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Agenda item 137

REPORT OF THE COMMITTEE ON RELATIONS WITH THE HOST COUNTRY

Report of the Sixth Committee (Part I)

Rapporteur: Mr. Carlos VELASCO MENDIOLA (Peru)

I. INTRODUCTION

1. At its 51st meeting, on 29 November 1988, the Sixth Committee began its consideration of item 137, entitled "Report of the Committee on Relations with the Host Country".

II. CONSIDERATION OF DRAFT RESOLUTION A/C.6/43/L.25

2. At the same meeting, the Sixth Committee had before it draft resolution A/C.6/43/L.25, which was submitted by the representative of Jordan, on behalf of the States members of the League of Arab States, joined later by Brunei Darussalam, India, Indonesia, Malaysia, Yugoslavia, Zambia and Zimbabwe.

3. In introducing the draft resolution, the representative of Jordan orally amended it by reversing the order of operative paragraphs 2 and 3.

4. At the same meeting, the Sixth Committee adopted, on a priority basis, the draft resolution as orally amended, by a vote of 121 to 2, with 1 abstention (see para. 6).

5. Statements in explanation of vote before the vote were made by the representatives of Israel, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Statements in explanation of vote after the vote were made by the representatives of Australia, Canada, New Zealand and Saudi Arabia. India and Indonesia, as well as the observer of the Palestine Liberation Organization, made statements on the draft resolution.

III. RECOMMENDATION OF THE SIXTH COMMITTEE

6. The Sixth Committee recommends to the General Assembly the adoption of the following resolution:

Report of the Committee on Relations with the Host Country

The General Assembly,

Recalling Article 105 of the Charter of the United Nations and the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations, dated 26 June 1947, 1/

Recalling also its resolution 3237 (XXIX) of 22 November 1974, in which it, inter alia, invited the Palestine Liberation Organisation to participate in the sessions and the work of the General Assembly in the capacity of observer,

Affirming the right of Member States and observers freely to designate the members of their delegation to participate in the sessions and the work of the General Assembly,

Having been apprised that the Palestine Liberation Organisation, in conformity with the usual practice, had requested through the Secretary-General an entry visa for Mr. Yasser Arafat, Chairman of the Executive Committee of the Palestine Liberation Organisation, in order to participate in the forty-third session of the General Assembly,

Having been informed of the decision of the host country to deny the requested visa in violation of its international legal obligations under the Agreement,

Endorsing the opinion of the Legal Counsel of the United Nations rendered on 28 November 1988, 2/

1. Affirms the right of the Palestine Liberation Organization freely to designate the members of its delegation to participate in the sessions and the work of the General Assembly;

2. Deplores the failure by the host country to approve the granting of the requested entry visa;

1/ See resolution 169 (II).

2/ A/C.6/43/7.

3. Considers that the decision by the Government of the United States of America, the host country, constitutes a violation of the international legal obligations of the host country under the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations;

4. Urges the host country to abide scrupulously by the provisions of the Headquarters Agreement and to reconsider and reverse its decision;

5. Requests the Secretary-General to submit a report on the developments in this matter no later than December 1988.
