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Measures to be taken against all totalitarian or other ideologies and practices, including Nazi, Fascist and neo-Fascist, based on racial or ethnic exclusiveness or intolerance, hatred, terror, systematic denial of human rights and fundamental freedoms, or which have such consequences

Report of the Secretary-General

1. At its thirty-ninth session, the General Assembly adopted resolution 39/114 of 14 December 1984, entitled "Measures to be taken against all Nazi, Fascist and neo-Fascist activities and all other forms of totalitarian ideologies and practices based on racial intolerance, hatred and terror". In that resolution, the General Assembly, *inter alia*, reiterated its request to the Commission on Human Rights to consider the subject at its forty-first session. It called once again upon all States to provide the Secretary-General with their comments on this question; and requested the Secretary-General to submit a report, through the Economic and Social Council, to the General Assembly at its fortieth session in the light of the discussion that would take place in the Commission on Human Rights and on the basis of comments provided by States and international organizations.
2. In compliance with that resolution, the Secretary-General addressed communications to Governments, specialized agencies and intergovernmental organizations requesting their comments.
3. During its forty-first session, the Commission on Human Rights considered the item entitled "Measures to be taken against all totalitarian or other ideologies and practices, including Nazi, Fascist and neo-Fascist, based on racial or ethnic exclusiveness or intolerance, hatred, terror, systematic denial of human rights and fundamental freedoms, or which have such consequences". On 13 March, the Commission adopted, without a vote, resolution 1985/31.
4. In paragraph 12 of the said resolution, the Commission requested all States to submit to the Secretary-General their comments and information on the implementation of General Assembly resolution 39/114 and of Commission resolution 1985/31. The

Commission, in paragraph 13, requested the Secretary-General to submit a report on this question to the Commission at its forty-second session, taking into account the comments and information received from States under paragraph 12 referred to above.

5. In compliance with the Commission resolution, the Secretary-General addressed communications to all States requesting their comments and information on the implementation of General Assembly resolution 39/114 and of Commission resolution 1985/31. The Secretary-General indicated in those communications that any information submitted in accordance with paragraph 12 of Commission resolution 1985/31 would be considered supplementary to information that may have been already provided pursuant to the note verbale of 11 January 1985 relating to General Assembly resolution 39/114.

6. In accordance with General Assembly resolution 39/114, the Secretary-General submitted to the General Assembly his report entitled "Measures to be taken against Nazi, Fascist and neo-Fascist activities and all other forms of totalitarian ideologies and practices based on racial intolerance, hatred and terror" contained in documents A/40/232 - E/1985/40 and Add.1-3. These reports also contain, inter alia, comments and information requested under paragraph 12 of Commission resolution 1985/31. Comments and information were thus received from States: Barbados (A/40/232, para. 11), the German Democratic Republic (A/40/232, paras. 12-16), Kiribati (A/40/232, para. 17), Mongolia (A/40/232, paras. 18-22), Cyprus (A/40/232/Add.1, paras. 2-3, A/40/232/Add.2, para. 14), El Salvador (A/40/232/Add.1, paras. 4-6), Hungary (A/40/232/Add.1, para. 2 and 11-13), Iraq (A/40/232/Add.1, paras. 7-9), Qatar (A/40/232/Add.1, para. 10), Belgium (A/40/232/Add.2, paras. 2-5), Bulgaria (A/40/232/Add.2, paras. 6-8), Byelorussian Soviet Socialist Republic (A/40/232/Add.2, paras. 9-12), Chad (A/40/232/Add.2, para. 13), Czechoslovakia (A/40/232/Add.2, paras. 15-18), Ecuador (A/40/232/Add.2, para. 19), Federal Republic of Germany (A/40/232/Add.2, paras. 20-23), Panama (A/40/232/Add.2, paras. 24-25), Ukrainian Soviet Socialist Republic (A/40/232/Add.2, paras. 26-30), Bolivia (A/40/232/Add.3, para. 2), German Democratic Republic (A/40/232/Add.3, paras. 3-4), Israel (A/40/232/Add.3, para. 5), Poland (A/40/232/Add.3, paras. 6-10), Portugal (A/40/232/Add.3, paras. 11-13), Syrian Arab Republic (A/40/232/Add.3, paras. 14-15), United Kingdom of Great Britain and Northern Ireland (A/40/232/Add.3, paras. 16-18);

