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MEASURES TO PREVENT INTERNATIONAL TERRORISM WHICH ENDANGERS OR TAKES INNOCENT HUMAN LIVES OR JEOPARDIZES FUNDAMENTAL FREEDOMS AND STUDY OF THE UNDERLYING CAUSES OF THOSE FORMS OF TERRORISM AND ACTS OF VIOLENCE WHICH LIE IN MISERY, FRUSTRATION, GRIEVANCE AND DESPAIR AND WHICH CAUSE SOME PEOPLE TO SACRIFICE HUMAN LIVES, INCLUDING THEIR OWN, IN AN ATTEMPT TO EFFECT RADICAL CHANGES

Report of the Sixth Committee

Rapporteur: Mr. Soud Mohamad ZEDAN (Saudi Arabia)

I. INTRODUCTION

1. The item entitled "Measures to prevent international terrorism which endangers or takes innocent human lives or jeopardizes fundamental freedoms and study of the underlying causes of those forms of terrorism and acts of violence which lie in misery, frustration, grievance and despair and which cause some people to sacrifice human lives, including their own, in an attempt to effect radical changes: report of the Secretary-General" was included in the provisional agenda of the thirty-eighth session of the General Assembly pursuant to paragraph 5 of Assembly resolution 36/109 of 10 December 1981.
2. On the recommendation of the General Committee, the General Assembly, at its 3rd plenary meeting, on 23 September 1983, decided to include the item in the agenda. At its 4th plenary meeting on the same day, the Assembly decided to allocate the item to the Sixth Committee.
3. In connection with this item, the Sixth Committee had before it the report of the Secretary-General (A/38/355 and Add.1-3), which was introduced by the Legal Counsel at its 63rd meeting, on 5 December.
4. The Committee also had before it the following communications:

- (a) Letter dated 4 August 1983 from the Permanent Representative of Afghanistan to the United Nations addressed to the Secretary-General (A/38/327-S/15911);
- (b) Letter dated 19 September 1983 from the Permanent Representative of Afghanistan to the United Nations addressed to the Secretary-General (A/38/432-S/15992);
- (c) Letter dated 13 October 1983 from the Permanent Representative of Afghanistan to the United Nations addressed to the Secretary-General (A/38/507-S/16044);
- (d) Letter dated 1 November 1983 from the Permanent Representative of Afghanistan to the United Nations addressed to the Secretary-General (A/38/559-S/16118 and Corr.1);
- (e) Note verbale dated 1 December 1983 from the Permanent Mission of Chile to the United Nations addressed to the Secretary-General (A/C.6/38/7);

5. The Committee considered the item at its 63rd, 66th to 69th, 71st and 72nd meetings, from 5 to 9 December 1983. The summary records of those meetings (A/C.6/38/SR.63, 66-69, 71 and 72) contain the views of representatives who spoke during the consideration of the item.

II. CONSIDERATION OF DRAFT RESOLUTION A/C.6/38/L.21

6. At the 66th meeting, on 6 December, the representative of Mongolia introduced a draft resolution (A/C.6/38/L.21) sponsored by Cuba, Czechoslovakia, the Lao People's Democratic Republic and Mongolia.
7. At the 71st meeting, on 8 December, draft resolution A/C.6/38/L.21 was orally amended.
8. At the same meeting, the Committee adopted draft resolution A/C.6/38/L.21, as orally amended, by consensus (see para. 10).
9. At the 72nd meeting, on 9 December, the representatives of Israel, Thailand, the Philippines, Indonesia, the United States of America and Ethiopia explained the position of their delegations on the draft resolution.

III. RECOMMENDATION OF THE SIXTH COMMITTEE

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

Measures to prevent international terrorism which endangers or takes innocent human lives or jeopardizes fundamental freedoms and study of the underlying causes of those forms of terrorism and acts of violence which lie in misery, frustration, grievance and despair and which cause some people to sacrifice human lives, including their own, in an attempt to effect radical changes

The General Assembly,

Recalling its resolutions 3034 (XXVII) of 18 December 1972, 31/102 of 15 December 1976, 32/147 of 16 December 1977, 34/145 of 17 December 1979 and 36/109 of 10 December 1981,

Recalling also the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, 1/ the Declaration on the Strengthening of International Security, 2/ the Definition of Aggression 3/ and the Protocols Additional to the Geneva Conventions of 1949, 4/

Deeply concerned about continuing acts of international terrorism which take a toll of innocent human lives,

Convinced of the importance of international co-operation for dealing with acts of international terrorism,

Reaffirming the principle of self-determination of peoples as enshrined in the Charter of the United Nations,

Reaffirming the inalienable right to self-determination and independence of all peoples under colonial and racist régimes and other forms of alien domination, and upholding the legitimacy of their struggle, in particular the struggle of national liberation movements, in accordance with the purposes and principles of the Charter and of the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations,

Taking note of the report of the Secretary-General, 5/

1. Deeply deplores the loss of innocent human lives and the pernicious impact of acts of international terrorism on friendly relations among States as well as on international co-operation, including co-operation for development;

1/ General Assembly resolution 2625 (XXV), annex.

2/ General Assembly resolution 2734 (XXV).

3/ General Assembly resolution 3314 (XXIX), annex.

4/ A/32/144, annexes I and II.

5/ A/38/355 and Add.1-3.

2. Urges all States, unilaterally and in co-operation with other States, as well as relevant United Nations organs to contribute to the progressive elimination of the causes underlying international terrorism;
3. Invites all States to take all appropriate measures at the national level with a view to the speedy and final elimination of the problem of international terrorism, such as the harmonization of domestic legislation with international conventions, the implementation of assumed international obligations and the prevention of the preparation and organization in their territory of acts directed against other States;
4. Calls upon all States to fulfil their obligations under international law to refrain from organizing, instigating, assisting or participating in acts of civil strife or terrorist acts in another State, or acquiescing in organized activities within their territory directed towards the commission of such acts;
5. Appeals to all States that have not yet done so to consider becoming parties to the existing international conventions relating to various aspects of the problem of international terrorism;
6. Urges all States to co-operate with one another more closely, especially through the exchange of relevant information concerning the prevention and combating of international terrorism, apprehension and prosecution of the perpetrators of such acts, the conclusion of special treaties and/or the incorporation into appropriate bilateral treaties of special clauses, in particular regarding the extradition or prosecution of international terrorists;
7. Re-endorses the recommendations submitted by the Ad Hoc Committee on International Terrorism to the General Assembly at its thirty-fourth session 6/ relating to practical measures of co-operation for the speedy elimination of the problem of international terrorism;
8. Calls upon all States to observe and implement the recommendations submitted by the Ad Hoc Committee on International Terrorism to the General Assembly at its thirty-fourth session; 6/
9. Requests the Secretary-General to follow up, as appropriate, the implementation of the present resolution and, in particular, of the recommendations contained in the report of the Ad Hoc Committee on International Terrorism, 7/ and to submit a report to the General Assembly at its fortieth session;
10. Decides to include the item in the provisional agenda of its fortieth session.

6/ Official Records of the General Assembly, Thirty-fourth Session, Supplement No. 37 (A/34/37), para. 118.

7/ Ibid., Supplement No. 37 (A/34/37).