

## D

## PROVISIONAL PROCEDURES TO UPHOLD THE AUTHORITY OF THE 1925 GENEVA PROTOCOL.

*The General Assembly,*

*Recalling* the provisions of the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods in Warfare, signed at Geneva on 17 June 1925,<sup>88</sup> which entered into force on 8 February 1928,

*Noting* that States parties to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction<sup>89</sup> have reaffirmed their adherence to the principles and objectives of that Protocol and called upon all States to comply with them,

*Noting also* that the Protocol does not provide for the establishment of procedures for investigating reports concerning activities prohibited by the Protocol,

*Noting further* that the Committee on Disarmament is currently engaged in the negotiation of a convention on the prohibition of chemical weapons, which should contain provisions to ensure its effective verification,

*Believing* it conducive to the continued authority of the Protocol that, pending eventual formal arrangements, procedures be established to make possible the prompt and impartial investigation of information concerning possible violations of the provisions of the Protocol,

1. *Calls upon* all States that have not yet done so to accede to the 1925 Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare;

2. *Calls upon* all States to comply with the provisions of the Protocol;

3. *Calls upon* the Committee on Disarmament to expedite its negotiations on a convention on the prohibition of chemical weapons with a view to its submission to the General Assembly with the shortest possible delay;

4. *Requests* the Secretary-General to investigate, with the assistance of qualified experts, information that may be brought to his attention by any Member State concerning activities that may constitute a violation of the Protocol or of the relevant rules of customary international law in order to ascertain thereby the facts of the matter, and promptly to report the results of any such investigation to all Member States and to the General Assembly;

5. *Requests* the Secretary-General, with the co-operation of Member States, to compile, as a matter of priority, and maintain lists of qualified experts whose services could be made available at short notice to undertake such investigations, and of laboratories with the capability to undertake testing for the presence of agents the use of which is prohibited;

6. *Requests* the Secretary-General, in meeting the objectives of paragraph 4 above:

(a) To appoint, as necessary, groups of experts selected from the above-mentioned list to undertake urgent investigation of possible violations;

(b) To make the necessary arrangements for the experts to collect and examine evidence, including on-site, with the co-operation of the countries concerned, to the extent relevant to the investigation, and for such testing as may be required;

(c) To seek, in any such investigation, appropriate assistance and relevant information from all Governments and international organizations concerned, as well as from other appropriate sources;

7. *Further requests* the Secretary-General, with the assistance of qualified consultant experts, to devise procedures for the timely and efficient investigation of information concerning activities that may constitute a violation of the Geneva Protocol or of the relevant rules of customary international law and to assemble and organize systematically documentation relating to the identification of signs and symptoms associated with the use of such agents as a means of facilitating such investigations and the medical treatment that may be required;

8. *Requests* Governments, national and international organizations, as well as scientific and research institutions, to co-operate fully with the Secretary-General in this work;

9. *Requests* the Secretary-General to report to the General Assembly at its thirty-eighth session on the implementation of the present resolution.

*101st plenary meeting  
13 December 1982*

## E

## CHEMICAL AND BACTERIOLOGICAL (BIOLOGICAL) WEAPONS

*The General Assembly,*

*Having considered* the report of the Secretary-General<sup>93</sup> to which was annexed the report of the Group of Experts to Investigate Reports on the Alleged Use of Chemical Weapons, appointed by the Secretary-General pursuant to General Assembly resolutions 35/144 C of 12 December 1980 and 36/96 C of 9 December 1981,

*Taking note* of the final conclusion of the Group of Experts that, while it could not state that the allegations had been proven, nevertheless it could not disregard the circumstantial evidence suggestive of the possible use of some sort of toxic chemical substance in some instances,<sup>94</sup>

*Recalling* that the use of chemical and biological weapons has been declared incompatible with the accepted norms of civilization,

1. *Takes note* of the report of the Secretary-General and expresses its appreciation to the Group of Experts to Investigate Reports on the Alleged Use of Chemical Weapons for the work it has accomplished, as well as to the Member States that co-operated with the Group in fulfilling its mandate;

2. *Calls anew* for strict observance by all States of the principles and objectives of the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare<sup>88</sup> and condemns all actions that are contrary to those objectives.

*101st plenary meeting  
13 December 1982*

## 37/99. General and complete disarmament

## A

## NON-STATIONING OF NUCLEAR WEAPONS ON THE TERRITORIES OF STATES WHERE THERE ARE NO SUCH WEAPONS AT PRESENT

*The General Assembly,*

*Conscious* that a nuclear war would have devastating consequences for the whole of mankind,

*Recalling* its resolution 33/91 F of 16 December 1978, which contains an appeal to all nuclear-weapon States to

<sup>93</sup> A/37/259.

