

Mindful of a growing awareness among States and peoples of the dangers of the continuing arms race, in particular the nuclear-arms race, and of the need to eliminate the danger of the outbreak of a nuclear war,

Calling attention to the tasks set forth in the Declaration of the 1980s as the Second Disarmament Decade,⁵⁰ which demand intensified efforts to be taken in the Committee on Disarmament and other appropriate forums,

Stressing the need to promote the development, strengthening and intensification of international co-operation designed to achieve general and complete disarmament, as defined by the General Assembly at its tenth special session,

Noting with concern the lack of tangible progress with respect to the implementation of the measures set forth in the Programme of Action in section III of the Final Document of the Tenth Special Session of the General Assembly,

Bearing in mind that at its second special session devoted to disarmament, to be held from 7 June to 9 July 1982, the General Assembly will undertake a review of the progress made in the implementation of the recommendations and decisions of the first special session on disarmament,

Conscious of the need to contribute to the success of the second special session through concrete accomplishments in the field of disarmament, thereby maintaining and further intensifying the momentum generated by the first special session,

1. *Expresses its deep concern* about the continued arms race, in particular the nuclear-arms race, and about the constantly growing military budgets, which bear negative consequences and pose a growing threat to international peace and security as well as to the development of States, particularly developing countries;

2. *Urgently calls upon* all States, in particular nuclear-weapon States and other major military Powers, immediately to take steps in order to promote international security and lead to the effective halting and reversing of the arms race and to disarmament;

3. *Urges* those States also to intensify their efforts to bring to a successful end the negotiations which are currently taking place in the Committee on Disarmament and other international forums and to proceed to or resume negotiations on effective international agreements on items of the highest priority as laid down by the first special session of the General Assembly devoted to disarmament;

4. *Recommends* that the Committee on Disarmament should concentrate its work on the substantive and priority items on its agenda with a view to achieving tangible results in order to contribute to the success of the second special session of the General Assembly devoted to disarmament and to the accomplishment of the tasks set forth in the Declaration of the 1980s as the Second Disarmament Decade;

5. *Calls upon* all States to refrain from any actions which have or may have negative effects on the implementation of the relevant recommendations and decisions of the first special session devoted to disarmament;

6. *Invites* all States which are engaged in disarmament and/or arms limitation negotiations outside the framework of the United Nations to keep the General Assembly and the Committee on Disarmament informed of the results of such negotiations in conformity with the relevant provisions of the Final Document of the Tenth Special Session of the General Assembly;

7. *Also calls upon* States engaged in such negotiations outside the framework of the United Nations to implement

the results achieved, so as to create favourable conditions for further progress;

8. *Recommends* that the General Assembly should keep under review at its forthcoming sessions the implementation of its recommendations and decisions on disarmament issues.

*91st plenary meeting
9 December 1981*

36/93. United Nations Conference on Prohibitions or Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects

The General Assembly,

Recalling its resolutions 32/152 of 19 December 1977, 33/70 of 14 December 1978, 34/82 of 11 December 1979 and 35/153 of 12 December 1980,

Recalling the successful conclusion of the United Nations Conference on Prohibitions or Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, which resulted in a convention and three protocols,⁵¹ adopted by the Conference on 10 October 1980, namely, the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, the Protocol on Non-Detectable Fragments (Protocol I), the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II) and the Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III),

Reaffirming its conviction that the suffering of civilian populations and of combatants would be further significantly reduced if general agreement could be attained on the prohibition or restriction for humanitarian reasons of the use of specific conventional weapons, including any which may be deemed to be excessively injurious or to have indiscriminate effects,

Taking note with satisfaction of the report of the Secretary-General,⁵² in which indication was given that many States had already signed the Convention, which was opened for signature in New York on 10 April 1981.

1. *Urges* those States which have not yet done so to exert their best endeavours to sign and ratify the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects and the Protocols annexed thereto as early as possible so as to obtain the entry into force of the Convention, and ultimately its universal adherence;

2. *Notes* that, under article 8 of the Convention, conferences may be convened to consider amendments to the Convention or any of the Protocols annexed thereto, to consider additional protocols relating to other categories of conventional weapons not covered by the existing annexed Protocols, or to review the scope and operation of the Convention and the Protocols annexed thereto and to consider any proposal for amendments to the Convention or to the existing Protocols and any proposals for additional protocols relating to other categories of conventional weapons not covered by the existing annexed Protocols;

3. *Requests* the Secretary-General, as depositary of the Convention and the three Protocols annexed thereto, to in-

⁵⁰ Resolution 35/46.

