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SPECIAL COMMITTEE ON PRINCIPLES OF
 INTERNATIONAL LAW CONCERNING FRIENDLY
 RELATIONS AND CO-OPERATION AMONG STATES

UNITED STATES: AMENDMENT TO UNITED KINGDOM PROPOSAL
 (A/AC.119/L.8)

Principle C: Non-Intervention

1. In paragraph 2 under "Statement of Principles", insert, after "intervention", the words "contrary to the Charter."

2. Add a new paragraph 3 under "Statement of Principles":

"3. The United Nations is not authorized to intervene in matters which are essentially within the domestic jurisdiction of any State, and nothing in the Charter requires any member to submit such matters to settlement under the Charter; but this principle is subject to the authority granted the Security Council under Chapter VII of the Charter concerning action with respect to threats to the peace, breaches of the peace, and acts of aggression."

3. In paragraph (2) under "Commentary", delete everything after "The second part of paragraph 2" and substitute:

"makes clear that the obligation referred to springs from Article 2, paragraph 4 of the Charter, which constitutes a limitation on State action. The scope of the word 'intervention' is indicated by the wording of Article 2, paragraph 4. However, the concept of 'domestic jurisdiction' is not expressly included in Article 2, paragraph 4."

4. Substitute a new paragraph (3) under "Commentary", as follows:

~~(3)~~ Paragraph 3 reflects the content of Article 2, paragraph 7 of the Charter. Article 2, paragraph 7 contains the only express reference in the Charter regarding non-intervention. However, it may be noted that neither in Article 2, paragraph 7 nor elsewhere in the Charter is there any express definition of either 'intervention' or 'domestic jurisdiction.'

5. In paragraph (4) under "Commentary", delete ", therefore," after "It would" in the first line. Delete everything after "exhaustive definition of what constitutes intervention" and substitute:

"or 'domestic jurisdiction'. In considering the scope of 'intervention', it should be recognized that, in an interdependent world, it is inevitable and desirable that States will be concerned with and will seek to influence the actions and policies of other States, and that the objective of international law is not to prevent such activity but rather to insure that it is compatible with the sovereign equality of States and self-determination of their peoples."