

6. *Decides* that the Special Committee shall accept the participation of observers of Member States, including in the meetings of its working group;

7. *Requests* the Secretary-General to continue, on a priority basis, the preparation of the draft handbook on the peaceful settlement of disputes between States, on the basis of the outline elaborated by the Special Committee and in the light of the views expressed in the course of the discussions in the Sixth Committee⁴⁹ and in the Special Committee,⁴⁸ and to report to the Special Committee at its session in 1989 on the progress of work, before submitting to it the draft handbook in its final form, with a view to its approval at a later stage;

8. *Also requests* the Secretary-General to render all assistance to the Special Committee;

9. *Requests* the Special Committee to submit a report on its work to the General Assembly at its forty-fourth session;

10. *Decides* to include in the provisional agenda of its forty-fourth session the item entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

*76th plenary meeting
9 December 1988*

43/171. Development and strengthening of good-neighbourliness between States

A

The General Assembly,

Bearing in mind the determination of the peoples of the United Nations, as expressed in the Charter of the United Nations, to practise tolerance and live together in peace with one another as good neighbours,

Recalling the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, approved by its resolution 2625 (XXV) of 24 October 1970,

Considering that the great changes of a political, economic and social nature, as well as the scientific and technological advances that have taken place in the world and led to unprecedented interdependence of nations, have given new dimensions to good-neighbourliness in the conduct of States and increased the need to develop and strengthen it,

1. *Takes note* of the report of the Sub-Committee on Good-Neighbourliness,⁵⁰ established by the Sixth Committee during the forty-third session of the General Assembly;

2. *Decides* to include in the provisional agenda of its forty-fifth session the item entitled "Development and strengthening of good-neighbourliness between States".

*76th plenary meeting
9 December 1988*

B

The General Assembly,

Bearing in mind the determination of the peoples of the United Nations, as expressed in the Charter of the United Nations, to practise tolerance and live together in peace with one another as good neighbours,

Recalling the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, approved by its resolution 2625 (XXV) of 24 October 1970,

Recalling also its resolutions 1236 (XII) of 14 December 1957, 1301 (XIII) of 10 December 1958, 2129 (XX) of 21 December 1965, 34/99 of 14 December 1979, 36/101 of 9 December 1981, 37/117 of 16 December 1982, 38/126 of 19 December 1983, 39/78 of 13 December 1984, 41/84 of 3 December 1986 and 42/158 of 7 December 1987, as well as its decision 40/419 of 11 December 1985,

Bearing in mind that, for various reasons, there are particularly favourable opportunities for co-operation and mutual advantage between neighbouring countries in many fields and various forms, and that the development of such co-operation may have a positive influence on international relations as a whole,

Considering that the great changes of a political, economic and social nature, as well as the scientific and technological advances that have taken place in the world and led to unprecedented interdependence of nations, have given new dimensions to good-neighbourliness in the conduct of States and increased the need to develop and strengthen it,

Taking into account the working papers concerning the development and strengthening of good-neighbourliness between States, as well as the written replies sent by States and international organizations on the content of good-neighbourliness and on ways and means to enhance it,⁵¹ the views expressed by States on this subject and the reports of the Sub-Committee on Good-Neighbourliness established by the Sixth Committee,⁵²

Recalling its opinion that it is necessary to continue to examine the question of good-neighbourliness in order to strengthen and develop its content, as well as ways and modalities to enhance its effectiveness, and that the results of this examination could be included, at an appropriate time, in a suitable international document,

1. *Reaffirms* that good-neighbourliness fully conforms with the purposes of the United Nations and shall be founded upon the strict observance of the principles of the United Nations as embodied in the Charter and in the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, and so presupposes the rejection of any acts seeking to establish zones of influence or domination;

2. *Calls once again upon* States, in the interest of the maintenance of international peace and security, to develop good-neighbourly relations, acting on the basis of these principles;

3. *Reaffirms* that the generalization of the long practice of good-neighbourliness and of principles and rules pertaining to it is likely to strengthen friendly relations

⁴⁹ *Ibid.*, *Forty-third Session, Sixth Committee*, 14th to 20th and 46th meetings, and corrigendum.

⁵⁰ A/C.6/43/L.11.

⁵¹ See A/36/376 and Add.1, A/37/476, A/38/336 and Add.1 and A/40/450 and Add.1 and 2.

