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Forty-second session  
SIXTH COMMITTEE  
Agenda item 130

### DRAFT CODE OF OFFENCES AGAINST THE PEACE AND SECURITY OF MANKIND

Algeria, Angola, Czechoslovakia, Egypt, Ethiopia, German  
Democratic Republic, Guinea, Kenya, Mali, Mongolia, Philippines,  
Poland, Qatar, Rwanda, Senegal, Tunisia, Uganda, Viet Nam,  
Zambia and Zimbabwe: draft resolution

### Draft Code of Crimes against the Peace and Security of Mankind

The General Assembly,

Mindful of Article 13, paragraph I-a, of the Charter of the United Nations, which provides that the General Assembly shall initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification,

Recalling its resolution 177 (II) of 21 November 1947, by which it directed the International Law Commission to prepare a draft code of offences against the peace and security of mankind,

Having considered the draft Code of Offences against the Peace and Security of Mankind prepared by the International Law Commission and submitted to the General Assembly in 1954, 1/

Recalling its belief that the elaboration of a code of offences against the peace and security of mankind could contribute to strengthening international peace and security and thus to promoting and implementing the purpose and principles set forth in the Charter of the United Nations,

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1/ Official Records of the General Assembly, Ninth Session, Supplement No. 9 (A/2693), para. 54.

Recalling also its resolution 36/106 of 10 December 1981, in which it invited the International Law Commission to resume its work with a view to elaborating the draft Code and to examine it with the required priority in order to review it, taking into account the results achieved by the process of the progressive development of international law,

Bearing in mind that the International Law Commission should fulfil its task on the basis of early elaboration of draft articles thereof,

Having considered chapter II of the report of the International Law Commission on the work of its thirty-ninth session, 2/

Taking note of the report of the Secretary-General on the subject, 3/

Taking into account the views expressed during the debate on this item at the current session, 4/

Recognizing the importance and urgency of the subject,

1. Agrees with the recommendation in paragraph 65 of the Commission's report to amend the title of this topic in English, in order to achieve greater uniformity and equivalence between different language versions;

2. Invites the International Law Commission to continue its work on the elaboration of the draft Code of Crimes against the Peace and Security of Mankind including the elaboration of a list of crimes, taking into account the progress made at its thirty-ninth session, 5/ as well as the views expressed during the forty-second session of the General Assembly; 4/

3. Requests the Secretary-General to seek the views of Member States regarding the conclusions contained in paragraph 69 (c) (i) of the Commission's report on the work of its thirty-fifth session; 6/

4. Further requests the Secretary-General to include the views received from Member States in accordance with paragraph 3 above in a report to be submitted to the General Assembly at its forty-third session;

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2/ Ibid., Forty-second Session, Supplement No. 10 (A/42/10).

3/ A/42/484 and Add.1.

4/ See Official Records of the General Assembly, Forty-second Session, Sixth Committee, 35th to 48th meetings and corrigendum.

5/ Ibid., Forty-second Session, Supplement No. 10 (A/42/10).

6/ Ibid., Thirty-eighth Session, Supplement No. 10 (A/38/10).

5. Decides to include in the provisional agenda of its forty-third session an item entitled "Draft Code of Crimes against the Peace and Security of Mankind", to be considered in conjunction with the examination of the report of the International Law Commission.

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