

2. *Notes*, moreover, that the number of treaties registered during the past twelve months has considerably increased;

3. *Requests* the Secretary-General to take all necessary measures to bring about the earliest possible publication of all registered agreements and treaties.

262nd plenary meeting,
1 December 1949.

B

The General Assembly

Approves the addition of the following subparagraph (c) to paragraph 1 of article 4 of the regulations to give effect to Article 102 of the Charter of the United Nations adopted by the General Assembly on 14 December 1946 (resolution 97 (I)⁸):

"(c) Where the United Nations is the depositary of a multilateral treaty or agreement".

262nd plenary meeting,
1 December 1949.

365 (IV). Reparation for injuries incurred in the service of the United Nations

The General Assembly,

Considering its request to the International Court of Justice for an advisory opinion, formulated in resolution 258 (III)⁹ of 3 December 1948 concerning reparation for injuries incurred in the service of the United Nations,

Having regard to the advisory opinion¹⁰ rendered by the International Court of Justice on 11 April 1949,

Considering that it is highly desirable that reparation be secured for injuries incurred in the service of the United Nations,

Considering that the Secretary-General has submitted in his report¹¹ of 23 August 1949 a number of proposals relating to the aforementioned advisory opinion,

Consequently

1. *Authorizes* the Secretary-General, in accordance with his proposals, to bring an international claim against the Government of a State, Member or non-member of the United Nations, alleged to be responsible, with a view to obtaining the reparation due in respect of the damage caused to the United Nations and in respect of the damage caused to the victim or to persons entitled through him and, if necessary, to submit to arbitration, under appropriate procedures, such claims as cannot be settled by negotiation;

2. *Authorizes* the Secretary-General to take the steps and to negotiate in each particular case the agreements necessary to reconcile action by the United Nations with such rights as may be possessed by the State of which the victim is a national;

3. *Requests* the Secretary-General to submit an annual report to subsequent sessions of the Gen-

⁸ See *Resolutions adopted by the General Assembly during the second part of the its first session*, page 189.

⁹ See *Official Records of the third session of the General Assembly, Part I, Resolutions*, page 172.

¹⁰ See *Official Records of the fourth session of the General Assembly, Annex to the Sixth Committee*, document A/955.

¹¹ *Ibid.*

eral Assembly on the status of claims for injuries incurred in the service of the United Nations, and proceedings in connexion with them.

262nd plenary meeting,
1 December 1949.

366 (IV). Rules for the calling of international conferences of States

The General Assembly,

Recalling its resolution 173 (II)¹² of 17 November 1947 inviting the Secretary-General to prepare, in consultation with the Economic and Social Council, draft rules for the calling of international conferences,

Having considered the draft rules for the calling of international conferences prepared by the Secretary-General and approved by the Economic and Social Council on 2 March 1949 (resolution 220 (VIII)¹³),

Approves the following rules for the calling of international conferences of States:

RULE 1

The Economic and Social Council may at any time decide to call an international conference of States on any matter within its competence, provided that, after consultation with the Secretary-General and the appropriate specialized agencies, it is satisfied that the work to be done by the conference cannot be done satisfactorily by any organ of the United Nations or by any specialized agency.

RULE 2

When the Council has decided to call an international conference, it shall prescribe the terms of reference and prepare the provisional agenda of the conference.

RULE 3

The Council shall decide what States shall be invited to the conference.

The Secretary-General shall send out as soon as possible the invitations, accompanied by copies of the provisional agenda, and shall give notice, accompanied by copies of the provisional agenda, to every Member of the United Nations not invited. Such Member may send observers to the conference.

Non-member States whose interests are directly affected by the matters to be considered at the conference may be invited to it and shall have full rights as members thereof.

RULE 4

With the approval of the responsible State, the Council may decide to invite to a conference of States a territory which is self-governing in the fields covered by the terms of reference of the conference but which is not responsible for the conduct of its foreign relations. The Council shall decide the extent of the participation in the conference of any territory so invited.

RULE 5

The Council shall, after consultation with the Secretary-General, fix the date and place of the conference or request the Secretary-General to do so.

¹² See *Official Records of the second session of the General Assembly, Resolutions*, page 104.