⁵² See A/C.6/40/L.28 and Corr.1, A/C.6/41/L.14, A/C.6/42/L.6 and A/C.6/43/L.11.

and co-operation among States in accordance with the Charter;

4. *Takes note* of the report of the Sub-Committee on Good-Neighbourliness,⁵³ which functioned within the Sixth Committee during the forty-third session of the General Assembly;

5. *Decides* to continue and to complete at its forty-fifth session, on the basis of the present resolution and the report of the Sub-Committee, the task of identifying and clarifying the elements of good-neighbourliness and to begin the elaboration of a suitable international document on the development and strengthening of good-neighbourliness between States within the framework of a sub-committee on good-neighbourliness;

6. *Decides* to include in the provisional agenda of its forty-fifth session the item entitled "Development and strengthening of good-neighbourliness between States".

*76th plenary meeting
9 December 1988*

43/172. 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,⁵⁴

Recalling Article 105 of the Charter of the United Nations, the Convention on the Privileges and Immunities of the United Nations⁵⁵ and the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations,²

Recalling also that the problems related to the privileges and immunities of all missions accredited to the United Nations, the security of the missions and the safety of their personnel are of great importance and concern to Member States, as well as the primary responsibility of the host country,

Recognizing that effective measures should continue to be taken by the competent authorities of the host country, in particular to prevent any acts violating the security of missions and the safety of their personnel,

Conscious of the increased interest shown by Member States in participating in the work of the Committee,

1. *Endorses* the recommendations and conclusions of the Committee on Relations with the Host Country contained in paragraph 81 of its report;

2. *Reaffirms its condemnation* of any criminal acts violating the security of missions accredited to the United Nations and the safety of their personnel;

3. *Urges* the host country to take all necessary measures to continue to prevent criminal acts, including harassment and violations of the security of missions and the safety of their personnel or infringements of the inviolability of their property, in order to ensure the existence and functioning of all missions, including practicable measures to prohibit illegal activities of persons, groups and organizations that encourage, instigate, organize or engage in the perpetration of acts and activities against the security and safety of such missions and representatives;

4. *Reiterates its request* to the parties concerned to follow consultations with a view to reaching solutions to the issues raised by certain Member States concerning the size of their missions, in accordance with the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations and in the spirit of co-operation;

5. *Urges* the host country, in the light of the consideration by the Committee of travel regulations issued by the host country, to continue to honour its obligations to facilitate the functioning of the United Nations and the missions accredited to it;

6. *Stresses* the importance of a positive perception of the work of the United Nations, expresses concern about a negative public image and, therefore, urges that efforts be continued to build up public awareness by explaining, through all available means, the importance of the role played by the United Nations and the missions accredited to it in the strengthening of international peace and security;

7. *Requests* the Secretary-General to remain actively engaged in all aspects of the relations of the United Nations with the host country and to continue to stress the importance of effective measures to avoid acts of terrorism, violence and harassment against the missions and their personnel, as well as the need for any pertinent legislation adopted by the host country to be in accord with the Agreement and its other relevant obligations;

8. *Requests* the Committee to continue its work, in conformity with General Assembly resolution 2819 (XXVI) of 15 December 1971;

9. *Decides* to include in the provisional agenda of its forty-fourth session the item entitled "Report of the Committee on Relations with the Host Country".

*76th plenary meeting
9 December 1988*

43/173. Body of Principles for the Protection of All Persons under Any Form of Detention or Imprisonment

The General Assembly,

Recalling its resolution 35/177 of 15 December 1980, in which it referred the task of elaborating the draft Body of Principles for the Protection of All Persons under Any Form of Detention or Imprisonment to the Sixth Committee and decided to establish an open-ended working group for that purpose,

Taking note of the report of the Working Group on the Draft Body of Principles for the Protection of All Persons under Any Form of Detention or Imprisonment,⁵⁶ which met during the forty-third session of the General Assembly and completed the elaboration of the draft Body of Principles,

Considering that the Working Group decided to submit the text of the draft Body of Principles to the Sixth Committee for its consideration and adoption,⁵⁷

Convinced that the adoption of the draft Body of Principles would make an important contribution to the protection of human rights,

Considering the need to ensure the wide dissemination of the text of the Body of Principles,

⁵³ A/C.6/43/L.11; see also A/C.6/43/SC/CRP.3.

⁵⁴ *Official Records of the General Assembly, Forty-third Session, Supplement No. 26 and addendum (A/43/26 and Add.1).*

⁵⁵ Resolution 22 A (I).

⁵⁶ A/C.6/43/L.9.

⁵⁷ *Ibid.*, para 4.