

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 1981,¹³⁹

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-General¹⁴⁰ 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,

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

¹⁴⁰ A/36/216 and Add.1.

Mindful of the fact that the recommendations contained in the report of the *Ad Hoc* Working Group on the Social Aspects of the Development Activities of the United Nations¹⁴¹ will be further discussed at the first regular session of the Economic and Social Council in 1982, in accordance with Council decisions 1981/175 and 1981/176 of 23 July 1981, in which the Secretary-General was requested to prepare and submit comments on the feasibility, programme and co-ordination implications, as well as the resource implications, of the main recommendations submitted by the *Ad Hoc* Working Group,

1. *Invites* the Economic and Social Council, in the light of its above-mentioned decisions, to give at its first regular session in 1982 due consideration to the implementation of the recommendations contained in the report of the *Ad Hoc* Working Group on the Social Aspects of the Development Activities of the United Nations;

2. *Requests* the Secretary-General to submit to the General Assembly at its thirty-seventh session, under the agenda item entitled "Report of the Economic and Social Council", a report on the implementation of the relevant decisions of the Economic and Social Council pertaining to the recommendations contained in the above-mentioned report.

*101st plenary meeting
16 December 1981*

36/160. Measures to improve the situation and ensure the human rights and dignity of all migrant workers¹⁴²

The General Assembly,

Reaffirming the permanent validity of the principles and standards embodied in the basic instruments regarding the international protection of human rights, in particular in the Universal Declaration of Human Rights,¹⁴³ the International Convention on the Elimination of All Forms of Racial Discrimination,¹⁴⁴ the International Covenants on Human Rights¹⁴⁵ and the Convention on the Elimination of All Forms of Discrimination against Women,¹⁴⁶

Taking into account the principles and standards established within the framework of the International Labour Organisation and the United Nations Educational, Scientific and Cultural Organization, and the importance of the task carried out in connection with migrant workers and their families in other specialized agencies and in various organs of the United Nations,

Reiterating that, in spite of the existence of a body of principles and standards already established, there is need to make further efforts to improve the situation and ensure the human rights and dignity of all migrant workers and their families,

Recalling its resolution 34/172 of 17 December 1979, in which it decided to create a working group open to all Member States to elaborate an international convention on the protection of the rights of all migrant workers and their families,

Recalling also its resolution 35/198 of 15 December 1980, in which it renewed the mandate of the Working Group on the Drafting of an International Convention on the Protection of the Rights of All Migrant Workers and Their Families and requested it to continue its work,

¹⁴¹ E/1981/3.

¹⁴² See also sect. X.B.4, decision 36/434.

¹⁴³ Resolution 217 A (III).

¹⁴⁴ Resolution 2106 A (XX), annex.

¹⁴⁵ Resolution 2200 A (XXI), annex.

¹⁴⁶ Resolution 34/180, annex.

Having examined the progress made by the Working Group during its intersessional meeting held from 11 to 22 May 1981 and the contributions of various Governments,¹⁴⁷

Having also examined the report of the Working Group¹⁴⁸ during the current session of the General Assembly,

1. *Takes note* of the report of the Working Group on the Drafting of an International Convention on the Protection of the Rights of All Migrant Workers and Their Families and expresses its satisfaction with the substantial progress that the Working Group has so far made in the accomplishment of its mandate;

2. *Decides* that, in order to enable the Working Group to complete its task as soon as possible, the Working Group shall hold again an intersessional meeting of two weeks' duration in New York, in May 1982, immediately after the first regular session of the Economic and Social Council;

3. *Invites* the Secretary-General to transmit to Governments the report of the Working Group so as to allow the members of the Working Group to continue their task during the intersessional meeting to be held in May 1982, as well as to transmit the results obtained in that meeting in order that the General Assembly may consider them during its thirty-seventh session;

4. *Also invites* the Secretary-General to transmit the above-mentioned documents to the competent organs of the United Nations and to international organizations concerned, for their information, so as to enable them to continue their co-operation with the Working Group;

5. *Decides* that the Working Group shall meet during the thirty-seventh session of the General Assembly to continue and, if possible, to complete the elaboration of an international convention on the protection of the rights of all migrant workers and their families.

*101st plenary meeting
16 December 1981*

36/161. Assistance to displaced persons in Ethiopia

The General Assembly,

Recalling its resolution 35/91 of 5 December 1980 and Economic and Social Council resolution 1980/54 of 24 July 1980,

Having heard the statements of the representative of the Secretary-General and of the United Nations High Commissioner for Refugees,¹⁴⁹

Taking note of the report of the Secretary-General on assistance to displaced persons in Ethiopia,¹⁵⁰ prepared pursuant to Economic and Social Council resolution 1980/8 of 28 April 1980,

Taking note also of the appeal of the Secretary-General in his note verbale of 11 November 1980,

Deeply concerned that the appeals of the Secretary-General, the Economic and Social Council and the General Assembly have yet to meet adequate response,

1. *Endorses once again* the appeals of the Secretary-General and the Economic and Social Council concerning assistance to displaced persons in Ethiopia;

2. *Requests* the United Nations High Commissioner for Refugees to continue his efforts to mobilize humanitarian

¹⁴⁷ See A/36/378 and A/36/383.

¹⁴⁸ See A/C.3/36/10.

¹⁴⁹ See *Official Records of the General Assembly, Thirty-sixth Session, Third Committee, 50th meeting.*

¹⁵⁰ A/35/360 and Corr.1-3.