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IMPLEMENTATION OF THE INTERNATIONAL CONVENTION ON THE SUPPRESSION  
AND PUNISHMENT OF THE CRIME OF APARTHEID

Note by the Secretary-General

1. In accordance with the provisions of its article XV, paragraph 1, the International Convention on the Suppression and Punishment of the Crime of Apartheid entered into force on 18 July 1976, on the thirtieth day after the date of the deposit with the Secretary-General of the twentieth instrument of ratification.
2. As at 1 December 1983, the Convention had been ratified or acceded to by 77 States. A list of States parties to the Convention, as well as the dates of their ratification or accession and the dates of entry into force of the Convention for States concerned, appear in annex I to this note.
3. Under article VII of the Convention, the States parties undertake to submit to the group established under article IX periodic reports on the legislative, judicial, administrative or other measures that they have adopted and that give effect to the provisions of the Convention.
4. In accordance with article IX of the Convention, the Chairman of the Commission on Human Rights is authorized to appoint a group consisting of three members of the Commission, who are also representatives of States parties to the Convention, to consider reports submitted by States parties in accordance with article VII.
5. The Group of Three appointed by the Chairman of the Commission at its thirty-eighth session, held its sixth (1983) session at the United Nations Office at Geneva from 24 to 28 January 1983. It had before it a note by the Secretary-General (E/CN.4/1983/24) concerning the status of the Convention and the submission of reports by States parties under article VII, as well as reports submitted by 12 States parties since its fifth (1982) session which were considered by the Group in the presence of the representatives of the reporting States. A list indicating the status of submission of reports by States parties since the entry into force of the Convention and the consideration of those reports by the Group of Three appear in annex II below.
6. In its report to the Commission on Human Rights at its thirty-ninth session (E/CN.4/1983/25), the Group of Three, inter alia, commended those States parties which had submitted periodic reports; expressed its appreciation to the representatives of the reporting States for their presence at its meetings and for

their participation in its work and considered this practice to be a useful and constructive contribution to its work which should be continued in the future; urged those States parties which have not yet done so to submit their reports as required under article VII of the Convention as soon as possible and reiterated its recommendation that the general guidelines regarding the form and contents of reports should be fully taken into account by all States parties when preparing their reports; called upon States parties to provide in their reports more information on the legislative, judicial and administrative measures they have adopted to give effect to the provisions of article IV of the Convention, or on the difficulties which they may have encountered in the implementation of that article; and invited once again States parties, through the Commission on Human Rights, to submit their views on the interim study (E/CN.4/1426) prepared by the Ad Hoc Working Group of Experts on southern Africa, in accordance with Commission resolution 12 (XXXVI), concerning ways and means of ensuring the implementation of international instruments such as the International Convention on the Suppression and Punishment of the Crime of Apartheid. The Group also appealed once again to States parties, through the Commission on Human Rights, to strengthen their co-operation at the international level to implement fully in accordance with the Charter of the United Nations the decisions taken by the Security Council and other competent organs of the United Nations aimed at the prevention, suppression and punishment of the crime of apartheid in accordance with article VI of the Convention; drew attention once again to the importance of strengthening the assistance given to the national liberation movements in southern Africa; drew the attention of States parties and intergovernmental and non-governmental organizations, through the Commission on Human Rights, to the desirability of disseminating more information about the Convention and acquainting the public as widely as possible through the information media at their disposal with the implementation of its provisions by States parties as well as the work of the Group of Three established under article IX of the Convention; and called upon States parties to identify in their reports, where possible, individuals, organizations, institutions and representatives of States deemed responsible for the crimes enumerated in article II of the Convention, as well as those against whom legal proceedings have been undertaken by the State party to the Convention, with a view to enabling the Commission to continue its progressive updating of the list referred to in article X of the Convention.