<sup>94</sup> *Ibid.*, para. 197.

refrain from stationing nuclear weapons on the territories of States where there are no such weapons at present and to all non-nuclear-weapon States that do not have nuclear weapons on their territories to refrain from any steps that would directly or indirectly result in the stationing of such weapons on their territories,

*Recalling further* its resolutions 35/156 C of 12 December 1980 and 36/97 E of 9 December 1981, in which it requested the Committee on Disarmament to proceed without delay to talks with a view to elaborating an international agreement on the non-stationing of nuclear weapons on the territories of States where there are no such weapons at present,

*Noting with regret* that the appeals by the General Assembly remain unheeded,

*Considering* that the non-stationing of nuclear weapons on the territories of States where there are no such weapons at present would constitute a step towards the larger objective of the subsequent complete withdrawal of nuclear weapons from the territories of other States, thus contributing to the prevention of the spread of nuclear weapons and leading eventually to the total elimination of nuclear weapons,

*Bearing in mind* the clearly expressed intention of many States to prevent the stationing of nuclear weapons on their territories,

*Deeply alarmed* by plans and practical steps leading to a build-up of nuclear-weapon arsenals on the territories of other States,

1. *Requests once again* the Committee on Disarmament to proceed without delay to talks with a view to elaborating an international agreement on the non-stationing of nuclear weapons on the territories of States where there are no such weapons at present;

2. *Calls upon* all nuclear-weapon States not to station nuclear weapons on the territories of States where there are no such weapons at present and to refrain from further action involving the stationing of nuclear weapons on the territories of other States;

3. *Calls upon* all nuclear-weapon States to freeze qualitatively nuclear weapons on the territories of other States;

4. *Requests* the Secretary-General to transmit to the Committee on Disarmament all documents relating to the discussion of this question by the General Assembly at its thirty-seventh session;

5. *Requests* the Committee on Disarmament to submit a report on the question to the General Assembly at its thirty-eighth session;

6. *Decides* to include in the provisional agenda of its thirty-eighth session the item entitled "Non-stationing of nuclear weapons on the territories of States where there are no such weapons at present: report of the Committee on Disarmament".

*101st plenary meeting  
13 December 1982*

## B

### REPORT OF THE INDEPENDENT COMMISSION ON DISARMAMENT AND SECURITY ISSUES

*The General Assembly,*

*Concerned* over the alarming state of the arms race and the risks it causes to the very survival of humanity,

*Recognizing* the central role of the United Nations in reducing tension, in safeguarding and promoting confidence between States and in furthering common security and the cause of disarmament,

*Having noted* the report of the Independent Commission on Disarmament and Security Issues entitled "Common

Security—a programme for disarmament", submitted to the General Assembly at its twelfth special session,<sup>95</sup>

*Convinced* that the Commission has made an important contribution to the discussion and deliberation on disarmament and security issues and that its recommendations and proposals, embodied in its programme of action, should be further considered within the United Nations system,

*Noting* that the recommendations in the report were addressed to Governments and to the United Nations and its organs,

*Convinced* of the importance of ensuring an effective follow-up to the report in the United Nations system and in other relevant contexts,

1. *Requests* the Secretary-General to transmit the report of the Independent Commission on Disarmament and Security Issues to the Disarmament Commission;

2. *Further requests* the Disarmament Commission to consider those recommendations and proposals in the report that relate to disarmament and arms limitation and to suggest, in a report to the General Assembly, how best to ensure an effective follow-up thereto within the United Nations system or otherwise;

3. *Decides* to include in the agenda of its thirty-eighth session an item entitled "Independent Commission on Disarmament and Security Issues: report of the Disarmament Commission".

