

promotion and creation through the United Nations system;

16. *Expresses its appreciation* to all Governments that have made or expressed their intention to make contributions towards carrying out the recommendations of the Conference;

17. *Invites* all Governments to take effective action for the implementation of the recommendations of the Conference;

18. *Urges* all States, in particular those with major space capabilities, to contribute actively to the goal of preventing an arms race in outer space as an essential condition for the promotion of international co-operation in the exploration and use of outer space for peaceful purposes;

19. *Takes note* of the views expressed and documents circulated during the thirty-first session of the Committee on the Peaceful Uses of Outer Space and during the forty-third session of the General Assembly concerning ways and means of maintaining outer space for peaceful purposes;

20. *Requests* the Committee on the Peaceful Uses of Outer Space to continue to consider, as a matter of priority, ways and means of maintaining outer space for peaceful purposes and to report thereon to the General Assembly at its forty-fourth session;

21. *Requests* the Committee on the Peaceful Uses of Outer Space to consider at its thirty-second session a new agenda item entitled "Spin-off benefits of space technology: review of current status";

22. *Affirms* that the interference that satellite systems to be newly established may cause to systems already registered with the International Telecommunication Union shall not exceed the limits specified in the relevant provision of the Radio Regulations of the Union applicable to space services;

23. *Requests* all organs, organizations and bodies of the United Nations system and other intergovernmental organizations working in the field of outer space or on space-related matters to co-operate in the implementation of the recommendations of the Conference;

24. *Requests* the Secretary-General to report to the General Assembly at its forty-fourth session on the implementation of the recommendations of the Conference;

25. *Requests* the specialized agencies and other international organizations to continue and, where appropriate, enhance their co-operation with the Committee on the Peaceful Uses of Outer Space and to provide it with progress reports on their work relating to the peaceful uses of outer space;

26. *Requests* the Committee on the Peaceful Uses of Outer Space to continue its work, in accordance with the present resolution, to consider, as appropriate, new projects in outer space activities and to submit a report to the General Assembly at its forty-fourth session, including its views on which subjects should be studied in the future.

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43/57. United Nations Relief and Works Agency for Palestine Refugees in the Near East

A

ASSISTANCE TO PALESTINE REFUGEES

The General Assembly,

Recalling its resolution 42/69 A of 2 December 1987 and all its previous resolutions on the question, including resolution 194 (III) of 11 December 1948,

Taking note of the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

1. *Notes with deep regret* that repatriation or compensation of the refugees as provided for in paragraph 11 of General Assembly resolution 194 (III) has not been effected, that no substantial progress has been made in the programme endorsed by the Assembly in paragraph 2 of its resolution 513 (VI) of 26 January 1952 for the reintegration of refugees either by repatriation or resettlement and that, therefore, the situation of the refugees continues to be a matter of serious concern;

2. *Expresses its thanks* to the Commissioner-General and to all the staff of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, recognizing that the Agency is doing all it can within the limits of available resources, and also expresses its thanks to the specialized agencies and private organizations for their valuable work in assisting the refugees;

3. *Reiterates its request* that the headquarters of the Agency should be relocated to its former site within its area of operations as soon as practicable;

4. *Notes with regret* that the United Nations Conciliation Commission for Palestine has been unable to find a means of achieving progress in the implementation of paragraph 11 of General Assembly resolution 194 (III),¹³ and requests the Commission to exert continued efforts towards the implementation of that paragraph and to report to the Assembly as appropriate, but no later than 1 September 1989;

5. *Directs attention* to the continuing seriousness of the financial position of the Agency, as outlined in the report of the Commissioner-General;

6. *Notes with profound concern* that, despite the commendable and successful efforts of the Commissioner-General to collect additional contributions, this increased level of income to the Agency is still insufficient to cover essential budget requirements in the present year and that, at currently foreseen levels of giving, deficits will recur each year;

7. *Calls upon* all Governments, as a matter of urgency, to make the most generous efforts possible to meet the anticipated needs of the Agency, particularly in the light of the budgetary deficit projected in the report of the Commissioner-General, and therefore urges non-contributing Governments to contribute regularly and contributing Governments to consider increasing their regular contributions.