⁵¹ See A/CONF.95/15 and Corr.1, annex 1.

⁵² A/36/406.

form the General Assembly from time to time of the state of adherence to the Convention and its Protocols;

4. *Decides* to include in the provisional agenda of its thirty-seventh session the item entitled "United Nations Conference on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects".

*91st plenary meeting
9 December 1981*

36/94. Conclusion of an international convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons

The General Assembly,

Convinced of the need to take effective measures for the strengthening of the security of States and prompted by the desire shared by all nations to eliminate war and prevent nuclear conflagration,

Taking into account the principle of non-use of force or threat of force enshrined in the Charter of the United Nations and reaffirmed in a number of United Nations declarations and resolutions,

Noting with satisfaction the desire of States in various regions to prevent nuclear weapons from being introduced into their territories, including through the establishment of nuclear-weapon-free zones, on the basis of arrangements freely arrived at among the States of the region concerned, and being anxious to contribute to the attainment of this objective,

Considering that, until nuclear disarmament is achieved on a universal basis, it is imperative for the international community to develop effective measures to ensure the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons from any quarter,

Recognizing that effective measures to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons can constitute a positive contribution to the prevention of the spread of nuclear weapons,

Mindful of the statements made and views expressed by various States on the strengthening of the security of non-nuclear-weapon States,

Concerned at the continuing escalation of the arms race, in particular the nuclear-arms race, and the increased danger of recourse to the use or threat of use of nuclear weapons,

Deeply concerned at the plans for further stationing of nuclear weapons on the territories of non-nuclear-weapon States that could directly affect the security of non-nuclear-weapon States,

Desirous of promoting the implementation of paragraph 59 of the Final Document of the Tenth Special Session of the General Assembly,⁵³ the first special session devoted to disarmament, in which it urged the nuclear-weapon States to pursue efforts to conclude, as appropriate, effective arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons,

Recalling its resolutions 33/72 of 14 December 1978, 34/84 and 34/85 of 11 December 1979, 35/154 and 35/155 of 12 December 1980 and the relevant provisions of its resolution 35/46 of 3 December 1980,

Noting the consideration by the Committee on Disarmament in 1981 of the item entitled "Effective international

arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons" and the setting up of an *Ad Hoc* Working Group to continue the negotiations on this item,

Recalling the drafts of an international convention submitted on that item to the Committee on Disarmament in 1979 and noting with satisfaction that the idea of concluding such a convention has received widespread international support,

Taking note of the report of the Committee on Disarmament,⁵⁴ including the report of the *Ad Hoc* Working Group on Effective International Arrangements to Assure Non-Nuclear-Weapon States against the Use or Threat of Use of Nuclear Weapons,⁵⁵

Wishing to promote an early and successful completion of the negotiations on the elaboration of a convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons,

Noting further that the idea of interim arrangements as a first step towards the conclusion of such a convention has also been considered in the Committee on Disarmament, particularly in the form of a Security Council resolution on this subject, and recalling the recommendation made in that respect by the General Assembly in paragraph 6 of its resolution 35/154,

Mindful of the second special session devoted to disarmament, to be held from 7 June to 9 July 1982, at which the General Assembly will review the progress achieved in the field of disarmament, including the implementation of paragraph 59 of the Final Document of the Tenth Special Session of the General Assembly,

1. *Welcomes* the conclusion of the Committee on Disarmament that there is continuing recognition of the urgent need to reach agreement on effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons;

2. *Notes with satisfaction* that in the Committee on Disarmament there is once again no objection, in principle, to the idea of an international convention on this subject;

3. *Requests* the Committee on Disarmament to continue the negotiations on the question of strengthening the security guarantees of non-nuclear-weapon States during its session in 1982;

4. *Calls upon* all States participating in those negotiations to make efforts for the elaboration and conclusion of an international convention on this matter;

5. *Calls once again upon* all nuclear-weapon States to make solemn declarations, identical in substance, concerning the non-use of nuclear weapons against non-nuclear-weapon States having no such weapons on their territories, as a first step towards the conclusion of an international convention, and recommends that the Security Council should examine such declarations and, if they all meet the above-mentioned objective, should adopt an appropriate resolution approving them;

6. *Decides* to include in the provisional agenda of its thirty-seventh session the item entitled "Conclusion of an international convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons".

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⁵³ Resolution S-10/2.

⁵⁴ Official Records of the General Assembly, Thirty-sixth Session, Supplement No. 27 (A/36/27).

⁵⁵ *Ibid.*, para. 101.