*101st plenary meeting  
13 December 1982*

## C

### PROHIBITION OF THE DEVELOPMENT, PRODUCTION, STOCKPILING AND USE OF RADIOLOGICAL WEAPONS

*The General Assembly,*

*Recalling* the resolution of the Commission for Conventional Armaments of 12 August 1948, which defined weapons of mass destruction to include atomic explosive weapons, radioactive material weapons, lethal chemical and biological weapons and any weapons developed in the future which have characteristics comparable in destructive effect to those of the atomic bomb or the other weapons mentioned above,

*Recalling* its resolution 2602 C (XXIV) of 16 December 1969,

*Recalling* paragraph 76 of the Final Document of the Tenth Special Session of the General Assembly<sup>96</sup> in which it is stated that a convention should be concluded prohibiting the development, production, stockpiling and use of radiological weapons,

*Reaffirming* its resolution 36/97 B of 9 December 1981 on the conclusion of such a convention,

*Convinced* that such a convention would serve to spare mankind the potential dangers of the use of radiological weapons and thereby contribute to strengthening peace and averting the threat of war,

*Noting* that negotiations on the conclusion of an international convention prohibiting the development, production, stockpiling and use of radiological weapons have been conducted in the Committee on Disarmament,

*Taking note* of those parts of the reports of the Committee on Disarmament to the General Assembly at its twelfth special session and its thirty-seventh session that deal with

<sup>95</sup> See A/S-12/AC.1/PV.4, p. 18. The report was subsequently issued as document A/CN.10/38. See also A/CN.10/51.

<sup>96</sup> Resolution S-10/2.

those negotiations, including the reports of the *Ad Hoc* Working Group on Radiological Weapons,<sup>97</sup>

*Recognizing* that notwithstanding the progress achieved in those negotiations, divergent views continue to exist in connection with various aspects,

*Taking into consideration* the fact that the peaceful applications of nuclear energy involve the establishment of a large number of nuclear installations with a high concentration of radioactive materials, and bearing in mind that the destruction of such nuclear facilities by military attacks could have disastrous consequences,

*Noting with satisfaction* the wide recognition of the need to reach agreement on the comprehensive prohibition of radiological weapons,

1. *Requests* the Committee on Disarmament to continue negotiations with a view to an early conclusion of the elaboration of a treaty prohibiting the development, production, stockpiling and use of radiological weapons, in order that it may be submitted to the General Assembly at its thirty-eighth session;

2. *Further requests* the Committee on Disarmament to continue its search for a solution to the question of prohibition of military attacks on nuclear facilities, including the scope of such prohibition, taking into account all proposals submitted to it to this end:

3. *Takes note* of the recommendation of the *Ad Hoc* Working Group on Radiological Weapons, in the report adopted by the Committee on Disarmament,<sup>98</sup> to establish, at the beginning of its session to be held in 1983, an *ad hoc* working group to continue negotiations on the prohibition of radiological weapons,<sup>99</sup>

4. *Requests* the Secretary-General to transmit to the Committee on Disarmament all documents relating to the discussion by the General Assembly at its thirty-seventh session of the prohibition of the development, production, stockpiling and use of radiological weapons;

5. *Decides* to include in the provisional agenda of its thirty-eighth session the item entitled "Prohibition of the development, production, stockpiling and use of radiological weapons".

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## D

### PREVENTION OF AN ARMS RACE IN OUTER SPACE AND PROHIBITION OF ANTI-SATELLITE SYSTEMS

*The General Assembly,*

*Inspired* by the great prospects opening up before mankind as a result of man's entry into outer space,

*Believing* that any activity in outer space should be for peaceful purposes and carried on for the benefit of all peoples, irrespective of the degree of their economic and scientific development,

*Recalling* that the States parties to the Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space, including the Moon and Other Celestial Bodies,<sup>100</sup> have undertaken, in article III, to carry on activities in the exploration and use of outer space, including the Moon and other celestial bodies, in accordance with international law and the Charter of the United Nations, in

<sup>97</sup> *Official Records of the General Assembly, Twelfth Special Session, Supplement No. 2 (A/S-12/2)*, paras. 67-75; and *ibid.*, *Thirty-seventh Session, Supplement No. 27 (A/37/27 and Corr.1)*, paras. 76-89.

<sup>98</sup> See *Official Records of the General Assembly, Thirty-seventh Session, Supplement No. 27 (A/37/27 and Corr.1)*, para. 83.

<sup>99</sup> *Ibid.*, subparagraph 14.