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¹² Official Records of the General Assembly, Forty-third Session, Supplement No. 13 and addendum (A/43/13 and Add.1).

¹³ See A/43/582, annex.

B

WORKING GROUP ON THE FINANCING OF THE UNITED NATIONS RELIEF AND WORKS AGENCY FOR PALESTINE REFUGEES IN THE NEAR EAST

The General Assembly,

Recalling its resolutions 2656 (XXV) of 7 December 1970, 2728 (XXV) of 15 December 1970, 2791 (XXVI) of 6 December 1971, 2964 (XXVII) of 13 December 1972, 3090 (XXVIII) of 7 December 1973, 3330 (XXIX) of 17 December 1974, 3419 D (XXX) of 8 December 1975, 31/15 C of 23 November 1976, 32/90 D of 13 December 1977, 33/112 D of 18 December 1978, 34/52 D of 23 November 1979, 35/13 D of 3 November 1980, 36/146 E of 16 December 1981, 37/120 A of 16 December 1982, 38/83 B of 15 December 1983, 39/99 B of 14 December 1984, 40/165 B of 16 December 1985, 41/69 B of 3 December 1986 and 42/69 B of 2 December 1987,

Recalling also its decision 36/462 of 16 March 1982, whereby it took note of the special report of the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East¹⁴ and adopted the recommendations contained therein,

Having considered the report of the Working Group,¹⁵

Taking into account the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

Deeply concerned at the critical financial situation of the Agency, which permits the provision of only minimum services to the Palestine refugees,

Emphasizing the continuing need for extraordinary efforts in order to maintain, at least at their present minimum level, the activities of the Agency, as well as to enable the Agency to carry out essential construction,

1. Commends the Working Group on the Financing of the United Nations Relief and Works Agency for Palestine Refugees in the Near East for its efforts to assist in ensuring the Agency's financial security;
2. Takes note with approval of the report of the Working Group;
3. Requests the Working Group to continue its efforts, in co-operation with the Secretary-General and the Commissioner-General, for the financing of the Agency for a further period of one year;
4. Requests the Secretary-General to provide the necessary services and assistance to the Working Group for the conduct of its work.

*71st plenary meeting
6 December 1988*

C

ASSISTANCE TO PERSONS DISPLACED AS A RESULT OF THE JUNE 1967 AND SUBSEQUENT HOSTILITIES

The General Assembly,

Recalling its resolution 42/69 C of 2 December 1987 and all its previous resolutions on the question,

Taking note of the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

Concerned about the continued human suffering resulting from the hostilities in the Middle East,

1. Reaffirms its resolution 42/69 C and all its previous resolutions on the question;

2. Endorses, bearing in mind the objectives of those resolutions, the efforts of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East to continue to provide humanitarian assistance as far as practicable, on an emergency basis and as a temporary measure, to other persons in the area who are at present displaced and in serious need of continued assistance as a result of the June 1967 and subsequent hostilities;

3. Strongly appeals to all Governments and to organizations and individuals to contribute generously for the above purposes to the United Nations Relief and Works Agency for Palestine Refugees in the Near East and to the other intergovernmental and non-governmental organizations concerned.

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6 December 1988*

D

OFFERS BY MEMBER STATES OF GRANTS AND SCHOLARSHIPS FOR HIGHER EDUCATION, INCLUDING VOCATIONAL TRAINING, FOR PALESTINE REFUGEES

The General Assembly,

Recalling its resolution 212 (III) of 19 November 1948 on assistance to Palestine refugees,

Recalling also its resolutions 35/13 B of 3 November 1980, 36/146 H of 16 December 1981, 37/120 D of 16 December 1982, 38/83 D of 15 December 1983, 39/99 D of 14 December 1984, 40/165 D of 16 December 1985, 41/69 D of 3 December 1986 and 42/69 D of 2 December 1987,

Cognizant of the fact that the Palestine refugees have, for the last four decades, lost their homes, lands and means of livelihood,

