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PROGRESSIVE DEVELOPMENT OF THE PRINCIPLES AND NORMS OF INTERNATIONAL LAW RELATING TO THE NEW INTERNATIONAL ECONOMIC ORDER

Report of the Sixth Committee

Rapporteur: Mr. Mehmet GUNEY (Turkey)

I. INTRODUCTION

1. The item entitled "Progressive development of the principles and norms of international law relating to the new international economic order: report of the Secretary-General" was included in the provisional agenda of the thirty-ninth session of the General Assembly pursuant to paragraph 5 of General Assembly resolution 38/128 of 19 December 1983.
2. On the recommendation of the General Committee, the General Assembly, at its 3rd plenary meeting, on 21 September 1984, decided to include the item in its agenda and to allocate it to the Sixth Committee.
3. In connection with the item, the Sixth Committee had before it a report of the Secretary-General (A/39/504 and Add.1 and 2).
4. The Committee also had before it a letter dated 15 October 1984 from the Permanent Representative of Nicaragua to the United Nations addressed to the Secretary-General, transmitting a report of the Rapporteur and other documents of the Third Conference of Ministers of Labour of Non-Aligned Countries and Other Developing Countries, held at Managua from 10 to 12 May 1984 (A/39/581-S/16782 and Corr.1).
5. The Sixth Committee considered the item at its 50th, 55th to 58th and 63rd meetings, on 19 and 23 to 28 November and on 5 December 1984. The summary records of those meetings (see A/C.6/39/SR.50, 55 to 58 and 63) contain the views of representatives who spoke during the consideration of the item.

II. CONSIDERATION OF DRAFT RESOLUTION A/C.6/39/L.19

6. At its 63rd meeting, on 5 December, the representative of the Philippines introduced a draft resolution (A/C.6/39/L.19), on behalf of Egypt, India, Kenya, Malaysia, Mexico, Nigeria, the Philippines, Romania, Senegal, Thailand, Tunisia, Venezuela and Zambia, later joined by Morocco and Zaire.

7. At the same meeting the Committee adopted draft resolution A/C.6/39/L.19 by 92 votes to none, with 16 abstentions.

8. Statements in explanation of vote before the vote were made by the United States of America, Chile and Argentina. Statements in explanation of vote after the vote were made by the representatives of Spain and Poland.

III. RECOMMENDATION OF THE SIXTH COMMITTEE

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

Progressive development of the principles and norms of international law relating to the new international economic order

The General Assembly,

Bearing in mind that, in accordance with the Charter of the United Nations, the General Assembly is called upon to initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification,

Recalling its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, containing the Declaration and the Programme of Action on the Establishment of a New International Economic Order, 3281 (XXIX) of 12 December 1974, containing the Charter of Economic Rights and Duties of States, 3362 (S-VII) of 16 September 1975 on development and international economic co-operation and 35/56 of 5 December 1980, the annex to which contains the International Development Strategy for the Third United Nations Development Decade,

Recalling its resolutions 34/150 of 17 December 1979 and 35/166 of 15 December 1980, entitled: "Consolidation and progressive development of the principles and norms of international economic law relating in particular to the legal aspects of the new international economic order", and its resolutions 36/107 of 10 December 1981, 37/103 of 16 December 1982 and 38/128 of 19 December 1983, entitled: "Progressive development of the principles and norms of international law relating to the new international economic order",

Recognizing the need for a systematic and progressive development of the principles and norms of international law relating to the new international economic order,

1. Expresses its appreciation to the United Nations Institute for Training and Research for the completion of the analytical study on the progressive development of the principles and norms of international law relating to the new international economic order;
 2. Urges Member States to submit not later than 30 June 1985, their views and comments with respect to the study, including proposals concerning further action and procedures within the framework of the Sixth Committee to be adopted with regard to the consideration of the analytical study;
 3. Decides to include in the provisional agenda of its fortieth session the item entitled "Progressive development of the principles and norms of international law relating to the new international economic order".
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