7. In its resolution 1983/12 of 18 February 1983, the Commission on Human Rights, inter alia, took note with appreciation of the report of the Group of Three set up under the Convention and in particular the conclusions and recommendations contained in that report; commended those States parties to the Convention that had submitted periodic reports and called upon those States that have not yet done so to submit their reports as soon as possible, in accordance with article VII of the Convention; again urged States which have not yet done so to ratify or accede to the Convention without delay; recommended once again that all States parties should take full account of the general guidelines laid down by the Group of Three in 1978 for the submission of reports; requested once more the Secretary-General to invite the States parties to submit their views and comments on the interim study (E/CN.4/1426) prepared by the Ad Hoc Working Group of Experts, in accordance with Commission resolution 12 (XXXVI); requested again the Group of Three to examine in accordance with the Commission resolution 1982/12 of 25 February 1982 whether the actions of transnational corporations which operate in South Africa come under the definition of the crime of apartheid, and whether or not some legal actions could be taken under the Convention; and decided that the Group of Three shall meet for a period of no more than five days before the fortieth session of the Commission to consider the reports submitted by States parties in accordance with article VII of the Convention.

8. In a note dated 10 May 1983, the Secretary-General brought to the attention of States parties the relevant provisions of the Convention and Commission resolution 1983/12 and requested them to submit their reports within the time-limits indicated in Commission resolution 7 (XXXIV), 1/ and in time for appropriate transmission to the Group of Three at its seventh (1984) session and to the Commission at its fortieth session.

9. By its resolution 38/19 of 22 November 1983, the General Assembly, inter alia, commended those States parties to the Convention that had submitted their reports under article VII of the Convention; appealed once again to those States that have not yet done so to ratify or to accede to the Convention without further delay; called upon all States parties to the Convention to implement fully article IV of the Convention by adopting legislative, judicial and administrative measures to prosecute, bring to trial and punish, in accordance with their jurisdiction, persons responsible for, or accused of, the acts enumerated in article II of the Convention; requested the Secretary-General to intensify his efforts through appropriate channels to disseminate information on the Convention and its implementation with a view to promoting further ratification of or accession to the Convention; requested the Commission on Human Rights to continue to undertake the functions set out in article X of the Convention and invited the Commission to intensify, in co-operation with the Special Committee against Apartheid, its efforts to compile periodically the progressive list of individuals, organizations, institutions and representatives of States deemed responsible for crimes enumerated in article II of the Convention, as well as of those against whom or which legal proceedings have been undertaken; requested the Secretary-General to distribute the above-mentioned list among all States parties to the Convention and all Member States and to bring such facts to the attention of the public by all means of mass communication; and appealed to all States, United Nations organs, specialized agencies and international and national non-governmental organizations to step up their activities in enhancing public awareness through denouncing the crimes committed by the racist regime of South Africa.

10. Since the thirty-ninth session of the Commission, the following States parties to the Convention submitted their reports: Byelorussian Soviet Socialist Republic (E/CN.4/1983/24/Add.13), Tunisia (E/CN.4/1983/24/Add.14), Philippines (E/CN.4/1984/36/Add.1), El Salvador (E/CN.4/1984/36/Add.2), Qatar (E/CN.4/1984/36/Add.3), Cape Verde (E/CN.4/1984/36/Add.4), Mongolia (E/CN.4/1984/36/Add.5), Rwanda (E/CN.4/1984/36/Add.6), Hungary (E/CN.4/1984/36/Add.7) and Egypt (E/CN.4/1984/36/Add.8). These reports will be available to the Group of Three for examination at its seventh (1984) session and to the Commission on Human Rights at its fortieth session. Any other reports which may be received by the Secretary-General before the Commission's session will be issued in further addenda to document E/CN.4/1984/36.

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1/ By its resolution 7 (XXXIV) of 22 February 1978, the Commission on Human Rights called upon the States parties to submit their initial report under article VII of the Convention not later than two years after becoming parties to the Convention and their periodic reports at two-yearly intervals, with the understanding that they may submit additional information to the Group at any time they wished in the intervening period.

