

J

REPORT OF THE COMMITTEE ON DISARMAMENT

The General Assembly,

Recalling its resolution 34/83 B of 11 December 1979,

Expressing its satisfaction that the Committee on Disarmament has made progress in respect of the improvement of its organization and methods of work,

Affirming that the establishment of *ad hoc* working groups on substantive disarmament issues will promote the negotiating role of the Committee on Disarmament,

Expressing its concern that, despite improvements in its methods of work, the Committee on Disarmament has not thus far been able to achieve concrete results on disarmament issues which have been under consideration for a number of years,

Convinced that the Committee on Disarmament, as the single multilateral negotiating body on disarmament, should play the central role in substantive negotiations on priority questions of disarmament and on the implementation of the Programme of Action set forth in section III of the Final Document of the Tenth Special Session of the General Assembly,⁴⁷

Stressing that negotiations on specific disarmament issues conducted outside the Committee on Disarmament should not in any way constitute an impediment to the negotiations on such questions in the Committee,

1. *Urges* the Committee on Disarmament to continue or undertake, during its session to be held in 1981, substantive negotiations on the priority questions of disarmament on its agenda, in accordance with the provisions of the Final Document of the Tenth Special Session of the General Assembly and the other relevant resolutions of the Assembly;

2. *Invites* the members of the Committee on Disarmament involved in separate negotiations on specific priority questions of disarmament to intensify their efforts to achieve a positive conclusion of those negotiations without further delay for submission to the Committee and, at the same time, to submit to the Committee a full report on their separate negotiations and the results achieved in order to contribute most directly to the negotiations in the Committee in accordance with paragraph 1 above;

3. *Requests* the Committee on Disarmament, at its session to be held in 1981, to continue negotiations on the elaboration of a comprehensive programme of disarmament, and to submit the programme in time for consideration by the General Assembly at the second special session devoted to disarmament;

4. *Also requests* the Committee on Disarmament to intensify its work on priority questions of disarmament, so that it may be in a position to contribute, through concrete accomplishments, to a favourable climate for the second special session of the General Assembly devoted to disarmament;

5. *Further requests* the Committee on Disarmament to submit a report on its work to the General Assembly at its thirty-sixth session;

6. *Decides* to include in the provisional agenda of its thirty-sixth session the item entitled "Report of the Committee on Disarmament".

94th plenary meeting
12 December 1980

35/153. United Nations Conference on Prohibitions or Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects

The General Assembly,

Recalling its resolutions 32/152 of 19 December 1977, 33/70 of 14 December 1978 and 34/82 of 11 December 1979,

Reiterating its conviction that the suffering of civilian populations and of combatants could be significantly reduced if general agreement could be attained on the prohibition or restriction for humanitarian reasons of the use of specific conventional weapons, including any which may be deemed to be excessively injurious or to have indiscriminate effects,

Reaffirming its belief that positive results as regards the non-use or restriction of use for humanitarian reasons of specific conventional weapons would serve, in addition, as encouragement in the broader field of disarmament,

Recalling that, by its resolutions 32/152 and 33/70, it decided to convene in 1979 the United Nations Conference on Prohibitions or Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects and established the mandate of the Conference,

Further recalling that, by its resolution 34/82, it endorsed the recommendation of the Conference to hold another session in September/October 1980, with a view to completing negotiations in conformity with resolutions 32/152 and 33/70,

1. *Takes note with appreciation* of the Final Report of the United Nations Conference on Prohibitions and Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, held at Geneva from 10 to 28 September 1979 and from 15 September to 10 October 1980;⁴⁸

2. *Welcomes* the successful conclusion of the Conference, which resulted in the adoption, on 10 October 1980, of the following instruments:

(a) Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects;

(b) Protocol on Non-Detectable Fragments (Protocol I);

(c) Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II);

(d) Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III);

3. *Takes note* of article 3 of the Convention, which stipulates that the Convention shall be open for signature on 10 April 1981;

4. *Commends* the Convention and the three annexed Protocols to all States, with a view to achieving the widest possible adherence to these instruments;

5. *Notes* that, under article 8 of the Convention, conferences may be convened to consider amendments to the Convention or any of the annexed Protocols, to consider additional Protocols relating to other categories of conventional weapons not covered by the ex-

⁴⁸ A/CONF.95/15 and Corr. 2.

isting Protocols, or to review the scope and operation of the Convention and the Protocols annexed thereto and to consider any proposal for amendments to the Convention or to the existing Protocols and any proposals for additional protocols relating to other categories of conventional weapons not covered by the existing Protocols;

6. *Requests* the Secretary-General, as the Depositary of the Convention and its annexed Protocols, to inform the General Assembly from time to time of the state of adherence to the Convention and its three annexed Protocols;

7. *Decides* to include in the provisional agenda of its thirty-sixth session the item entitled "United Nations Conference on Prohibitions or Restrictions of Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects".