Having considered the report of the Secretary-General,¹⁶

Having also considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

1. Urges all States to respond to the appeal contained in General Assembly resolution 32/90 F of 13 December 1977 and reiterated in subsequent relevant resolutions in a manner commensurate with the needs of Palestine refugees for higher education, including vocational training;
2. Strongly appeals to all States, specialized agencies and non-governmental organizations to augment the special allocations for grants and scholarships to Palestine refugees in addition to their contributions to the regular budget of the United Nations Relief and Works Agency for Palestine Refugees in the Near East;
3. Expresses its appreciation to all Governments, specialized agencies and non-governmental organizations

¹⁴ A/36/866 and Corr 1; see also A/37/591

¹⁵ A/43/702.

¹⁶ A/43/652.

that responded favourably to General Assembly resolutions 41/69 D and 42/69 D;

4. *Invites* the relevant specialized agencies and other organizations of the United Nations system to continue, within their respective spheres of competence, to extend assistance for higher education to Palestine refugee students;

5. *Appeals* to all States, specialized agencies and the United Nations University to contribute generously to the Palestinian universities in the Palestinian territory occupied by Israel since 1967, including, in due course, the proposed University of Jerusalem "Al-Quds" for Palestine refugees;

6. *Also appeals* to all States, specialized agencies and other international bodies to contribute towards the establishment of vocational training centres for Palestine refugees;

7. *Requests* the United Nations Relief and Works Agency for Palestine Refugees in the Near East to act as the recipient and trustee for the special allocations for grants and scholarships and to award them to qualified Palestine refugee candidates;

8. *Requests* the Secretary-General to report to the General Assembly at its forty-fourth session on the implementation of the present resolution.

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6 December 1988*

E

PALESTINE REFUGEES IN THE PALESTINIAN TERRITORY OCCUPIED BY ISRAEL SINCE 1967

The General Assembly,

Recalling Security Council resolution 237 (1967) of 14 June 1967,

Recalling also its resolutions 2792 C (XXVI) of 6 December 1971, 2963 C (XXVII) of 13 December 1972, 3089 C (XXVIII) of 7 December 1973, 3331 D (XXIX) of 17 December 1974, 3419 C (XXX) of 8 December 1975, 31/15 E of 23 November 1976, 32/90 C of 13 December 1977, 33/112 E of 18 December 1978, 34/52 F of 23 November 1979, 35/13 F of 3 November 1980, 36/146 A of 16 December 1981, 37/120 E and I of 16 December 1982, 38/83 E and J of 15 December 1983, 39/99 E and J of 14 December 1984, 40/165 E and J of 16 December 1985, 41/69 E and J of 3 December 1986 and 42/69 E and J of 2 December 1987,

Having considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹² and the two reports of the Secretary-General,¹⁷

Recalling the provisions of paragraph 11 of its resolution 194 (III) of 11 December 1948, and considering that measures to resettle Palestine refugees in the Palestinian territory occupied by Israel since 1967 away from their homes and property from which they were displaced constitute a violation of their inalienable right of return,

Alarmed by the reports received from the Commissioner-General that the Israeli occupying authorities, in contravention of Israel's obligation under international

law, persist in their policy of demolishing shelters occupied by refugee families,

1. *Reiterates strongly its demand* that Israel desist from the removal and resettlement of Palestine refugees in the Palestinian territory occupied by Israel since 1967 and from the destruction of their shelters;

2. *Requests* the Commissioner General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East to address the acute situation of the Palestine refugees in the Palestinian territory occupied by Israel since 1967 and accordingly to extend all the services of the Agency to those refugees;

3. *Requests* the Secretary-General, in co-operation with the Commissioner-General, to resume issuing identification cards to all Palestine refugees and their descendants in the occupied Palestinian territory, irrespective of whether or not they are recipients of rations and services of the Agency;

4. *Requests* the Secretary-General, after consulting with the Commissioner-General, to report to the General Assembly, before the opening of its forty-fourth session, on the implementation of the present resolution and in particular on Israel's compliance with paragraph 1 above.