## ANNEX

States parties to the International Convention on the  
Suppression and Punishment of the Crime of Apartheid

<u>State party</u>	<u>Date of receipt of the instrument of ratification or accession</u>	<u>Entry into force</u>
Afghanistan	6 July 1983 <u>a/</u>	5 August 1983
Algeria	26 May 1982	25 June 1982
Antigua and Barbuda	7 October 1982 <u>a/</u>	6 November 1982
Bahamas	31 March 1981 <u>a/</u>	30 April 1981
Barbados	7 February 1979 <u>a/</u>	9 March 1979
Benin	30 December 1974	18 July 1976
Bolivia	6 October 1983 <u>a/</u>	5 November 1983
Bulgaria	18 July 1974	18 July 1976
Burundi	12 July 1978 <u>a/</u>	11 August 1978
Byelorussian Soviet Socialist Republic	2 December 1975	18 July 1976
Cape Verde	12 June 1979 <u>a/</u>	12 July 1979
Central African Republic	8 May 1981 <u>a/</u>	7 June 1981
Chad	23 October 1974	18 July 1976
China	18 April 1983 <u>a/</u>	18 May 1983
Congo	5 October 1983 <u>a/</u>	4 November 1983
Cuba	1 February 1977 <u>a/</u>	3 March 1977
Czechoslovakia	25 March 1976	18 July 1976
Democratic Kampuchea	28 July 1981	27 August 1981
Ecuador	12 May 1975	18 July 1976
Egypt	13 June 1977 <u>a/</u>	13 July 1977
El Salvador	30 November 1979 <u>a/</u>	30 December 1979
Ethiopia	19 September 1978 <u>a/</u>	19 October 1978
Gabon	29 February 1980 <u>a/</u>	30 March 1980
Gambia	23 December 1978 <u>a/</u>	28 January 1979
German Democratic Republic	12 August 1974	18 July 1976
Ghana	1 August 1978	31 August 1978
Guinea	3 March 1975	18 July 1976
Guyana	30 September 1977 <u>a/</u>	30 October 1977
Haiti	19 December 1977	18 January 1978
Hungary	20 June 1974	18 July 1976
India	22 September 1977 <u>a/</u>	22 October 1977
Iraq	9 July 1975	18 July 1976
Jamaica	18 February 1977	20 March 1977
Kuwait	23 February 1977 <u>a/</u>	25 March 1977
Lao People's Democratic Republic	5 October 1981 <u>a/</u>	4 November 1981
Lesotho	4 November 1983 <u>a/</u>	4 December 1983
Liberia	5 November 1976 <u>a/</u>	5 December 1976
Libyan Arab Jamahiriya	8 July 1976 <u>a/</u>	7 August 1976
Madagascar	26 May 1977 <u>a/</u>	25 June 1977
Mali	19 August 1977 <u>a/</u>	18 September 1977
Mexico	4 March 1980 <u>a/</u>	3 April 1980
Mongolia	8 August 1975	18 July 1976
Mozambique	18 April 1983 <u>a/</u>	18 May 1983

<u>State party</u>	<u>Date of receipt of the instrument of ratification or accession</u>	<u>Entry into force</u>
Namibia	11 November 1982 <u>a/</u>	11 December 1982
Nepal	12 July 1977 <u>a/</u>	11 August 1977
Nicaragua	28 March 1980 <u>a/</u>	27 April 1980
Niger	28 June 1978 <u>a/</u>	28 July 1978
Nigeria	31 March 1977	30 April 1977
Panama	16 March 1977	15 April 1977
Peru	1 November 1978 <u>a/</u>	1 December 1978
Philippines	24 January 1978	23 February 1978
Poland	15 March 1976	18 July 1976
Qatar	19 March 1975	18 July 1976
Romania	15 August 1978	14 September 1978
Rwanda	23 January 1981	22 February 1981
Saint Vincent and the Grenadines	9 November 1981 <u>a/</u>	9 December 1981
Sao Tome and Principe	5 October 1979 <u>a/</u>	4 November 1979
Senegal	18 February 1977 <u>a/</u>	20 March 1977
Seychelles	13 February 1978 <u>a/</u>	15 March 1978
Somalia	28 January 1975 <u>a/</u>	18 July 1976
Sri Lanka	18 February 1982 <u>a/</u>	20 March 1982
Sudan	21 March 1977	20 April 1977
Suriname	3 June 1980	3 July 1980
Syrian Arab Republic	18 June 1976	18 July 1976
Trinidad and Tobago	26 October 1979	25 November 1979
Tunisia	21 January 1977 <u>a/</u>	20 February 1977
Ukrainian Soviet Socialist Republic	10 November 1975	18 July 1976
Union of Soviet Socialist Republics	26 November 1975	18 July 1976
United Arab Emirates	15 October 1975	18 July 1976
United Republic of Cameroon	1 November 1976 <u>a/</u>	1 December 1976
United Republic of Tanzania	11 June 1976 <u>a/</u>	18 July 1976
Upper Volta	24 October 1978	23 November 1978
Venezuela	28 January 1983 <u>a/</u>	27 February 1983
Viet Nam	9 June 1981 <u>a/</u>	9 July 1981
Yugoslavia	1 July 1975	18 July 1976
Zaire	11 July 1978	10 August 1978
Zambia	14 February 1983 <u>a/</u>	15 March 1983