¹³ See *Official Records of the eighth session of the Economic and Social Council, Resolutions*, page 41.

RULE 6

The Council shall make arrangements for financing the conference, except that any arrangements involving the expenditure of funds of the United Nations shall be subject to the applicable regulations, rules and resolutions of the General Assembly.

RULE 7

The Council:

(a) Shall prepare, or request the Secretary-General to prepare, provisional rules of procedure for the conference;

(b) May establish a preparatory committee to carry out such functions in preparation for the conference as the Council shall indicate;

(c) May request the Secretary-General to perform such functions in preparation for the conference as the Council shall indicate.

RULE 8

The Council may invite specialized agencies in relationship with the United Nations and non-governmental organizations having consultative status with the Council to take part in conferences called under these rules. The representatives of such agencies or organizations shall be entitled to the same rights and privileges as at sessions of the Council itself, unless the Council decides otherwise.

RULE 9

Subject to any decisions and directions of the Council, the Secretary-General shall appoint an executive secretary for the conference, provide the secretariat and services required and make such other administrative arrangements as may be necessary.

*266th plenary meeting,
3 December 1949.*

367 (IV). Draft rules for the calling of non-governmental conferences

The General Assembly

Requests the Secretary-General to prepare, after consulting the Economic and Social Council, draft rules for the calling of non-governmental conferences, with a view to their study by the General Assembly.

*266th plenary meeting,
3 December 1949.*

368 (IV). Invitations to be addressed to non-member States to become parties to the Convention on the Prevention and Punishment of the Crime of Genocide

The General Assembly,

Considering that article XI of the Convention on the Prevention and Punishment of the Crime of Genocide, approved by General Assembly resolution 260 (III) A¹⁴ of 9 December 1948, provides, *inter alia*, that the Convention shall be open to signature and ratification or to accession on behalf of any non-member State to which an invitation has been addressed by the General Assembly.

¹⁴ See *Official Records of the Third Session of the General Assembly, Part I, Resolutions*, page 174.

Considering that it is desirable to send invitations to those non-member States which, by their participation in activities related to the United Nations, have expressed a desire to advance international co-operation,

1. *Decides* to request the Secretary-General to dispatch the invitations above-mentioned to each non-member State which is or hereafter becomes an active member of one or more of the specialized agencies of the United Nations, or which is or hereafter becomes a Party to the Statute of the International Court of Justice;

2. *Remains convinced* of the necessity of inviting Members of the United Nations which have not yet done so to sign or ratify the Convention on the Prevention and Punishment of the Crime of Genocide as soon as possible.

*266th plenary meeting,
3 December 1949.*

369. (IV). Draft Convention on the Declaration of Death of Missing Persons

The General Assembly,

Considering resolution 249 (IX)¹⁵ of 9 August 1949 approved by the Economic and Social Council,

Considering that the Economic and Social Council was not able to examine the draft Convention on the Declaration of Death of Missing Persons^{15a} prepared by the *Ad Hoc* Committee established to prepare the draft,

Considering that the General Assembly should undertake a detailed study of conventions prepared by small groups only if one of its main Committees disposes of the necessary time; that, when the contrary is the case, it can call a conference of plenipotentiaries for the purposes of studying and drafting the convention,

Recognizing the importance and urgency of the question,

Recognizing also the legal difficulties arising, in particular because of differences of legislation in the matter,

1. *Decides* that an international conference of Government representatives be convened not later than 1 April 1950 with a view to concluding a multilateral convention on the subject;

2. *Instructs* the Secretary-General:

(a) To issue invitations to the Governments of Member States to such a conference, asking all Governments interested to inform him as soon as possible of their acceptance;

(b) To take all other measures necessary for the convening of the conference;

3. *Refers* also the draft Convention on the Declaration of Death of Missing Persons to Member States to enable them to examine it and consider the possibility of adopting, if necessary, legislative measures on the legal status of persons missing as a result of events of war or other disturbances of peace during the post-war years until the present time.

¹⁵ See *Official Records of the Economic and Social Council, Fourth Year, Ninth Session, Resolutions*, page 61.

^{15a} See document E/1368.