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President: Ismat T. KITTANI (Iraq).

AGENDA ITEM 15

Elections to fill vacancies in principal organs (*concluded*):*

(c) Election of five members of the International Court of Justice

1. The PRESIDENT: The election today is being held in order to fill the vacancy caused by the death of Judge Abdullah El-Erian of Egypt. Before we proceed to the election, I should like to bring the following information to the attention of the Assembly.

2. First, in accordance with General Assembly resolution 264 (III), a State which is a Party to the Statute of the International Court of Justice but not a Member of the United Nations may participate in the election in the General Assembly with the same rights as the States Members of the United Nations. On this occasion I am happy to welcome here the representatives of Liechtenstein, San Marino and Switzerland.

3. Secondly, I should like to draw the attention of the Assembly to the documents relating to the election. The Assembly has before it a memorandum by the Secretary-General [A/36/861-S/14885] on the present composition of the Court and the procedure to be followed in the General Assembly and in the Security Council in regard to the election; a note by the Secretary-General containing a list of candidates nominated by national groups [A/36/862/Rev.1-S/14886/Rev.1] and a note by the Secretary-General containing the curricula vitae of the candidates [A/36/863-S/14887].

4. Thirdly, in conformity with Article 8 of the Statute of the International Court of Justice, independently of the General Assembly the Security Council will also proceed to the election of one member of the Court.

5. Fourthly, the result of the voting in one of the organs will not be communicated to the other organ until the voting in both organs is completed.

6. Fifthly, in accordance with Article 10, paragraph 1, of the Statute of the Court, the candidate who obtains an absolute majority of votes in the General Assembly and in the Security Council shall be considered as elected. For

the present election, 81 votes constitute an absolute majority in the General Assembly.

7. Finally, representatives are requested to use only the ballot papers now being distributed and to place a cross at the left of the name of the candidate for whom they wish to vote. Each elector may vote for only one candidate. No names may be written in on the ballot paper, if that is done the ballot will be considered invalid.

8. The General Assembly will now proceed to a secret ballot. I request representatives to remain in the Hall until the result of the voting is announced. If on the first ballot no candidate obtains the required majority, it will be necessary to proceed to other ballots until the required majority is obtained.

At the invitation of the President, Mr. Hattinga van'T Sant (Netherlands), Mr. Szeremeta (Poland) and Mr. Goonetilleke (Sri Lanka) acted as tellers.

A vote was taken by secret ballot.

9. I propose to suspend the meeting while the ballots are being counted.

The meeting was suspended at 11.15 a.m. and resumed at 11.30 a.m.

10. The PRESIDENT: The result of the voting is as follows:

<i>Number of ballot papers:</i>	154
<i>Number of invalid ballots:</i>	0
<i>Number of valid ballots:</i>	154
<i>Abstentions:</i>	1
<i>Number of members voting:</i>	153
<i>Required majority:</i>	81

Number of votes obtained:

Mr. Ahmed Esmat Abdel Meguid (Egypt)	79
Mr. Mohammed Bedjaoui (Algeria)	74

11. The PRESIDENT: As neither candidate has obtained the required absolute majority, the General Assembly will have to vote again. Representatives are requested to use only the ballot papers now being distributed and to place a cross at the left of the name of the candidate for whom they wish to vote. I remind representatives that no names may be written in, and that any ballot paper on which more than one name is marked will be considered invalid.

At the invitation of the President, Mr. Hattinga van'T Sant (Netherlands), Mr. Szeremeta (Poland) and Mr. Goonetilleke (Sri Lanka) acted as tellers.

A vote was taken by secret ballot.

12. The PRESIDENT: I propose now to suspend the meeting while the ballots are being counted.

*Resumed from the 105th meeting.

The meeting was suspended at 11.50 a.m. and resumed at 11.55 a.m.