<sup>100</sup> Resolution 2222 (XXI), annex.

the interest of maintaining international peace and security and promoting international co-operation and understanding,

*Reaffirming*, in particular, article IV of the above-mentioned Treaty, which stipulates that States parties to the Treaty undertake not to place in orbit around the earth any objects carrying nuclear weapons or any other kinds of weapons of mass destruction, install such weapons on celestial bodies or station such weapons in outer space in any other manner,

*Reaffirming also* paragraph 80 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup> in which it is stated that, in order to prevent an arms race in outer space, further measures should be taken and appropriate international negotiations held in accordance with the spirit of the Treaty,

*Aware* of the need to prevent an arms race in outer space and in particular of the threat posed by anti-satellite systems and their destabilizing effects on international peace and security,

*Recalling* its resolutions 36/97 C and 36/99 of 9 December 1981,

*Noting* the grave concern expressed by the Second United Nations Conference on the Exploration and Peaceful Uses of Outer Space over the possible extension of an arms race into outer space and the recommendations made to the competent organs of the United Nations, in particular the General Assembly, and also to the Committee on Disarmament,<sup>101</sup>

*Noting also* that in the course of its session in 1982 the Committee on Disarmament considered this subject both at its formal and informal meetings, as well as through informal consultations,

*Taking note* of the part of the report of the Committee on Disarmament relating to the item entitled "Prevention of an arms race in outer space",<sup>102</sup>

1. *Reaffirms* that further effective measures to prevent an arms race in outer space should be adopted by the international community;

2. *Notes with appreciation* the contribution made by Member States to the discussion of the item in the Committee on Disarmament and in the General Assembly;

3. *Requests* the Committee on Disarmament to continue substantive consideration of:

(a) The question of negotiating effective and verifiable agreements aimed at preventing an arms race in outer space, taking into account all existing and future proposals designed to meet this objective;

(b) As a matter of priority, the question of negotiating an effective and verifiable agreement to prohibit anti-satellite systems as an important step towards the fulfilment of the objectives set out in subparagraph (a) above;

4. *Expresses the hope* that the Committee on Disarmament will take the appropriate steps, such as the possible establishment of a working group, in order to promote the objectives set forth in paragraphs 1 and 3 above;

5. *Requests* the Committee on Disarmament to report on the consideration given to this subject to the General Assembly at the thirty-eighth session;

6. *Decides* to include in the provisional agenda of its thirty-eighth session the item entitled "Prevention of an arms race in outer space and prohibition of anti-satellite systems".

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<sup>101</sup> See *Report of the Second United Nations Conference on the Exploration and Peaceful Uses of Outer Space, Vienna, 9-21 August 1982 (A/CONF. 101/10 and Corr.1 and 2)*, paras. 13, 14 and 426.

<sup>102</sup> *Official Records of the General Assembly, Thirty-seventh Session, Supplement No. 27 (A/37/27 and Corr.1)*, paras. 97-106.

## E

PROHIBITION OF THE PRODUCTION OF FISSIONABLE  
MATERIAL FOR WEAPONS PURPOSES

*The General Assembly,*

*Recalling* its resolutions 33/91 H of 16 December 1978, 34/87 D of 11 December 1979, 35/156 H of 12 December 1980 and 36/97 G of 9 December 1981, in which it requested the Committee on Disarmament, at an appropriate stage of 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,<sup>106</sup> and of its work on the item entitled "Nuclear weapons in all aspects", to consider urgently the question of adequately verified cessation and prohibition of the production of fissionable material for nuclear weapons and other nuclear explosive devices and to keep the Assembly informed of the progress of that consideration,

*Noting* that the agenda of the Committee on Disarmament for 1982 included the item entitled "Nuclear weapons in all aspects" and that the Committee's programme of work for both parts of its session held in 1982 contained the item entitled "Cessation of the nuclear-arms race and nuclear disarmament",

*Recalling* the proposals and statements made in the Committee on Disarmament on those items,<sup>103</sup>

*Considering* that the cessation of production of fissionable material for weapons purposes and the progressive conversion and transfer of stocks to peaceful uses would be a significant step towards halting and reversing the nuclear-arms race,

*Considering* that the prohibition of the production of fissionable material for nuclear weapons and other explosive devices also would be an important measure in facilitating the prevention of the proliferation of nuclear weapons and explosive devices,

*Requests* the Committee on Disarmament, at an appropriate stage of its work on the item entitled "Nuclear weapons in all aspects", to pursue its consideration of the question of adequately verified cessation and prohibition of the production of fissionable material for nuclear weapons and other nuclear explosive devices and to keep the General Assembly informed of the progress of that consideration.