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6 December 1988*

F

RESUMPTION OF THE RATION DISTRIBUTION TO PALESTINE REFUGEES

The General Assembly,

Recalling its resolutions 36/146 F of 16 December 1981, 37/120 F of 16 December 1982, 38/83 F of 15 December 1983, 39/99 F of 14 December 1984, 40/165 F of 16 December 1985, 41/69 F of 3 December 1986, 42/69 F of 2 December 1987 and all its previous resolutions on the question, including resolution 302 (IV) of 8 December 1949,

Having considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹² and the report of the Secretary-General,¹⁸

Deeply concerned at the interruption by the Agency, owing to financial difficulties, of the general ration distribution to Palestine refugees in all fields,

1. *Regrets* that its resolutions 37/120 F, 38/83 F, 39/99 F, 40/165 F, 41/69 F and 42/69 F have not been implemented;

2. *Calls once again upon* all Governments, as a matter of urgency, to make the most generous efforts possible and to offer the necessary resources to meet the needs of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, particularly in the light of the interruption by the Agency of the general ration distribution to Palestine refugees in all fields, and therefore urges non-contributing Governments to contribute regularly and contributing Governments to consider increasing their regular contributions;

3. *Requests* the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East to resume on a continuing basis the inter-

¹⁷ A/43/653 and A/43/657.

¹⁸ A/43/654.

rupted general ration distribution to Palestine refugees in all fields;

4. *Requests* the Secretary-General, in consultation with the Commissioner-General, to report to the General Assembly at its forty-fourth session on the implementation of the present resolution.

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G

THE RETURN OF POPULATION AND REFUGEES DISPLACED SINCE 1967

The General Assembly,

Recalling Security Council resolution 237 (1967) of 14 June 1967,

Recalling also its resolutions 2252 (ES-V) of 4 July 1967, 2452 A (XXIII) of 19 December 1968, 2535 B (XXIV) of 10 December 1969, 2672 D (XXV) of 8 December 1970, 2792 E (XXVI) of 6 December 1971, 2963 C and D (XXVII) of 13 December 1972, 3089 C (XXVIII) of 7 December 1973, 3331 D (XXIX) of 17 December 1974, 3419 C (XXX) of 8 December 1975, 31/15 D of 23 November 1976, 32/90 E of 13 December 1977, 33/112 F of 18 December 1978, 34/52 E of 23 November 1979, ES-7/2 of 29 July 1980, 35/13 E of 3 November 1980, 36/146 B of 16 December 1981, 37/120 G of 16 December 1982, 38/83 G of 15 December 1983, 39/99 G of 14 December 1984, 40/165 G of 16 December 1985, 41/69 G of 3 December 1986 and 42/69 G of 2 December 1987,

Having considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹² and the report of the Secretary-General,¹⁹

1. *Reaffirms* the inalienable right of all displaced inhabitants to return to their homes or former places of residence in the territories occupied by Israel since 1967, and declares once more that any attempt to restrict, or to attach conditions to, the free exercise of the right to return by any displaced person is inconsistent with that inalienable right and inadmissible;

2. *Considers* any and all agreements embodying any restriction on, or condition for, the return of the displaced inhabitants as null and void;

3. *Strongly deplores* the continued refusal of the Israeli authorities to take steps for the return of the displaced inhabitants;

4. *Calls once more upon* Israel:

(a) To take immediate steps for the return of all displaced inhabitants;

(b) To desist from all measures that obstruct the return of the displaced inhabitants, including measures affecting the physical and demographic structure of the occupied territories;

5. *Requests* the Secretary-General, after consulting with the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, to report to the General Assembly, before the

opening of its forty-fourth session, on Israel's compliance with paragraph 4 above.