13. The PRESIDENT: The result of the voting is as follows:

<i>Number of ballot papers:</i>	156
<i>Number of invalid ballots:</i>	0
<i>Number of valid ballots:</i>	156
<i>Abstentions:</i>	0
<i>Number of members voting:</i>	156
<i>Required majority:</i>	81

Number of votes obtained:

Mr. Mohammed Bedjaoui (Algeria).....	79
Mr. Ahmed Esmat Abdel Meguid (Egypt)....	77

14. The PRESIDENT: As neither candidate has obtained the required absolute majority, the General Assembly will have to vote again. Representatives are requested to use only the ballot papers now being distributed and to place a cross at the left of the name of the candidate for whom they wish to vote. I remind representatives that no names may be written in, and that any ballot paper on which more than one name is marked will be considered invalid.

At the invitation of the President, Mr. Hattinga van'T Sant (Netherlands), Mr. Szeremeta (Poland) and Mr. Goonetilleke (Sri Lanka) acted as tellers.

A vote was taken by secret ballot.

15. The PRESIDENT: I propose now to suspend the meeting while the ballots are being counted.

The meeting was suspended at 12.10 p.m. and resumed at 12.20 p.m.

16. The PRESIDENT: The result of the voting is as follows:

<i>Number of ballot papers:</i>	156
<i>Number of invalid ballots:</i>	0
<i>Number of valid ballots:</i>	156
<i>Abstentions:</i>	0
<i>Number of members voting:</i>	156
<i>Required majority:</i>	81

Number of votes obtained:

Mr. Mohammed Bedjaoui (Algeria).....	80
Mr. Ahmed Esmat Abdel Meguid (Egypt)....	76

17. The PRESIDENT: As neither candidate has obtained the required absolute majority, the General Assembly will have to vote again.

18. Representatives are requested to use only the ballot papers now being distributed and to place a cross at the left of the name of the candidate for whom they wish to vote. I remind representatives that no names may be writ-

ten in, and that any ballot paper on which more than one name is marked will be considered invalid.

At the invitation of the President, Mr. Hattinga van'T Sant (Netherlands), Mr. Szeremeta (Poland) and Mr. Goonetilleke (Sri Lanka) acted as tellers.

A vote was taken by secret ballot.

19. The PRESIDENT: I propose now to suspend the meeting while the ballots are being counted.

The meeting was suspended at 12.30 p.m. and resumed at 12.40 p.m.

20. The PRESIDENT: The result of the voting is as follows:

<i>Number of ballot papers:</i>	156
<i>Number of invalid ballots:</i>	0
<i>Number of valid ballots:</i>	156
<i>Abstentions:</i>	0
<i>Number of members voting:</i>	156
<i>Required majority:</i>	81

Number of votes obtained:

Mr. Mohammed Bedjaoui (Algeria).....	87
Mr. Ahmed Esmat Abdel Meguid (Egypt)....	69

21. The PRESIDENT: Mr. Mohammed Bedjaoui of Algeria has accordingly received the required absolute majority in the General Assembly. I have communicated this result to the President of the Security Council.

22. I shall now read the letter dated today, 19 March 1982, from the President of the Security Council addressed to the President of the General Assembly communicating the result of the vote in the Council. The letter reads as follows:

"I have the honour to inform you that at the 2333rd meeting of the Security Council, held on 19 March 1982 in order to elect a member of the International Court of Justice to fill the vacancy caused by the death of Judge Abdullah El-Erian, Mr. Mohammed Bedjaoui received an absolute majority of votes."

Having obtained the required absolute majority in elections held independently in the General Assembly and the Security Council, Mr. Mohammed Bedjaoui (Algeria) was elected member of the International Court of Justice for a term of office ending on 5 February 1988 (decision 36/309 B).

23. I take this opportunity to extend to Mr. Bedjaoui the congratulations of the Assembly on his election to this high office, and to wish him a successful tenure on the Court. I also take this opportunity to thank the tellers for their assistance.

The meeting rose at 12.45 p.m.