*101st plenary meeting  
13 December 1982*

## F

REVIEW OF AND SUPPLEMENT TO THE *COMPREHENSIVE STUDY  
OF THE QUESTION OF NUCLEAR-WEAPON-FREE ZONES IN ALL ITS  
ASPECTS*

*The General Assembly,*

*Conscious* of the need to make every effort towards achieving a cessation of the nuclear-arms race, nuclear disarmament and general and complete disarmament under strict and effective international control,

*Recognizing*, in pursuance of these ends, the urgent need to prevent the proliferation of nuclear weapons in the world,

*Affirming* that the establishment of nuclear-weapon-free zones is a contribution to disarmament,

*Recalling* its resolution 3472 (XXX) of 11 December 1975 on the comprehensive study of the question of nuclear-weapon-free zones in all its aspects,

*Recalling* the views, observations and suggestions made on it by Governments, and by the International Atomic Energy Agency and other international organizations concerned, and the report of the Secretary-General containing them,<sup>104</sup>

*Considering* that questions related to the establishment of nuclear-weapon-free zones in various parts of the world have been addressed in a number of recent studies undertaken by the United Nations in the field of disarmament,

*Considering further* that the experience of the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco)<sup>105</sup> would be of great value for the other regions of the world,

*Recognizing* that these developments should be recorded in a new complementary study of this subject,

1. *Decides* that a study should be undertaken to review and supplement the *Comprehensive study of the question of nuclear-weapon-free zones in all its aspects*<sup>106</sup> in the light of information and experience accumulated since 1975;

2. *Requests* the Secretary-General, with the assistance of an *ad hoc* group of qualified governmental experts,<sup>107</sup> to carry out the study and to submit it to the General Assembly at its thirty-ninth session, bearing in mind the savings that may be made within existing budgetary appropriations;

3. *Calls upon* interested Governments and international organizations concerned to extend such assistance as may be required from time to time for the carrying out of the study;

4. *Decides* to include in the provisional agenda of its thirty-ninth session an item entitled "Study of the question of nuclear-weapon-free zones in all its aspects".

*101st plenary meeting  
13 December 1982*

## G

MEASURES TO PROVIDE OBJECTIVE INFORMATION ON  
MILITARY CAPABILITIES

*The General Assembly,*

*Deeply concerned* about the continuing escalation of the arms race, in particular the nuclear-arms race, its extremely harmful effects on world peace and security and the deplorable waste of human and material resources for military purposes,

*Recalling* paragraph 93 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup> in which it is stated, *inter alia*, that, in order to facilitate the process of disarmament, it is necessary to take measures and to pursue policies to strengthen international peace and security and to build confidence among States, in accordance with the purposes and principles of the Charter of the United Nations,

*Bearing in mind* that it is also stated, in paragraph 34 of the Final Document, that disarmament, relaxation of international tension, respect for the right of self-determination and national independence, the peaceful settlement of disputes in accordance with the Charter of the United Nations and the strengthening of international peace and security are directly related to each other, that progress in any of these spheres has a beneficial effect on all of them and that, in turn, failure in one sphere has negative effects on others,

<sup>104</sup> A/31/189 and Add.1 and 2.

<sup>105</sup> United Nations, *Treaty Series*, vol. 634, No. 9068, p. 326.

<sup>106</sup> United Nations publication, Sales No. E.76.I.7.

<sup>107</sup> Subsequently referred to as the Group of Governmental Experts on Nuclear-Weapon-Free Zones.

<sup>103</sup> *Ibid.*, *Twelfth Special Session, Supplement No. 2 (A/S-12/2)*, paras. 41-60; and *ibid.*, *Thirty-seventh Session, Supplement No. 27 (A/37/27 and Corr.1)*, paras. 43-58.

*Recalling also* that, in paragraph 105 of the Final Document, Member States are encouraged to ensure a better flow of information with regard to the various aspects of disarmament, to avoid dissemination of false and tendentious information concerning armaments and to concentrate on the danger of escalation of the arms race and on the need for general and complete disarmament under effective international control,

*Noting* that misperceptions of the military capabilities and the intentions of potential adversaries, which could be caused, *inter alia*, by lack of objective information, could induce States to undertake armaments programmes leading to the acceleration of the arms race, in particular the nuclear-arms race, and to heightened international tensions,

*Aware* that objective information on military capabilities, in particular among nuclear-weapon States and other militarily significant States, could contribute to the building of confidence among States and to the conclusion of concrete disarmament agreements and, thereby, help to halt and reverse the arms race,

1. *Calls upon* all States, in particular nuclear-weapon States and other militarily significant States, to consider additional measures to facilitate the provision of objective information on, and objective assessments of, military capabilities;

2. *Invites* all States to submit to the Secretary-General their views and proposals concerning such measures;

3. *Requests* the Secretary-General to submit to the General Assembly at its thirty-eighth session a report containing, first, the replies of Member States called for under paragraph 2 above, and, secondly, on the basis of these replies, a preliminary analysis of the possible role of the United Nations in the context of measures to facilitate the provision of objective information on, and objective assessments of, military capabilities.

