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REPORT OF THE COMMITTEE ON RELATIONS WITH THE HOST COUNTRY

Report of the Sixth Committee

Rapporteur: Mr. Eike BRACKLO (Federal Republic of Germany)

1. At its 2353rd plenary meeting, on 19 September 1975, the General Assembly included the item entitled "Report of the Committee on Relations with the Host Country" in the agenda of its thirtieth session and allocated it to the Sixth Committee for consideration and report.
2. The Sixth Committee considered this item at its 1558th to 1560th meetings, from 5 to 7 November, and at its 1577th meeting, on 1 December. At the 1558th meeting, the Chairman of the Committee on Relations with the Host Country introduced the report of the Committee. 1/
3. At the 1577th meeting, the representative of Cyprus introduced a draft resolution (A/C.6/L.1027) sponsored by Cyprus, the Libyan Arab Republic and the Ukrainian Soviet Socialist Republic. In introducing the draft resolution, the representative of Cyprus orally revised operative paragraph 10 by replacing the words "Believes that" by "Urges" and the phrase "should in every way seek" by "to seek in every way" after the words "organizations concerned".
4. At the same meeting, the Sixth Committee adopted the draft resolution, as orally revised, by consensus (see para. 5 below).

RECOMMENDATION OF THE SIXTH COMMITTEE

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

1/ Official Records of the General Assembly, Thirtieth Session, Supplement No. 26 (A/10026).

Report of the Committee on Relations with the Host Country

The General Assembly,

Having considered the report of the Committee on Relations with the Host Country, 1/

Drawing attention to its resolutions 2747 (XXV) of 17 December 1970, 2819 (XXVI) of 15 December 1971, 3033 (XXVII) of 18 December 1972, 3107 (XXVIII) of 12 December 1973 and 3320 (XXIX) of 14 December 1974, in which it urged the Government of the host country to make certain that the measures taken to ensure the protection and security of permanent missions to the United Nations and their personnel were adequate to enable those missions to perform properly the functions entrusted to them by their Governments,

Recalling the responsibilities of the Government of the host country with respect to the United Nations and the missions accredited to it, their personnel and their correspondence under the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations, 2/ the Convention on the Privileges and Immunities of the United Nations 3/ and general international law,

Noting with deep concern the illegal acts of individuals or groups against the inviolability of various missions accredited to the United Nations involving the commission and the repetition of violent and other criminal acts, including in some cases the use of bombs or firearms, against their premises and the residences of their personnel and also the assaults, the uttering of threats and insults against such personnel, and picketing accompanied by violence,

Expressing its deep sympathy with the missions and their personnel that have become the victims of such acts,

Considering that the problems related to the privileges and immunities of the United Nations and to the status of the missions accredited to it are of mutual concern to Member States, including the host country, as well as to the Secretary-General,

Recalling the duty of missions accredited to the United Nations and their personnel to respect the laws and regulations of the host country, without prejudice to their privileges and immunities under international law,

Noting the recommendations of the Committee on Relations with the Host Country, contained in paragraph 66 of its report,

Taking note of the report of the Committee on Relations with the Host Country,

2/ General Assembly resolution 169 (II).

3/ General Assembly resolution 22 A (I).

1. Expresses its deep concern at any acts of violence against some missions and other criminal acts committed against missions accredited to the United Nations, their personnel and property, including acts of vandalism against motor vehicles, demonstrations and picketing accompanied by violence, threats and insults against personnel of those missions;
2. Strongly condemns any acts of violence and other criminal acts against the premises of missions and their personnel as fundamentally incompatible with the status of such missions and personnel under international law;
3. Urges the host country to exert all-round efforts in order to take all the necessary measures and ensure their effective implementation for the purpose of guaranteeing adequate security for missions and their personnel and creating normal conditions for the functioning of missions to the United Nations;
4. Urges the host country to take all necessary measures to apprehend, prosecute and punish those guilty of criminal acts against missions and their personnel;
5. Urges the host country to continue to implement fully and effectively its Act for the Protection of Foreign Officials and Official Guests of the United States ^{4/} and, in particular, to take all appropriate enforcement and preventive measures to make certain that demonstration and picketing, especially where there is reason to believe that they may be accompanied by violence or may prevent the conduct of normal business of missions to the United Nations, are held in conformity with this law and closely monitored by the police to prevent any acts of violence against the missions accredited to the United Nations and their personnel;
6. Notes the difficulties which diplomatic missions and their personnel encounter from time to time when parking their automobiles, and the need to maintain public safety;
7. Appeals to the host country to review the measures with regard to the parking of diplomatic vehicles with a view to facilitating the desires and needs of the diplomatic community and to consider terminating the practice of serving summonses to diplomats;
8. Welcomes the diplomatic community's readiness to co-operate fully with the local authorities in solving traffic problems;
9. Requests all members of the diplomatic community to respect the laws and regulations of the host country;
10. Urges the host country, the Secretariat, the diplomatic community and organizations concerned to seek in every way the improvement of relations and the promotion of mutual understanding between the diplomatic community and the local population in order to ensure conditions conducive to the effective functioning of the United Nations and the missions accredited to it;

^{4/} United States Public Law 92-539 (see A/8871/Rev.1).

11. Notes with appreciation the efforts of the host country, the New York City community and the New York City Commission for the United Nations and for the Consular Corps to accommodate the needs, interests and requirements of the diplomatic community and to provide hospitality;

12. Decides to continue the work of the Committee on Relations with the Host Country in 1976, in conformity with General Assembly resolution 2819 (XXVI), with the purpose of examining all matters falling within its terms of reference;

13. Requests the Secretary-General to provide all necessary assistance to the Committee on Relations with the Host Country and to call its attention to issues of mutual concern relating to the implementation of the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations and the Convention on the Privileges and Immunities of the United Nations;

14. Requests the Committee on Relations with the Host Country to submit to the General Assembly, at its thirty-first session, a report on the progress of its work and to make, if it deems it necessary, appropriate recommendations.

15. Decides to include in the provisional agenda of its thirty-first session the item entitled "Report of the Committee on Relations with the Host Country".
