

**General Assembly Security Council**Distr.
GENERALA/43/964
S/20325
14 December 1988

ORIGINAL: ENGLISH

GENERAL ASSEMBLY
Forty-third session
Agenda item 29
QUESTION OF NAMIBIASECURITY COUNCIL
Forty-third year

Note verbale dated 14 December 1988 from the Chargé d'affaires a.i.
of the Permanent Mission of the United States of America to the
United Nations addressed to the Secretary-General

The Acting Permanent Representative of the United States of America to the United Nations presents his compliments to the Secretary-General and has the honour to enclose the Protocol of Brassaville, which was signed by the Representatives of the Governments of the People's Republic of Angola, the Republic of Cuba, and the Republic of South Africa on 13 December in Brassaville, and to request that the text of this statement be circulated as an official document of the General Assembly, under agenda item 29, and of the Security Council.

ANNEX

Protocol of Brassaville

Delegations representing the Governments of the People's Republic of Angola, the Republic of Cuba, and the Republic of South Africa,

Meeting in Brassaville with the mediation of the Government of the United States of America,

Expressing their deep appreciation to the President of the People's Republic of the Congo, Colonel Denis Sassou-Nguesso, for his indispensable contribution to the cause of peace in Southwestern Africa and for the hospitality extended to the delegations by the Government of the People's Republic of the Congo,

Confirming their commitment to act in accordance with the Principles for a Peaceful Settlement in Southwestern Africa, initialled at New York on 13 July 1988 and approved by their respective Governments on 20 July 1988, each of which is indispensable to a comprehensive settlement; with the understandings reached at Geneva on 5 August 1988 that are not superseded by this document; and with the agreement reached at Geneva on 15 November 1988 for the redeployment to the North and the staged and total withdrawal of Cuban troops from Angola,

Urging the international community to provide economic and financial support for the implementation of all aspects of this settlement,

Agree as follows:

1. The parties agree to recommend to the Secretary-General of the United Nations that 1 April 1989 be established as the date for implementation of United Nations Security Council resolution 435 (1978).
2. The parties agree to meet on 22 December 1988 in New York for signature of the tripartite agreement and for signature by Angola and Cuba of their bilateral agreement. By the date of signature, Angola and Cuba shall have reached agreement with the Secretary-General of the United Nations on verification arrangements to be approved by the Security Council.
3. The parties agree to exchange the prisoners of war upon signature of the tripartite agreement.

4. The parties agree to establish a Joint Commission in accordance with the annex attached to this protocol.

FOR THE GOVERNMENT OF
THE PEOPLE'S REPUBLIC
OF ANGOLA:

Antonio dos Santos Franca
Deputy Minister of Defense

FOR THE GOVERNMENT OF
THE REPUBLIC OF
CUBA:

Ricardo Alarcon de Quesada
Vice-Minister of Foreign
Affairs

FOR THE GOVERNMENT OF
THE REPUBLIC OF
SOUTH AFRICA:

Roelof F. Botha
Minister of Foreign
Affairs

Brassaville, 13 December 1988

APPENDIX

Annex on the Joint Commission

1. With the objective of facilitating the resolution of any dispute regarding the interpretation or implementation of the tripartite agreement, the parties hereby establish a Joint Commission, which shall begin its work upon signature of the tripartite agreement.
2. The Joint Commission shall serve as a forum for discussion and resolution of issues regarding the interpretation and implementation of the tripartite agreement, and for such other purposes as the parties in the future may mutually agree.
3. The parties invite the United States of America and the Union of Soviet Socialist Republics to participate as observers in the work of the Commission. Furthermore, the parties agree that, upon the independence of Namibia, the Namibian Government should be included as a full member of the Joint Commission. To that end, the parties will extend a formal invitation to the Namibian Government to join the Joint Commission on the date of Namibian independence.
4. The Joint Commission shall be constituted within thirty days of the signing of the tripartite agreement. The Joint Commission shall establish its own regulations and rules of procedure for regular meetings and for special meetings which may be requested by any party.
5. The decision by a party to discuss or seek the resolution of an issue in the Joint Commission shall not prejudice the right of that party to raise the issue, as it deems appropriate, before the Security Council of the United Nations or to pursue such other means of dispute resolution as are available under international law.
6. The Joint Commission shall in no way function as a substitute for UNTAG (including the monitoring role of UNTAG outside Namibia) or for the United Nations entity performing verification in Angola.
