C.3/L.2048).

9. At the 2042nd meeting, on 28 November 1973, the representative of Italy introduced amendments (A/C.3/L.2086) sponsored by Austria, France, Italy, the Netherlands, the United Kingdom of Great Britain and Northern Ireland and Uruguay and subsequently also by Belgium to the draft resolution recommended by the Council. The amendments called for the following:

(a) Modify the title of the draft resolution to read "Human rights in the administration of justice";

(b) Insert the following new introductory paragraph:

"Recalling its resolution 2858 (XXVI) concerning human rights in the administration of justice and, in particular: (a) the draft principles relating to equality in the administration of justice; (b) the Standard Minimum Rules for the treatment of offenders,";

(c) Consider the draft resolution recommended by the Council as part A and add a new part B (see paragraph 20 below, draft resolution I, part B).

10. At its 2043rd meeting on 29 November, the Committee voted on the draft resolution recommended by the Economic and Social Council in its resolution 1785 (LIV) and on the amendments thereto (A/C.3/L.2086), as follows:

(a) The amendment to modify the title was adopted by 56 votes to 8, with 26 abstentions;

(b) The new preambular paragraph was adopted by 54 votes to 8, with 28 abstentions;

(c) The new part B was adopted by 52 votes to 8, with 35 abstentions;

(d) A separate vote was requested by the representative of Brazil on the text recommended by the Council, which had become part A of the draft resolution. The text was adopted by 60 votes to 1, with 33 abstentions;

(e) The draft resolution as a whole, as amended, was adopted by 59 votes to 1, with 41 abstentions (see paragraph 20 below, draft resolution I).

/...

B. Assistance to the developing countries in the field  
of narcotics control

11. At the 2042nd meeting, on 28 November, the representative of Afghanistan introduced a draft resolution (A/C.3/L.2083) sponsored by Afghanistan, Indonesia, Iran, Morocco, Pakistan, Thailand, Turkey, the United States of America and Yugoslavia. Subsequently France and Laos joined the list of sponsors.

12. Operative paragraph 4 of the draft resolution read as follows:

"4. Urges all States to make substantial and sustained contributions to the Fund and also to provide technical and financial assistance to the developing countries mentioned above who request such assistance for bringing narcotic drugs under effective control."

13. The sponsors revised the text of the paragraph by inserting the words "according to their capacities" after the words "Urges all States" and replacing the words "mentioned above" by the words "directly concerned".

14. The sponsors also agreed to the insertion of a new operative paragraph 5 which read:

"5. Appeals to international financial institutions to assist these developing countries in carrying out their respective narcotics control programmes."

15. At the 2043rd meeting, on 29 November, the Committee adopted the draft resolution (A/C.3/L.2083) as orally revised, by 89 votes to none, with 8 abstentions (see paragraph 20 below, draft resolution II).

C. Support for and voluntary contributions to the United Nations  
Fund for Drug Abuse Control

16. At the 2042nd meeting, on 28 November, the representative of the United States of America introduced a draft resolution (A/C.3/L.2087) sponsored by Australia, Brazil, Denmark, France, Iran, Liberia, Mexico, Morocco, Norway, the Philippines, Turkey and the United States of America. Subsequently Canada, Italy and Japan joined the list of sponsors.

17. At the 2043rd meeting, on 29 November, the Committee adopted the draft resolution (A/C.3/L.2087) by 91 votes to none, with 8 abstentions (see paragraph 20 below, draft resolution III).

D. Accession to drug control treaties

18. At the 2042nd meeting, on 28 November, the representative of the United States of America introduced a draft resolution A/C.3/L.2088) sponsored by Brazil, Costa Rica, Denmark, France, Honduras, Liberia, Mexico, Norway, Turkey and the United States of America. Subsequently Japan and Sweden joined the list of sponsors.

19. At the 2043rd meeting, on 29 November, the Committee adopted the draft resolution by 93 votes to none, with 9 abstentions (see paragraph 20 below, draft resolution IV).



### III. RECOMMENDATIONS OF THE THIRD COMMITTEE

20. The Third Committee recommends to the General Assembly the adoption of the following draft resolutions:

#### DRAFT RESOLUTION I

##### Human rights in the administration of justice

###### A

The General Assembly,

Recalling its resolution 2858 (XXVI) of 20 December 1971, concerning human rights in the administration of justice and, in particular the draft principles relating to equality in the administration of justice and the Standard Minimum Rules for the Treatment of Offenders,

Noting Commission on Human Rights resolution 5 (XXIX) of 20 March 1973 3/ and Economic and Social Council resolution 1785 (LIV) of 18 May 1973,

Considering that the comments received from Governments 4/ pursuant to Commission on Human Rights resolution 8 (XXVIII) show the diversity of approach and the variety of issues faced by Governments in relation to the draft principles relating to equality in the administration of justice 5/ set out in resolution 3 (XXIII) of the Sub-Commission on Prevention of Discrimination and Protection of Minorities,

1. Expresses its deep appreciation to the Special Rapporteur, Mr. Abu Rannat, for his study; 6/

2. Calls upon Member States to give due consideration, in formulating legislation and taking other measures affecting equality in the administration of justice, to the above-mentioned draft principles which may be regarded as setting forth valuable norms, with a view to arriving at an elaboration of an appropriate international declaration or instrument.

---

3/ Official Records of the Economic and Social Council, Fifty-fourth Session, Supplement No. 6 (E/5265), chap. XX.

