

1. *Commends* the Special Rapporteur on the situation of human rights in Chile for his report, prepared in accordance with Commission on Human Rights resolution 9 (XXXVII);

2. *Reiterates* its grave concern at the persistence and, in some respects, the deterioration of the human rights situation in Chile, as stated by the Special Rapporteur, and particularly:

(a) The disruption of the traditional democratic legal order and its institutions by the maintenance and expansion of emergency legislation and the promulgation of a constitution that fails to reflect a freely expressed popular will and clearly hampers the human rights and fundamental freedoms of the Chilean people and allows interference with such rights and freedoms;

(b) The intensification of practices such as arbitrary detention and confinement in secret places, often accompanied by torture and inhuman or degrading treatment which, on occasion, result in unexplained deaths;

(c) The persecution, intimidation and imprisonment, as well as the banishment and forced exile, of a number of persons who participate in trade union, academic and cultural and humanitarian activities;

3. *Reiterates also* its great concern at the fact that the remedies of *habeas corpus* or *amparo* prove to be not effective owing to the fact that the judiciary in Chile does not fully exercise its powers in this respect and performs its functions with utmost restrictions;

4. *Urges* the Chilean authorities to respect and promote human rights in accordance with their obligations under various international instruments and, in particular, to take the following concrete steps that could enable the Commission on Human Rights to consider terminating the mandate of the Special Rapporteur:

(a) To put an end to the state of emergency, under which continued human rights violations occur, and to restore the democratic institutions and constitutional guarantees formerly enjoyed by the Chilean people;

(b) To put an end to arbitrary detentions, physical or psychological intimidation and prosecution of persons who exercise their right to freedom of expression and opinion, including the right to petition;

(c) To respect the human rights of persons detained for political reasons and to separate them from those detained for criminal offences;

(d) To take effective measures to prevent torture and other forms of cruel, inhuman or degrading treatment resulting, *inter alia*, in unexplained deaths and to prosecute and punish those responsible for such practices;

(e) To investigate and clarify the fate of persons who have disappeared for political reasons, to inform the relatives of those persons of the outcome of the investigation and to prosecute and punish those responsible for such disappearances;

(f) To restore fully trade union rights, especially the freedom to form trade unions which can operate freely without governmental control and can exercise fully the right to strike;

(g) To guarantee the freedom of assembly and association, and the freedom of Chilean citizens freely to enter and leave the country, and to end the practice of banishment applied to nationals, a practice which amounts to forced exile from the country;

5. *Urges once more* the Chilean authorities to cooperate with the Special Rapporteur and to comply with their obligations under various international human rights instruments;

6. *Requests* the Commission on Human Rights at its thirty-eighth session to study thoroughly the report of the Special Rapporteur;

7. *Invites* the Commission on Human Rights to extend the mandate of the Special Rapporteur for another year and requests the Commission to report on the human rights situation in Chile, through the Economic and Social Council, to the General Assembly at its thirty-seventh session.

*101st plenary meeting  
16 December 1981*

### 36/158. Situation of refugees in the Sudan

*The General Assembly,*

*Recalling* its resolution 35/181 of 15 December 1980 on the situation of refugees in the Sudan.

*Recalling further* Economic and Social Council resolution 1981/5 of 4 May 1981.

*Having heard* the statement delivered by the United Nations High Commissioner for Refugees before the Third Committee on 16 November 1981,<sup>139</sup>

*Taking note* of the ever-increasing number of refugees arriving in the Sudan,

*Appreciating* the measures which the Government of the Sudan, a least developed country, is taking in order to provide shelter, food and other services to the growing number of refugees in the Sudan,

*Recognizing* the heavy burden placed on the Government of the Sudan in caring for the growing number of refugees and the need for adequate international assistance to continue its efforts to render assistance to the refugees,

1. *Takes note* of the report of the Secretary-General<sup>140</sup> containing the findings of the sectoral follow-up missions which have so far been completed;

2. *Requests* the Secretary-General, in co-operation with the relevant agencies, to arrange for the completion of the remaining technical follow-up missions;

3. *Expresses its appreciation* to the donor Government, intergovernmental organizations, non-governmental organizations, the Secretary-General and the United Nations High Commissioner for Refugees for their valuable assistance rendered to refugees in the Sudan;

4. *Appeals* to all Member States, international organizations and voluntary agencies to render the maximum possible financial, material and technical assistance to the Government of the Sudan in its efforts to provide all necessary service to the refugees;

5. *Requests* the Secretary-General, in co-operation with the High Commissioner, to submit a comprehensive report to the Economic and Social Council at its first regular session of 1982 as well as to the General Assembly at its thirty-seventh session on the progress achieved in the implementation of the present resolution.

*101st plenary meeting  
16 December 1981*

### 36/159. Social aspects of the development activities of the United Nations

*The General Assembly,*

*Taking note* of Economic and Social Council resolution 1981/24 of 6 May 1981 on the social aspects of the development activities of the United Nations,

<sup>139</sup> *Official Records of the General Assembly, Thirty-sixth Session, Third Committee, 50th meeting, paras. 2-20.*

<sup>140</sup> A/36/216 and Add.1.