*71st plenary meeting
6 December 1988*

H

REVENUES DERIVED FROM PALESTINE REFUGEE PROPERTIES

The General Assembly,

Recalling its resolutions 35/13 A to F of 3 November 1980, 36/146 C of 16 December 1981, 37/120 H of 16 December 1982, 38/83 H of 15 December 1983, 39/99 H of 14 December 1984, 40/165 H of 16 December 1985, 41/69 H of 3 December 1986, 42/69 H of 2 December 1987 and all its previous resolutions on the question, including resolution 194 (III) of 11 December 1948,

Taking note of the report of the Secretary-General,²⁰

Taking note also of the report of the United Nations Conciliation Commission for Palestine, covering the period from 1 September 1987 to 31 August 1988,¹³

Recalling that the Universal Declaration of Human Rights²¹ and the principles of international law uphold the principle that no one shall be arbitrarily deprived of his or her private property,

Considering that the Palestine Arab refugees are entitled to their property and to the income derived therefrom, in conformity with the principles of justice and equity,

Recalling in particular its resolution 394 (V) of 14 December 1950, in which it directed the United Nations Conciliation Commission for Palestine, in consultation with the parties concerned, to prescribe measures for the protection of the rights, property and interests of the Palestine Arab refugees,

Taking note of the completion of the programme of identification and evaluation of Arab property, as announced by the United Nations Conciliation Commission for Palestine in its twenty-second progress report,²² and of the fact that the Land Office had a schedule of Arab owners and file of documents defining the location, area and other particulars of Arab property,

1. *Requests* the Secretary-General to take all appropriate steps, in consultation with the United Nations Conciliation Commission for Palestine, for the protection and administration of Arab property, assets and property rights in Israel and to establish a fund for the receipt of income derived therefrom, on behalf of the rightful owners;

2. *Calls once more upon* Israel to render all facilities and assistance to the Secretary-General in the implementation of the present resolution;

3. *Calls upon* the Governments of all the other Member States concerned to provide the Secretary-General with any pertinent information in their possession concerning Arab property, assets and property rights in Israel, which would assist the Secretary-General in the implementation of the present resolution;

4. *Deplores* Israel's refusal to co-operate with the Secretary-General in the implementation of the resolutions on the question;

²⁰ A/43/581

²¹ Resolution 217 A (III).

²² *Official Records of the General Assembly, Nineteenth Session, Annex No 11, document A/5700*

¹⁹ A/43/655.

5. *Requests* the Secretary-General to report to the General Assembly at its forty-fourth session on the implementation of the present resolution.

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I

PROTECTION OF PALESTINE REFUGEES

The General Assembly,

Recalling Security Council resolutions 508 (1982) of 5 June 1982, 509 (1982) of 6 June 1982, 511 (1982) of 18 June 1982, 512 (1982) of 19 June 1982, 513 (1982) of 4 July 1982, 515 (1982) of 29 July 1982, 517 (1982) of 4 August 1982, 518 (1982) of 12 August 1982, 519 (1982) of 17 August 1982, 520 (1982) of 17 September 1982 and 523 (1982) of 18 October 1982,

Recalling in particular recent Security Council resolutions 605 (1987) of 22 December 1987, 607 (1988) of 5 January 1988 and 608 (1988) of 14 January 1988,

Recalling its resolutions ES-7/5 of 26 June 1982, ES-7/6 and ES-7/8 of 19 August 1982, ES-7/9 of 24 September 1982, 37/120 J of 16 December 1982, 38/83 I of 15 December 1983, 39/99 I of 14 December 1984, 40/165 I of 16 December 1985, 41/69 I of 3 December 1986, 42/69 I of 2 December 1987 and 43/21 of 3 November 1988,

Taking note of the report of the Secretary-General dated 21 January 1988,²³ submitted in accordance with Security Council resolution 605 (1987),

Having considered the report of the Secretary-General,²⁴

Having also considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

Gravely concerned and alarmed by the deteriorating situation in the Palestinian territory occupied by Israel since 1967, including Jerusalem,

Taking into account the need to consider measures for the impartial protection of the Palestinian civilian population under Israeli occupation,

Referring to the humanitarian principles of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,²⁵ and to the obligations arising from the regulations annexed to the Hague Convention IV of 1907,²⁶

Deeply concerned at the marked deterioration in the security situation experienced by the Palestine refugees as stated by the Commissioner-General in his report,