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13 December 1982*

## H

### SECOND REVIEW CONFERENCE OF THE PARTIES TO THE TREATY ON THE PROHIBITION OF THE EMPLACEMENT OF NUCLEAR WEAPONS AND OTHER WEAPONS OF MASS DESTRUCTION ON THE SEA-BED AND THE OCEAN FLOOR AND IN THE SUBSOIL THEREOF

*The General Assembly,*

*Recalling* its resolution 2660 (XXV) of 7 December 1970, in which it commended the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof,

*Noting* the provisions of article VII of that Treaty concerning the holding of review conferences,

*Bearing in mind* that the first Review Conference of the Parties to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof, held at Geneva from 20 June to 1 July 1977, decided, in its Final Declaration, that a further review conference should be held at Geneva in 1982, unless a majority of States parties indicated to the depositaries that they wished such a conference to be postponed, in which case it should be convened not later than in 1984,<sup>108</sup>

*Recalling* its resolution 32/87 A of 12 December 1977, in which it made an assessment of the outcome of the first Review Conference,

*Bearing in mind* all the relevant paragraphs of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup>

1. *Notes* that, following appropriate consultations, a Preparatory Committee for the Second Review Conference of the Parties to the Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof is to be established prior to holding a further review conference in 1983;

2. *Requests* the Secretary-General to render the necessary assistance and to provide such services, including summary records, as may be required for the Review Conference and its preparation;

3. *Recalls* its expressed hope for the widest possible adherence to the Treaty.

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## I

### REVIEW CONFERENCE OF THE PARTIES TO THE CONVENTION ON THE PROHIBITION OF MILITARY OR ANY OTHER HOSTILE USE OF ENVIRONMENTAL MODIFICATION TECHNIQUES

*The General Assembly,*

*Recalling* its resolution 31/72 of 10 December 1976, in which it referred the Convention on the Prohibition of Military or Any Other Hostile Use of Environmental Modification Techniques to all States for their consideration, signature and ratification and expressed the hope for the widest possible adherence to the Convention,

*Noting* that paragraph 1 of article VIII of the Convention provides that:

“Five years after the entry into force of this Convention, a conference of the States Parties to the Convention shall be convened by the Depositary at Geneva, Switzerland. The conference shall review the operation of the Convention with a view to ensuring that its purposes and provisions are being realized, and shall in particular examine the effectiveness of the provisions of paragraph 1 of article I in eliminating the dangers of military or any other hostile use of environmental modification techniques”.

*Bearing in mind* that the Convention will have been in force for five years on 5 October 1983,

1. *Notes* that the Secretary-General, as depositary of the Convention, intends to convene the Review Conference of the Parties to the Convention on the Prohibition of Military or Any Other Hostile Use of Environmental Modification Techniques called for in paragraph 1 of article VIII of the Convention at the earliest practicable time after 5 October 1983 and that, to that end, he will hold consultations with the parties to the Convention with regard to questions relating to the Conference and its preparation, including the establishment of a Preparatory Committee for the Conference;

2. *Requests* the Secretary-General to render the necessary assistance and to provide such services, including summary records, as may be required for the Review Conference and its preparation;

3. *Also notes* that arrangements for meeting the costs of the Review Conference and its preparation are to be made by the Conference.

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<sup>108</sup> SBT/CONF/25, part II, article VII.

## J

## MILITARY RESEARCH AND DEVELOPMENT

*The General Assembly,*

*Mindful* of the important task of the United Nations to evaluate the state of the arms race, in particular the nuclear-arms race, and to deliberate all relevant issues of disarmament,

*Recalling* the provisions of paragraph 39 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup> the first special session devoted to disarmament, according to which qualitative and quantitative disarmament measures are both important for halting the arms race and efforts to that end must include negotiations on the limitation and cessation of the qualitative improvement of armaments, especially weapons of mass destruction, and the development of new means of warfare, so that ultimately scientific and technological achievements may be used solely for peaceful purposes,

*Recalling further* that, according to paragraph 103 of the Final Document, the Centre for Disarmament of the Secretariat should intensify its activities in the presentation of information concerning the armaments race and disarmament,

*Noting* the impact of military research and development on the arms race, in particular in relation to major weapons systems such as nuclear weapons and other weapons of mass destruction,

