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ELECTION OF NON-PERMANENT MEMBERS OF THE SECURITY COUNCIL

ELECTION OF MEMBERS OF THE ECONOMIC AND SOCIAL COUNCIL

Note verbale dated 15 October 1965 from the Permanent Representative
of China to the United Nations addressed to the Secretary-General

The Permanent Representative of China presents his compliments to the Secretary-General of the United Nations and, with reference to the note verbale of the Soviet Union (A/6031) concerning items 15 and 16 of the agenda of the twentieth session of the General Assembly, has the honour to state the following:

The Government of the Republic of China has consistently maintained that the Security Council and the Economic and Social Council should be enlarged so as to reflect the increased membership of the United Nations and that, to that end, the Charter should be amended.

At its eighteenth session, the General Assembly adopted the amendments to Articles 23, 27 and 61 of the Charter as set forth in resolutions 1991 A and B (XVIII). In accordance with Article 108 of the Charter, those amendments were to come into force when they were duly ratified by two thirds of the Members of the United Nations, including all the permanent members of the Security Council.

The Republic of China, a permanent member of the Security Council, ratified the amendments to the Charter on 6 July 1965, in accordance with its constitutional process, and the instrument of ratification was duly deposited with the Secretary-General on 2 August 1965.

According to the Secretary-General's report (A/6019), the amendments entered into force on 31 August 1965 upon fulfilment of the requirements of the said Article 108. There can be no question that the "Protocol of entry into force of

the amendments to Articles 23, 27 and 61 of the Charter of the United Nations adopted by General Assembly resolutions 1991 A and B (XVIII) of 17 December 1963", together with the annex thereto which contains a list of Members having deposited instruments of ratification, is a legally valid document in its entirety. If any part of the provisions of Article 108 were not fulfilled, the amendments to Articles 23, 27 and 61 of the Charter would not be deemed to have entered into force.

The allegations by the Soviet Union set forth in document A/6031 are untenable both in law and in fact and can in no way affect the validity of the said Protocol or the entry into effect of the above-mentioned amendments.

It is requested that this note be circulated as an official document of the General Assembly.