4/ See E/CN.4/1112 and Add.1-8.

5/ See E/CN.4/1077.

6/ Study of Equality in the Administration of Justice (United Nations publication, Sales No.: E.71.XIV.3).

B

The General Assembly,

Noting with satisfaction that the Working Group of Experts on the Standard Minimum Rules for the Treatment of Offenders recommended that attention should be given to their further dissemination and effective implementation,

Noting also that the treatment of offenders in custody will be considered by the Fifth United Nations Congress on the Prevention of Crimes and the Treatment of Offenders, with special reference to the Standard Minimum Rules,

1. Recommends that Member States should make all possible efforts to implement the Standard Minimum Rules for the Treatment of Offenders in the administration of penal and correctional institutions and take the Rules into account in the framing of national legislation,

2. Requests the Secretary-General, in preparing the report on the situation of crime prevention and control requested by the General Assembly in paragraph 4 of its resolution 3021 (XXVII) of 18 December 1972, and to be presented to the Assembly at the thirty-first session, to take particularly into account the current application of the Rules and to make suggestions about the measures needed to ensure their most effective implementation.

DRAFT RESOLUTION II

Assistance to the developing countries in the field of narcotics control

The General Assembly,

Recalling its resolutions 2859 (XXVI) of 20 December 1971 and 3012 (XXVII) of 18 December 1972,

Considering that some developing countries, owing to the lack of technical and financial means, are unable to contribute to the control of narcotic drugs as effectively as they earnestly desire,

Recognizing that in order to do so they would be required to make an extensive effort to improve especially the economic and social conditions of some of their often isolated and impoverished regions where traditionally the revenue derived from the cultivation of opium poppy or other narcotic drugs is in some cases the principal means of livelihood for the populations concerned,

Recognizing further that in those regions of the above-mentioned developing countries the replacement of a traditionally drug-oriented economy by other agricultural and economic activities should be undertaken in such a way as to minimize hardship for the populations concerned and to assist in establishing new adequate sources of revenue and means of livelihood for them,

/...

Being fully aware that to embark on such comprehensive programmes these countries need substantial technical and financial assistance from the international community,

Conscious that the United Nations Fund for Drug Abuse Control, in order to be able to participate financially in these programmes and to continue to support training, research and other scientific activities and rehabilitation efforts in the interest of all States, whatever their individual stage of development, requires funding on a continuous basis,

1. Considers that the United Nations system, through the United Nations Fund for Drug Abuse Control, can make a major contribution in this respect;
2. Welcomes the fact that some of the developing countries in Asia and Latin America, in co-operation with the Fund have initiated or are about to initiate programmes aimed at the effective elimination of illicit traffic, illicit production and abuse of narcotic drugs;
3. Commends the Governments which have already contributed to the Fund and urges them to continue, and if possible, to increase their contribution;
4. Urges all States, according to their capacities, to make substantial and sustained contributions to the Fund and also to provide technical and financial assistance to the developing countries directly concerned which request such assistance for bringing narcotic drugs under effective control;
5. Appeals to international financial institutions to assist these developing countries in carrying out their respective narcotics control programmes.

### DRAFT RESOLUTION III

#### Support for and voluntary contributions to the United Nations Fund for Drug Abuse Control

The General Assembly,

Noting with concern the report of the International Narcotics Control Board for 1972 <sup>7/</sup> that drug abuse is still increasing in volume, geographical extent and number of people affected,

Encouraged by the Board's assessment that there has at the same time been a deepening realization at all levels of society that this grave and complex phenomenon can only be met successfully by a sustained, united effort on the part of the world community by Governments acting in concert with one another,

1. Commends the action already taken by Governments to reduce illicit production, traffic and consumption;

---

<sup>7/</sup> United Nations publication, Sales No. E.73.XI.5.

2. Expresses the hope that these actions will continue and that even greater concerted efforts will be made;
3. Recognizes that a number of countries will need assistance to enable them to carry out their drug abuse control programmes;
4. Reaffirms its declaration in resolution 3012 (XXVII) of 18 December 1972 that the fulfilment by the developing countries of their obligations under the Single Convention on Narcotic Drugs, 1961, 8/ calls for technical and financial assistance from the international community;
5. Urgently appeals to Governments for sustained support and increased voluntary contributions to the United Nations Fund for Drug Abuse Control, in any form and according to their capacities.

#### DRAFT RESOLUTION IV

##### Accession to drug control treaties

The General Assembly,

Recalling its resolution 3013 (XXVII) of 18 December 1972 calling for adherence to the Single Convention on Narcotic Drugs, 1961, 9/ the Convention on Psychotropic Substances, 1971, 10/ and the 1972 Protocol Amending the Single Convention, 11/

Gratified that since this resolution was adopted a number of States have acceded to one or more of these instruments,

1. Stresses the importance to international drug control of universal accession to all three treaties and to the earliest possible entry into force of the 1971 Convention on Psychotropic Substances and the 1972 Protocol Amending the Single Convention;
2. Urges Governments of countries directly related to the manufacturing and production of psychotropic substances to ratify or accede to the said Convention as soon as possible;
3. Requests the Secretary-General to draw the present resolution to the attention of all Governments;
4. Also requests the Secretary-General to report to the General Assembly at its twenty-ninth session on the progress made towards universal acceptance of all three treaties.

-----

---

8/ United Nations, Treaty Series, vol. 520, No. 7515, p. 151.

9/ Ibid.

10/ E/CONF.58/6.

11/ E/CONF.63/9.