

RESOLUTIONS

ORGANIZATIONAL SESSION FOR 1992

1992/1. Establishment of the Commission on Crime Prevention and Criminal Justice

The Economic and Social Council,

Taking note of General Assembly resolution 46/152 of 18 December 1991 on the creation of an effective United Nations crime prevention and criminal justice programme,

1. *Adopts* the statement of principles and programme of action of the United Nations crime prevention and criminal justice programme, contained in the annex to General Assembly resolution 46/152;

2. *Decides:*

(a) To dissolve the Committee on Crime Prevention and Control;

(b) To establish the Commission on Crime Prevention and Criminal Justice as a functional commission of the Council, in accordance with the statement of principles and programme of action, paragraphs 23 to 26 of which contain the terms of reference of the Commission;

(c) To endorse the role and functions of the United Nations congresses on the prevention of crime and the treatment of offenders, in accordance with the statement of principles and programme of action;

(d) To invite the present members of the Committee on Crime Prevention and Control to participate during the first two days of the inaugural session of the Commission, at the expense of their respective Governments, except in the case of Committee members from least developed countries, in order to facilitate an orderly transition.

*2nd plenary meeting
6 February 1992*

1992/2. Amendments to the rules of procedure of the Economic and Social Council

The Economic and Social Council

Adopts the following amendments to the rules of procedure of the Council:

(a) Replace rule 1 by the following text:

“ORGANIZATIONAL AND SUBSTANTIVE SESSIONS

“Rule 1

“The Council shall normally hold an organizational session and one substantive session each year.”

(b) Replace rule 2 by the following text:

“DATES OF CONVENING AND ADJOURNMENT

“Rule 2

“Subject to rule 3, and following a meeting early in the year for the purpose of electing the President and the Bureau, the organizational session shall be convened on the first Tuesday in February and resumed at the end of April. The substantive session shall take place between May and July and shall be adjourned at least six weeks before the opening of the regular session of the General Assembly.”

(c) Replace rule 9, paragraphs 1 and 4, by the following text:

“DRAWING UP OF THE PROVISIONAL AGENDA

“Rule 9

“1. The Secretary-General shall draw up the provisional agenda for each session of the Council. He shall submit to the Council:

“(a) The provisional agenda for the organizational session at least three weeks in advance of the opening of that session;

“(b) The provisional agenda for the substantive session at the organizational session.

“4. The agenda for the organizational session shall include the consideration of the provisional agenda for the substantive session of the Council.”

*3rd plenary meeting
7 February 1992*

SUBSTANTIVE SESSION OF 1992

1992/3. Adverse consequences for the enjoyment of human rights of political, military, economic and other forms of assistance given to the racist regime of South Africa

The Economic and Social Council,

Recalling its resolution 1991/26 of 31 May 1991,

Recalling also General Assembly resolutions 39/15 of 23 November 1984, 41/95 of 4 December 1986, 43/92 of 8 December 1988 and 45/84 of 14 December 1990,

1. *Expresses its appreciation* to the Special Rapporteur

of the Subcommittee on Prevention of Discrimination and Protection of Minorities, Mr. Ahmed Khalifa, for his updated report;¹

2. *Expresses its thanks* to all Governments and organizations that provided information to the Special Rapporteur;

3. *Invites* the Special Rapporteur:

(a) To continue to update the list of banks, transnational corporations and other organizations assisting the racist regime of South Africa, giving such details regarding

enterprises listed as he may consider necessary and appropriate, including explanations of responses, if any, and to submit the updated report to the Commission on Human Rights through the Subcommittee;

(b) To use all available material from other United Nations organs, Member States, national liberation movements recognized by the Organization of African Unity, specialized agencies, other intergovernmental and non-governmental organizations and other relevant sources in order to indicate the volume, nature and adverse human consequences of the assistance given to the racist regime of South Africa;

(c) To intensify direct contacts with the Department of Economic and Social Development and the Centre against Apartheid of the Secretariat, with a view to consolidating mutual cooperation in updating his report;

4. *Calls upon* all Governments:

(a) To cooperate with the Special Rapporteur in making the report even more accurate and informative;

(b) To disseminate the updated report and give its contents the widest possible publicity;

5. *Calls upon* all Governments and organizations to maintain sanctions against the regime of South Africa until the total dismantlement of the apartheid system, in conformity with the Declaration on Apartheid and its Destructive Consequences in Southern Africa, adopted by the General Assembly by its resolution S-16/1 of 14 December 1989 and contained in the annex thereto;

6. *Invites* the Subcommittee on Prevention of Discrimination and Protection of Minorities at its forty-fourth session and the Commission on Human Rights at its forty-ninth session to consider the updated report;

7. *Requests* the Secretary-General, in accordance with General Assembly resolution 45/84, to make two economists available to the Special Rapporteur to help him develop his analysis and documentation on specific cases of special importance;

8. *Also requests* the Secretary-General to give the Special Rapporteur all the assistance that he may require in the exercise of his mandate, with a view to intensifying direct contacts with the Department of Economic and Social Development and the Centre against Apartheid and to consolidating mutual cooperation in updating his report;

9. *Further requests* the Secretary-General to bring the updated report of the Special Rapporteur to the attention of Governments whose national financial institutions continue to deal with the regime of South Africa, and to call upon them to provide the Special Rapporteur with any information or comments they may wish to submit on the matter;

10. *Requests* the Secretary-General to contact the Government of South Africa, with a view to enabling the Special Rapporteur to visit South Africa on a special mission for the purpose of the next updating of his report;

11. *Invites* the Secretary-General to continue to give the updated report of the Special Rapporteur the widest possible distribution and publicity as a United Nations publication.

*32nd plenary meeting
20 July 1992*

1992/4. Rights of persons belonging to national or ethnic, religious and linguistic minorities

The Economic and Social Council,

Taking note of Commission on Human Rights resolution 1992/16 of 21 February 1992,² in which the Commission approved the text of the draft declaration on the rights of persons belonging to national or ethnic, religious and linguistic minorities,³

Aware that persons belonging to minorities may also enjoy under international or domestic law rights other than those set forth in the draft declaration,

Recognizing that there is a continuing need to develop international protection in this area,

Believing that the principles and rights as set forth in the draft declaration involve matters of common interest,

Approves the draft declaration on the rights of persons belonging to national or ethnic, religious and linguistic minorities and recommends it to the General Assembly for adoption and further action.

*32nd plenary meeting
20 July 1992*

1992/5. Declaration on the protection of all persons from enforced disappearance

The Economic and Social Council,

Recalling Commission on Human Rights decision 1986/106 of 13 March 1986, by which the Commission invited the Subcommittee on Prevention of Discrimination and Protection of Minorities to reconsider the question of a declaration against unacknowledged detention of persons,⁴

Recalling also its resolution 1991/27 of 31 May 1991, by which it authorized an open-ended working group of the Commission to consider the draft declaration on the protection of all persons from enforced or involuntary disappearances, prepared by the Subcommittee,

Expressing its appreciation to the Commission for finalizing the draft declaration,

1. *Decides* to submit the report of the Working Group on the Declaration on the Protection of All Persons from Enforced Disappearance⁵ of the Commission on Human Rights to the General Assembly for consideration, with a view to the adoption by the Assembly, at its forty-seventh session, of the declaration contained in the annex to the report;

2. *Recommends* that, after adoption by the General Assembly, the full text of the declaration be disseminated as widely as possible.

*32nd plenary meeting
20 July 1992*

1992/6. Question of a draft optional protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment

The Economic and Social Council,

Taking note of Commission on Human Rights resolution 1992/43 of 3 March 1992,²