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Agenda item 33

JUDGMENT OF THE INTERNATIONAL COURT OF JUSTICE OF 27 JUNE 1986
CONCERNING MILITARY AND PARAMILITARY ACTIVITIES IN AND AGAINST
NICARAGUA: NEED FOR IMMEDIATE COMPLIANCE

Nicaragua: draft resolution

The General Assembly,

Recalling Security Council resolutions 530 (1983) of 19 May 1983 and 562 (1985) of 10 May 1985, and its resolutions 41/31 of 3 November 1986 and 42/18 of 12 November 1987,

Aware that, under the Charter of the United Nations, the International Court of Justice is the principal judicial organ of the United Nations and that each Member undertakes to comply with the decision of the Court in any case to which it is a party,

Considering that Article 36, paragraph 6, of the Statute of the Court provides that "in the event of a dispute as to whether the Court has jurisdiction, the matter shall be settled by the decision of the Court",

Taking note of the Judgment of the International Court of Justice of 27 June 1986 in the case of "Military and Paramilitary Activities in and against Nicaragua", 1/

Having considered the events that have taken place in and against Nicaragua since the Judgment was rendered, in particular the continued financing by the United States of America of military and other activities in and against Nicaragua,

1/ Military and Paramilitary Activities in and against Nicaragua (Nicaragua v. United States of America), Merits, Judgment, I.C.J. Reports 1986, p. 14.

Emphasizing the obligation of States, under customary international law, not to intervene in the internal affairs of other States,

1. Urgently calls for full and immediate compliance with the Judgment of the International Court of Justice of 27 June 1986 in the case of "Military and Paramilitary Activities in and against Nicaragua" in conformity with the relevant provisions of the Charter of the United Nations;

2. Requests the Secretary-General to keep the General Assembly informed on the implementation of this resolution;

3. Decides to include in the provisional agenda of its forty-fourth session the item entitled "Judgment of the International Court of Justice of 27 June 1986 concerning military and paramilitary activities in and against Nicaragua: need for immediate compliance".