*94th plenary meeting
12 December 1980*

35/154. Conclusion of an international convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons

The General Assembly,

Convinced of the need to take effective measures for the strengthening of the security of States and prompted by the desire shared by all nations to eliminate war and prevent nuclear conflagration,

Taking into account the principle of non-use of force or threat of force enshrined in the Charter of the United Nations and reaffirmed in a number of United Nations declarations and resolutions,

Noting with satisfaction the desire of States in various regions to prevent nuclear weapons from being introduced into their territories, including through the establishment of nuclear-weapon-free zones, on the basis of arrangements freely arrived at among the States of the region concerned, and being anxious to contribute to the attainment of this objective,

Considering that, until nuclear disarmament is achieved on a universal basis, it is imperative for the international community to develop effective measures to ensure the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons from any quarter,

Recognizing that effective measures to assure the non-nuclear-weapon States against the use or threat of use of nuclear weapons can constitute a positive contribution to the prevention of the spread of nuclear weapons,

Mindful of the statements and considerations made by various States on the strengthening of the security of non-nuclear-weapon States,

Desirous of promoting the implementation of paragraph 59 of the Final Document of the Tenth Special Session of the General Assembly,⁵⁷ in which it urged the nuclear-weapon States to conclude, as appropriate, effective arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons,

Recalling its resolutions 33/72 of 14 December 1978 and 34/84 and 34/85 of 11 December 1979,

Noting the consideration by the Committee on Disarmament in 1980 of the item entitled "Effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons" and the setting up of an *ad hoc* working group to continue the negotiations on this problem,

Recalling the drafts of an international convention submitted on this item to the Committee on Disarmament in 1979,

Taking note of the report of the Committee on Disarmament, including the report of the *Ad Hoc* Working Group,⁵⁸

Noting with satisfaction that the idea of a convention has received widespread international support,

Wishing to promote an early and successful completion of the negotiations on the elaboration of such a convention,

Noting further the examination by the Committee on Disarmament of the suggestion that, upon the recommendation of the General Assembly, the Security Council might consider the question of concrete measures to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons which, as an interim arrangement, should not be a substitute for the indispensable renewed efforts to reach agreement on a common approach acceptable to all which could be included in an international instrument of a legally binding character,

1. *Welcomes* the conclusion of the Committee on Disarmament that there is continuing recognition of the urgent need to reach agreement on effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons;

2. *Notes with satisfaction* that in the Committee on Disarmament there was no objection, in principle, to the idea of an international convention;

3. *Requests* the Committee on Disarmament to continue on a priority basis, during its session to be held in 1981, the negotiations on the question of strengthening of security guarantees of non-nuclear-weapon States;

4. *Calls upon* States participating in talks on the question of providing guarantees to non-nuclear States against the use or threat of use of nuclear weapons to make efforts for the speedy elaboration and conclusion of an international convention on this matter;

5. *Calls upon* all nuclear-weapon States to make solemn declarations, identical in substance, concerning the non-use of nuclear weapons against non-nuclear States having no such weapons on their territories, as a first step towards the conclusion of such an international convention;

6. *Recommends* that the Security Council should examine declarations which may be made by nuclear States regarding the strengthening of security guarantees for non-nuclear States and, if all these declarations are found consistent with the above-mentioned objective, should adopt an appropriate resolution approving them;

7. *Decides* to include in the provisional agenda of its thirty-sixth session the item entitled "Conclusion of an international convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons".

*94th plenary meeting
12 December 1980*

⁵⁸ See *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 27 (A/35/27)*, paras. 45-49.

⁵⁷ Resolution S-10/2.