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President: Miss Angie E. BROOKS (Liberia).

AGENDA ITEM 18

**Election of five members of the International Court of
Justice**

1. The PRESIDENT: The General Assembly will proceed to the election of five members of the International Court of Justice in order to fill the vacancies which will occur on 5 February 1970, when the terms of office of the following judges expire: Mr. J. L. Bustamante y Rivero, Mr. V. M. Koretsky, Mr. K. Tanaka, Mr. Ph. C. Jessup and Mr. G. Morelli. In connexion with the election, I should like to bring some matters to the attention of the Members of the General Assembly.

2. First, in accordance with General Assembly resolution 264 (III), a State which is a party to the Statute of the International Court of Justice but not a Member of the United Nations may participate in the election in the General Assembly with the same rights as the States Members of the United Nations. On this occasion, I am happy to welcome here the representatives of Liechtenstein, San Marino and Switzerland.

3. Secondly, I should like to confirm that at this time, but independently of the General Assembly, the Security Council is proceeding to elect five members of the Court. This procedure is in accordance with Article 8 of the Statute of the Court, which provides that "the General Assembly and the Security Council shall proceed independently of one another to elect the members of the Court". Accordingly, the results of the voting in each of these organs will not be communicated to the other organ until the voting in both organs is completed.

4. Finally, I should like to draw the attention of Members of the Assembly to the list of candidates nominated within the required time and additional information about them, including the announcement of the withdrawal of Judge Jessup [A/7570 and Add.1/Rev.1 and Add.2-4].

5. The *curriculum vitae* of each candidate is given in document A/7580. The Assembly also has before it a memorandum by the Secretary-General on the present composition of the Court and the procedure to be followed in the Assembly and in the Security Council in regard to the election [A/7569].

6. In accordance with article 10, paragraph 1, of the Statute of the Court, those candidates who obtain an absolute majority of votes in the General Assembly and in the Security Council shall be considered elected. In the General Assembly, sixty-five votes constitute an absolute majority.

7. The representatives are requested to use only the ballot papers now being distributed and to place a cross in the boxes at the left opposite the names of the candidates for whom they wish to vote. Any ballot paper on which more than five names are marked will be considered invalid.

8. The General Assembly will now proceed to a secret ballot, in accordance with rule 94 of the rules of procedure. I request representatives to remain in the hall until the result of the voting is announced. If, on the first ballot, five candidates do not obtain the required majority, it will be necessary to proceed to another ballot until all the vacancies are filled. I know that I shall be able to rely on your patience during the time inevitably required for counting the votes.

At the invitation of the President, Mr. Candiotti (Argentina) and Mr. Stradowski (Poland) acted as tellers.

A vote was taken by secret ballot.

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| <i>Number of ballot papers:</i> | 129 |
| <i>Invalid ballots:</i> | 0 |
| <i>Number of valid ballots:</i> | 129 |
| <i>Required majority:</i> | 65 |

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| <i>Number of votes obtained:</i> | |
| Mr. Eduardo Jiménez de Aréchaga (Uruguay) | 103 |
| Mr. Hardy C. Dillard (United States of America) | 88 |
| Mr. Platon D. Morozov (Union of Soviet Socialist Republics) | 81 |
| Mr. Federico de Castro (Spain) | 74 |
| Mr. Louis Ignacio-Pinto (Dahomey) | 69 |
| Mr. Nagendra Singh (India) | 62 |
| Mr. Thanat Khoman (Thailand) | 46 |
| Mr. Constantin A. Stavropoulos (Greece) | 27 |
| Mr. Milan Bartos (Yugoslavia) | 19 |
| Mr. Herbert W. Briggs (United States of America) | 5 |
| Mr. Paul Guggenheim (Switzerland) | 5 |
| Mr. Roberto Ago (Italy) | 3 |
| Mr. Hermann Mosler (Federal Republic of Germany) | 3 |
| Mr. Willem Riphagen (Netherlands) | 3 |
| Mr. Brian Walsh (Ireland) | 3 |
| Mr. Félix Welter (Luxembourg) | 3 |
| Mr. Aldroaldo Mesquita da Costa (Brazil) | 2 |

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| Mr. Stephan Verosta (Austria) | 2 |
| Mr. Paul de Visscher (Belgium) | 1 |

9. The PRESIDENT: I have communicated the result of the vote to the President of the Security Council. I would be grateful if representatives would remain seated until I have received the result of the voting in the Security Council.

The meeting was suspended at 4.55 p.m. and resumed at 5 p.m.

10. The PRESIDENT: I have received from the President of the Security Council the following letter:

“I have the honour to inform you that at the 1515th meeting of the Security Council, held on 27 October 1969 for the purpose of electing members of the International Court of Justice to fill the five vacancies which will occur on 5 February 1970, the following

candidates obtained an absolute majority of votes: Mr. Federico de Castro, Mr. Hardy C. Dillard, Mr. Eduardo Jiménez de Aréchaga, Mr. Platon D. Morozov and Mr. Louis Ignacio-Pinto”.

11. As the result of the voting which has taken place independently in the General Assembly and in the Security Council, Mr. Federico de Castro, Mr. Hardy C. Dillard, Mr. Louis Ignacio-Pinto, Mr. Eduardo Jiménez de Aréchaga and Mr. Platon D. Morozov have received the absolute majority of the votes in both organs and have been elected members of the International Court of Justice for a term of nine years beginning on 6 February 1970.

12. I therefore declare them elected members of the International Court of Justice, and take this opportunity of extending to them cordial congratulations on behalf of the General Assembly.

The meeting rose at 5.5 p.m.