Specialized agencies: International Labour Organisation (A/40/232, para. 22), United Nations Educational, Scientific and Cultural Organization (A/40/232, paras. 23-25), World Health Organization (A/40/232, para. 26);

; Intergovernmental organization: Council of Europe (A/40/232, para. 27);

Non-governmental organizations: International Planned Parenthood Federation (A/40/232, para. 28), Women's International Democratic Federation (A/40/232, para. 29), World Federation of Trade Unions (A/40/232, paras. 30-31), Christian Peace Conference (A/40/232, para. 32), International Commission of Jurists (A/40/232, para. 33), International Schools Association (A/40/232, para. 34), World Education Fellowship (A/40/232, para. 35), International Confederation of Free Trade Unions (A/40/232/Add.1, paras. 14-15), World Federation of Democratic Youth (A/40/232/Add.1, para. 16), International Federation of Journalists (A/40/232/Add.1, para. 17), International Federation of Resistance Movements (A/40/232/Add.1, paras. 18-19), Socialist International Women (A/40/232/Add.1, para. 20), Movement against Racism and for Friendship between Peoples (A/40/232/Add.1, para. 21); Inter-Parliamentary Union, World Muslim Congress, International Association of Lions Clubs, Pax Romana, the Salvation Army and the World Leisure and Recreation Association (A/40/232/Add.2, para. 31).

7. At its fortieth session, the General Assembly adopted its resolution 40/148 of 13 December 1985. In this resolution, the Assembly, inter alia,

(a) Again condemned and expressed its determination to resist all totalitarian or other ideologies and practices, including Nazi, Fascist and neo-Fascist ideologies, based on racial or ethnic exclusiveness or intolerance, hatred and terror, which deprive people of basic human rights and fundamental freedoms and of equality of opportunity;

(b) Urged all States to draw attention to the threats to democratic institutions by the above-mentioned ideologies and practices and to consider taking measures, in accordance with their national constitutional systems and with the provisions of the Universal Declaration of Human Rights and the International Covenants on human rights, to prohibit or otherwise deter activities of groups or organizations or whoever is practising those ideologies;

(c) Invited Member States to adopt, in accordance with their national constitutional systems and with the provisions of the Universal Declaration of Human Rights and the International Covenants on human rights, as a matter of high priority, measures declaring punishable by law any dissemination of ideas based on racial superiority or hatred and of war propaganda, including Nazi, Fascist and neo-Fascist ideologies;

(d) Called upon all States, in accordance with the basic principles of international law, to refrain from practices aimed at the violation of basic human rights and which threaten peace and international security;

(e) Welcomed that on 8 May 1985 the Economic and Social Council held a solemn commemorative ceremony, pursuant to General Assembly resolution 39/114, whose purpose was to underline the continuing relevance of the Charter of the United Nations, the importance of international co-operation towards peace, security and development and the promotion of human rights and fundamental freedoms and in particular the fundamental right to life, liberty and security of person;

(f) Gave expression to the respect felt by today's generation for the victims of and the struggle of peoples against nazism and fascism in the Second World War and for establishing the United Nations in order to save mankind from the scourge of war and to reaffirm faith in fundamental human rights and in the dignity and worth of the human person;

(g) Appealed to all States that have not yet done so to become parties to the International Covenants on human rights, the Convention on the Prevention and Punishment of the Crime of Genocide, the International Convention on the Elimination of All Forms of Racial Discrimination, the Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes against Humanity and the International Convention on the Suppression and Punishment of the Crime of Apartheid;

(h) Reiterated its request to the appropriate specialized agencies, as well as intergovernmental and international non-governmental organizations, to initiate or intensify measures against the ideologies and practices described in paragraph 1 above;

(i) Requested the Secretary-General to ensure that the Department of Public Information of the Secretariat pays due attention to the dissemination of information exposing the ideologies and practices described in paragraph 1 above;

(j) Invited all States to submit to the Secretary-General their comments and information on the implementation of the present resolution;

(k) Requested the Secretary-General to submit a report, through the Economic and Social Council, to the General Assembly at its forty-first session in the light of the discussion that will take place in the Commission on Human Rights and on the basis of comments provided by States and international organizations.

8. The present report is submitted to the Commission in accordance with paragraph 13 of Commission resolution 1985/31.