Deeply distressed at the suffering of the Palestinian and Lebanese population which resulted from continuing Israeli acts of aggression against Lebanon and other hostile acts,

Deeply distressed at the tragic situation of the civilian population in and around the Palestinian refugee camps in Lebanon which resulted from the fighting,

Noting with appreciation the efforts of the Secretary-General and the support of the Commissioner-General for organizing a co-ordinated and comprehensive programme of assistance for Lebanon by the United Nations inter-agency group, as reflected in paragraph 17 of the Commissioner-General's report,¹²

Reaffirming its support for the sovereignty, unity and territorial integrity of Lebanon, within its internationally recognized boundaries,

1. *Holds* Israel responsible for the security of the Palestine refugees in the Palestinian and other Arab territories occupied since 1967, including Jerusalem, and calls upon it to fulfil its obligations as the occupying Power in this regard, in accordance with the pertinent provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949;

2. *Calls upon* all the High Contracting Parties to the Convention to take appropriate measures to ensure respect by Israel, the occupying Power, for the Convention in all circumstances in conformity with their obligation under article I thereof;

3. *Urges* the Security Council to consider the current situation in the occupied Palestinian territory, taking into account the recommendations contained in the report of the Secretary-General;²³

4. *Urges* the Secretary-General, in consultation with the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, to continue their efforts in support of the upholding of the safety and security and the legal and human rights of the Palestine refugees in all the territories under Israeli occupation in 1967 and thereafter;

5. *Calls once again upon* Israel, the occupying Power, to release forthwith all arbitrarily detained Palestine refugees, including the employees of the United Nations Relief and Works Agency for Palestine Refugees in the Near East;

6. *Welcomes* the provision by the Commissioner-General, in consultation with the Government of Lebanon, to provide housing to the Palestine refugees whose houses were demolished or razed;

7. *Welcomes also* the provision by the Commissioner-General, in consultation with the Government of Lebanon, to provide emergency housing repairs for the shelters and Agency installations that have been partly damaged or destroyed in the fighting;

8. *Calls once again upon* Israel to compensate the Agency for the damage to its property and facilities resulting from the Israeli invasion of Lebanon, without prejudice to Israel's responsibility for all damages resulting from that invasion;

9. *Requests* the Secretary-General, in consultation with the Commissioner-General, to report to the General Assembly, before the opening of its forty-fourth session, on the implementation of the present resolution.

²³ *Official Records of the Security Council, Forty-third Year, Supplement for January, February and March 1988, document S/19443.*

²⁴ A/43/656.

²⁵ United Nations, *Treaty Series*, vol. 75, No. 973.

²⁶ Carnegie Endowment for International Peace, *The Hague Conventions and Declarations of 1899 and 1907* (New York, Oxford University Press, 1915), p. 100.

J

UNIVERSITY OF JERUSALEM "AL-QUDS" FOR
PALESTINE REFUGEES

The General Assembly,

Recalling its resolutions 36/146 G of 16 December 1981, 37/120 C of 16 December 1982, 38/83 K of 15 December 1983, 39/99 K of 14 December 1984, 40/165 D and K of 16 December 1985, 41/69 K of 3 December 1986 and 42/69 K of 2 December 1987,

Having considered the report of the Secretary-General,²⁷

Having also considered the report of the Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, covering the period from 1 July 1987 to 30 June 1988,¹²

1. *Emphasizes* the need for strengthening the educational system in the Arab territories occupied since 5 June 1967, including Jerusalem, and specifically the need for the establishment of the proposed university;

2. *Requests* the Secretary-General to continue to take all necessary measures for establishing the University of Jerusalem "Al-Quds", in accordance with General Assembly resolution 35/13 B of 3 November 1980, giving due consideration to the recommendations consistent with the provisions of that resolution;

3. *Calls once more upon* Israel, the occupying Power, to co-operate in the implementation of the present resolution and to remove the hindrances that it has put in the way of establishing the University of Jerusalem "Al-Quds";

4. *Requests* the Secretary-General to report to the General Assembly at its forty-fourth session on the progress made in the implementation of the present resolution.