ANNEX II

Status of submission of reports by States parties since  
the entry into force of the Convention

<u>State parties</u>	<u>Documents containing initial and periodic reports, if any</u>	<u>Date of submission</u>	<u>Session at which the report was considered</u>
Afghanistan	-	-	-
Algeria	-	-	-
Antigua and Barbuda	-	-	-
Bahamas	-	-	-
Barbados	E/CN.4/1505/Add.1	17 July 1981	1982 session
Benin	-	-	-
Bolivia	-	-	-
Bulgaria	E/CN.4/1277/Add.7	4 January 1978	1978 session
	E/CN.4/1353/Add.10	5 February 1980	1981 session
	E/CN.4/1983/24/Add.8	15 December 1982	1983 session
Burundi	E/CN.4/1415/Add.8	12 November 1980	1981 session
Byelorussian Soviet Socialist Republic	E/CN.4/1277/Add.14	8 February 1978	1979 session
	E/CN.4/1415/Add.4	6 October 1980	1981 session
	E/CN.4/1983/24/Add.13 */	25 January 1983	-
Cape Verde	E/CN.4/1983/24/Add.3	25 June 1982	1983 session
	E/CN.4/1984/36/Add.4 */	4 August 1983	-
Central African Republic	-	-	-
Chad	-	-	-
China	-	-	-
Congo	-	-	-
Cuba	E/CN.4/1277/Add.8	3 January 1978	1978 session
	E/CN.4/1353/Add.7	28 January 1980	1981 session
	E/CN.4/1983/24/Add.1	15 March 1982	1983 session
Czechoslovakia	E/CN.4/1277/Add.6	20 December 1977	1978 session
	E/CN.4/1983/24/Add.5	20 August 1982	1983 session
Democratic Kampuchea	-	-	-
Ecuador	E/CN.4/1983/24/Add.2	30 April 1982	1983 session
Egypt	E/CN.4/1415/Add.7/Rev.1	12 November 1980	1981 session
	E/CN.4/1984/36/Add.8 */	20 December 1983	-
El Salvador	E/CN.4/1984/36/Add.2 */	8 March 1983	-
Ethiopia	-	-	-
Gabon	-	-	-
Gambia	-	-	-
German Democratic Republic	E/CN.4/1277/Add.4	29 November 1977	1978 session
	E/CN.4/1353/Add.4	7 January 1980	1980 session
	E/CN.4/1505/Add.8	7 December 1981	1982 session
Ghana	-	-	-

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\*/ Scheduled for consideration by the Group of Three at its seventh (1984) session.