*Concerned* that, at present, a large proportion of all scientists and technicians in the world are involved in military programmes,

*Noting also* that in the arms race, particularly as regards nuclear weapons and other weapons of mass destruction, there is an increasing emphasis on the qualitative aspects,

*Recognizing* that research and development in certain fields may contribute to disarmament and have conflict-preventing effects,

*Aware* of the fundamental importance of research and development for peaceful purposes, and of the inalienable right of all States to develop, also in co-operation with other States, their research and development for such purposes,

*Convinced* of the need to focus attention on the military use of research and development and to prepare the ground for further substantial consideration of this matter,

*Recalling* the suggestions on military research and development submitted to the General Assembly at its twelfth special session, the second special session devoted to disarmament,

*Convinced also* that increased information on military research and development could contribute to promoting confidence between States and enhance the possibility of reaching agreements on arms limitation and disarmament,

*Convinced further* that a study on the military application of research and development would make a valuable contribution to increasing available knowledge on military research and development in all States, particularly research and development by the major military Powers, and to the dissemination of factual information on these issues, as well as the analysis thereof,

1. *Requests* the Secretary-General, with the assistance of qualified governmental experts,<sup>109</sup> bearing in mind the savings that might be made from the existing budgetary appropriations, to carry out a comprehensive study on the scope, role and direction of the military use of research and development, the mechanisms involved, its role in the overall arms race, in particular the nuclear-arms race, and its

<sup>109</sup> Subsequently referred to as the Group of Governmental Experts on Military Research and Development.

impact on arms limitation and disarmament, particularly in relation to major weapons systems, such as nuclear weapons and other weapons of mass destruction, with a view to preventing a qualitative arms race and to ensuring that scientific and technological achievements may ultimately be used solely for peaceful purposes;

2. *Invites* all States to submit to the Secretary-General, not later than 15 April 1983, their views on the subject of the study and to co-operate with the Secretary-General so that the objectives of the study may be achieved;

3. *Requests* the Secretary-General to report on this subject to the General Assembly at its thirty-ninth session.

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13 December 1982*

## K

## INSTITUTIONAL ARRANGEMENTS RELATING TO THE PROCESS OF DISARMAMENT

*The General Assembly,*

*Recalling* its resolution 31/90 of 14 December 1976, by which it decided to keep the strengthening of the role of the United Nations in the field of disarmament under continued review,

*Recalling also* its resolution 34/87 E of 11 December 1979, in which it, *inter alia*:

(a) Reaffirmed that the United Nations had a central role and primary responsibility in the field of disarmament,

(b) Noted that the growing disarmament agenda and the complexity of the issues involved, as well as the more active participation of a large number of Member States, created increasing demands on United Nations management of disarmament affairs for purposes such as the promotion, substantive preparation, implementation and control of the process of disarmament,

*Reaffirming* the importance of the Committee on Disarmament as the single multilateral disarmament negotiating forum, in conformity with paragraph 120 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup> the first special session devoted to disarmament,

*Recognizing* the growing importance attached to disarmament questions since the tenth special session, as evidenced by the increasing work-load placed on the Centre for Disarmament of the Secretariat and on the Committee on Disarmament,

*Bearing in mind* the close relationship between matters concerning international security and disarmament and the interest in close co-operation between the units in the Secretariat dealing with them,

*Noting* the proposals submitted to the General Assembly at its twelfth special session, the second special session devoted to disarmament, with a view to taking certain action to strengthen the United Nations disarmament machinery,

*Noting also* that the General Assembly, at its twelfth special session, placed increasing duties on the Centre for Disarmament in requesting it to provide the central guidance in co-ordinating the World Disarmament Campaign activities within the United Nations system,<sup>110</sup>

## I

*Having considered* the relevant parts of section II F of the report of the Committee on Disarmament,<sup>111</sup>

*Reaffirming* paragraph 28 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup>

<sup>110</sup> See *Official Records of the General Assembly, Twelfth Special Session, Annexes*, agenda items 9, 10, 11, 12 and 13, document A/S-12/32, annex V, para. 14.

<sup>111</sup> *Ibid.*, *Thirty-seventh Session, Supplement No. 27 (A/37/27 and Corr. 1)*.