71st plenary meeting
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43/58. Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories

A

The General Assembly,

Guided by the purposes and principles of the Charter of the United Nations and by the principles and provisions of the Universal Declaration of Human Rights,²¹

Aware of the uprising (*intifadah*) of the Palestinian people since 9 December 1987 against Israeli occupation, which has received significant attention and sympathy from world public opinion,

Deeply concerned at the alarming situation in the Palestinian territory occupied since 1967, including Jerusalem, as well as in the other occupied Arab territories, as a result of the continued occupation by Israel, the occupying Power, and of its persistent policies and practices against the Palestinian people,

Bearing in mind the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,²⁵ as well as of other relevant conventions and regulations,

Taking into account the need to consider measures for the impartial protection of the Palestinian people under the Israeli occupation,

Recalling all its resolutions on the subject, in particular resolutions 32/91 B and C of 13 December 1977, 33/113 C of 18 December 1978, 34/90 A of 12 December 1979, 35/122 C of 11 December 1980, 36/147 C of 16 December 1981, ES-9/1 of 5 February 1982, 37/88 C of 10 December 1982, 38/79 D of 15 December 1983, 39/95 D of 14 December 1984, 40/161 D of 16 December 1985, 41/63 D of 3 December 1986, 42/160 D of 8 December 1987 and 43/21 of 3 November 1988,

Recalling also the relevant Security Council resolutions, in particular resolutions 605 (1987) of 22 December 1987, 607 (1988) of 5 January 1988 and 608 (1988) of 14 January 1988,

Recalling further the relevant resolutions adopted by the Commission on Human Rights, in particular its resolutions 1983/1 of 15 February 1983,²⁸ 1984/1 of 20 February 1984,²⁹ 1985/1 A and B and 1985/2 of 19 February 1985,³⁰ 1986/1 A and B and 1986/2 of 20 February 1986,³¹ 1987/1, 1987/2 A and B and 1987/4 of 19 February 1987,³² 1988/1 A and B and 1988/2 of 15 February 1988 and 1988/3 of 22 February 1988,³³ and by other United Nations organs concerned and the specialized agencies,

Having considered the report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories,³⁴ which contains, *inter alia*, self-incriminating public statements made by officials of Israel, the occupying Power,

Having also considered the reports of the Secretary-General of 21 January 1988,²³ 29 September 1988,³⁵ and 21 November 1988,³⁶

1. *Commends* the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories for its efforts in performing the tasks assigned to it by the General Assembly and for its thoroughness and impartiality;

2. *Deplores* the continued refusal by Israel to allow the Special Committee access to the occupied territories;

3. *Demands* that Israel allow the Special Committee access to the occupied territories;

4. *Reaffirms* the fact that occupation itself constitutes a grave violation of the human rights of the civilian population of the occupied Arab territories;

5. *Condemns* the continued and persistent violation by Israel of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, and other applicable international instruments, and condemns in particular those violations which the Convention designates as "grave breaches" thereof;

6. *Declares once more* that Israel's grave breaches of that Convention are war crimes and an affront to humanity;

²⁸ See *Official Records of the Economic and Social Council, 1983, Supplement No. 3 (E/1983/13 and Corr.1)*, chap. XXVII, sect. A.

²⁹ *Ibid.*, 1984, *Supplement No. 4 (E/1984/14 and Corr.1)*, chap. II, sect. A.

³⁰ *Ibid.*, 1985, *Supplement No. 2 (E/1985/22)*, chap. II, sect. A.

³¹ *Ibid.*, 1986, *Supplement No. 2 (E/1986/22)*, chap. II, sect. A.

³² *Ibid.*, 1987, *Supplement No. 5 (E/1987/18 and Corr.1 and 2)*, chap. II, sect. A.

³³ *Ibid.*, 1988, *Supplement No. 2 (E/1988/12)*, chap. II, sect. A.

³⁴ A/43/694.

³⁵ A/43/636.

³⁶ A/43/806.