Guinea	-	-	-
Guyana	-	-	-
Haiti	-	-	-
Hungary	E/CN.4/1277/Add.16	14 February 1978	1979 session
	E/CN.4/1353/Add.6	15 January 1980	1980 session
	E/CN.4/1505/Add.6	6 October 1981	1982 session
	E/CN.4/1984/36/Add.7 */	16 November 1983	-
India	E/CN.4/1353/Add.5	14 January 1980	1980 session
	E/CN.4/1983/24/Add.6	7 October 1982	1983 session
Iraq	E/CN.4/1353/Add.3	28 December 1979	1980 session
	E/CN.4/1505/Add.5	18 September 1981	1982 session
	E/CN.4/1983/24/Add.10	30 December 1982	1983 session
Jamaica	-	-	-
Kuwait	E/CN.4/1277/Add.1	16 August 1977	1978 session
Lao People's Democratic Republic	-	-	-
Lesotho	-	-	-
Liberia	-	-	-
Libyan Arab Jamahiriya	-	-	-
Madagascar	E/CN.4/1277/Add.13	31 January 1978	1979 session
Mali	E/CN.4/1415/Add.3	5 September 1980	1981 session
Mexico	E/CN.4/1505/Add.3	24 August 1981	1982 session
Mongolia	E/CN.4/1505/Add.7	27 October 1981	1982 session
	E/CN.4/1984/36/Add.5 */	5 August 1983	-
Mozambique	-	-	-
Namibia	-	-	-
Nepal	-	-	-
Nicaragua	-	-	-
Niger	-	-	-
Nigeria	E/CN.4/1277/Add.12	1 February 1978	1978 session
	E/CN.4/1415/Add.9	22 January 1981	1981 session
Panama	E/CN.4/1277/Add.2	31 August 1977	1978 session
Peru	E/CN.4/1983/24/Add.12	31 December 1982	1983 session
Philippines	E/CN.4/1984/36/Add.1 */	9 February 1983	-
Poland	E/CN.4/1277/Add.15	10 February 1978	1979 session
	E/CN.4/1353/Add.11	10 March 1980	1981 session
	E/CN.4/1983/24/Add.9	17 December 1982	1983 session
Qatar	E/CN.4/1415/Add.1	25 June 1980	1981 session
	E/CN.4/1505/Add.4	15 September 1981	1982 session
	E/CN.4/1984/36/Add.3 */	22 July 1983	-
Romania	E/CN.4/1415/Add.6	3 November 1980	1981 session
Rwanda	E/CN.4/1984/36/Add.6 */	14 October 1983	-
Saint Vincent and the Grenadines	E/CN.4/1983/24/Add.4	30 June 1982	1983 session
Sao Tome and Principe	-	-	-
Senegal	E/CN.4/1277/Add.10	11 January 1978	1978 session
Seychelles	-	-	-
Somalia	-	-	-
Sri Lanka	-	-	-
Sudan	-	-	-
Suriname	-	-	-

Syrian Arab Republic	E/CN.4/1277/Add.9	9 January 1978	1978 session
	E/CN.4/1353/Add.2	18 December 1979	1980 session
	E/CN.4/1505/Add.10	18 January 1982	1982 session
Trinidad and Tobago	-	-	-
Tunisia	E/CN.4/1353/Add.9	30 January 1980	1981 session
	E/CN.4/1983/24/Add.14 */	14 February 1983	-
Ukrainian Soviet	E/CN.4/1277/Add.17	17 March 1978	1979 session
Socialist Republic	E/CN.4/1415/Add.5	28 October 1980	1981 session
	E/CN.4/1983/24/Add.11	10 January 1983	1983 session
Union of Soviet	E/CN.4/1277/Add.11	20 January 1978	1978 session
Socialist Republics	E/CN.4/1415/Add.2	25 August 1980	1981 session
	E/CN.4/1505/Add.9	17 December 1981	1982 session
United Arab Emirates	E/CN.4/1277/Add.5	9 December 1977	1978 session
	E/CN.4/1353/Add.1	23 July 1979	1980 session
	E/CN.4/1505/Add.2	5 August 1981	1982 session
United Republic of Cameroon	E/CN.4/1277/Add.3	6 October 1977	1978 session
United Republic of Tanzania	-	-	-
Upper Volta	-	-	-
Venezuela	-	-	-
Viet Nam	-	-	-
Yugoslavia	E/CN.4/1353/Add.8	28 January 1980	1981 session
	E/CN.4/1983/24/Add.7	14 December 1982	1983 session
Zaire	-	-	-
Zambia	-	-	-