*Noting* that it was not possible to complete the first review of the membership of the Committee on Disarmament during the twelfth special session of the General Assembly in conformity with paragraph 120 of the Final Document of the Tenth Special Session and with Assembly resolution 36/97 J of 9 December 1981,

*Noting also* that the consultations in the Committee on Disarmament on the basis of paragraphs 55 and 62 of the Concluding Document of the Twelfth Special Session of the General Assembly<sup>112</sup> have not been completed,

*Requests* the Committee on Disarmament to report to the General Assembly at its thirty-eighth session on the review of the membership of the Committee, taking into account paragraph 120 of the Final Document of the Tenth Special Session and paragraphs 55 and 62 of the Concluding Document of the Twelfth Special Session;

## II

*Bearing in mind* the suggestion that the single multilateral disarmament negotiating forum should have the designation of a conference,

*Reaffirming* the validity of the provisions contained in paragraph 120 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup>

*Commends* to the Committee on Disarmament that it consider designating itself as a conference without prejudice to paragraph 120 of the Final Document;

## III

*Recalling* paragraph 124 of the Final Document of the Tenth Special Session of the General Assembly,<sup>96</sup>

*Requests* the Secretary-General to revive the Advisory Board on Disarmament Studies in line with his note of 26 October 1982<sup>113</sup> and to entrust it with the functions listed therein, taking into account the provisions of section IV of the present resolution and further relevant decisions of the General Assembly in this regard;

## IV

*Aware* of the need of the international community to be provided with more diversified and complete data on problems relating to international security, the armaments race and disarmament so as to facilitate progress, through negotiations, towards greater security for all States,

*Convinced* that negotiations on disarmament and continuing efforts to secure greater security at a lower level of armaments would benefit from objective and factual studies and analyses,

*Reaffirming* the importance of ensuring that disarmament studies should be conducted in accordance with the criteria of scientific independence,

*Conscious* that sustained research and study activity by the United Nations in the field of disarmament would promote informed participation by all States in disarmament efforts,

*Stressing* the need to undertake more in-depth, forward-looking and long-term research on disarmament within the United Nations,

*Recalling* its resolution 34/83 M of 11 December 1979,

1. *Expresses its gratitude* to the Board of Trustees of the United Nations Institute for Training and Research for its contribution to the establishment and development of the United Nations Institute for Disarmament Research:

2. *Notes with satisfaction* the activities carried out by the United Nations Institute for Disarmament Research since its establishment;

3. *Decides* that:

(a) The United Nations Institute for Disarmament Research shall:

(i) Function as an autonomous institution working in close relationship with the Department for Disarmament Affairs;<sup>114</sup>

(ii) Be organized in a manner to ensure participation on an equitable political and geographical basis;

(iii) Continue to undertake independent research on disarmament and related security issues;

(iv) Duly take into account the recommendations of the General Assembly;

(b) The Secretary-General's Advisory Board on Disarmament Studies shall function as the Board of Trustees of the Institute;

(c) The headquarters of the Institute shall be at Geneva;

(d) Activities of the Institute shall be funded by voluntary contributions from States and public and private organizations;

4. *Invites* Governments to consider making contributions to the United Nations Institute for Disarmament Research;

5. *Requests* the Secretary-General to give administrative and other support to the United Nations Institute for Disarmament Research;

6. *Requests* the Board of Trustees to draft the statute of the United Nations Institute for Disarmament Research on the basis of the present mandate of the Institute, to be submitted to the General Assembly at its thirty-eighth session;

7. *Invites* the Director of the United Nations Institute for Disarmament Research to report to the General Assembly at its thirty-eighth session on the implementation of the present resolution and on the activities carried out by the Institute;

## V

1. *Requests* the Secretary-General to transform the Centre for Disarmament of the Secretariat, appropriately strengthened with the existing overall resources of the United Nations, into a Department for Disarmament Affairs, headed by an Under-Secretary-General and so organized as to reflect fully the principle of equitable geographical distribution;

2. *Requests* the Secretary-General to report to the General Assembly at its thirty-eighth session on the practical implementation of the present resolution.

101st plenary meeting  
13 December 1982

### 37/100. Review and implementation of the Concluding Document of the Twelfth Special Session of the General Assembly

#### A

##### FREEZE ON NUCLEAR WEAPONS

*The General Assembly,*

*Convinced* that in this nuclear age lasting world peace can be based only on the attainment of the goal of general and complete disarmament under effective international control,

<sup>112</sup> *Ibid.*, Twelfth Special Session, Annexes, agenda items 9, 10, 11, 12 and 13, document A/S-12/32.

<sup>113</sup> A/37/550.

<sup>114</sup> See section V of the present resolution.