

on the implementation of articles 4 and 7 of the Convention<sup>25</sup> and reiterates its request to the Committee to explore the possibility of also preparing for the Conference a study on the implementation of subparagraph (e) of article 5;

15. Takes note of decision I (XXVI) of 19 August 1982 of the Committee on the Elimination of Racial Discrimination,<sup>26</sup> in which the Committee requested the Secretary-General, in consultation with the Government of the Philippines, to explore the possibility of arranging for the twenty-eighth session of the Committee to be held at Manila immediately prior to the holding of the Second World Conference to Combat Racism and Racial Discrimination.

90th plenary meeting  
3 December 1982

### 37/47. Status of the International Convention on the Suppression and Punishment of the Crime of Apartheid

*The General Assembly,*

Recalling its resolution 3068 (XXVIII) of 30 November 1973, by which it adopted and opened for signature and ratification the International Convention on the Suppression and Punishment of the Crime of *Apartheid*, and its subsequent resolutions on the status of the Convention,

Convinced that the Declaration and the Programme of Action adopted by the World Conference to Combat Racism and Racial Discrimination,<sup>27</sup> as well as the programme of activities to be undertaken during the second half of the Decade for Action to Combat Racism and Racial Discrimination, adopted by the General Assembly in its resolution 34/24 of 15 November 1979, and their full implementation will contribute to the final eradication of *apartheid* and all other forms of racism and racial discrimination,

Reaffirming its conviction that *apartheid* constitutes a total negation of the purposes and principles of the Charter of the United Nations and is a gross violation of human rights and a crime against humanity, seriously threatening international peace and security,

Strongly condemning South Africa's continued policy of *apartheid*, repression and "bantustanization" and its continued illegal occupation of Namibia, thereby perpetuating on Namibian territory its odious policy of *apartheid*, racial discrimination and fragmentation,

Gravely concerned over the widespread torture and ill-treatment of political prisoners and trade unionists detained by the racist régime of South Africa, leading to the death in detention of many prisoners, including Neil Aggett, Tshifwa Muofhe and Ernest Moabi Dipale,

Deeply concerned about South Africa's repeated acts of aggression against sovereign African States, which constitute a manifest breach of international peace and security,

Condemning the continued collaboration of certain States and transnational corporations with the racist régime of South Africa in the political, economic, military and other fields as an encouragement to the intensification of its odious policy of *apartheid*,

Underlining that the strengthening of the existing mandatory arms embargo and the application of comprehensive mandatory economic sanctions under Chapter VII of the

Charter of the United Nations are vital in order to compel the racist régime of South Africa to abandon its policy of *apartheid*,

Recalling its resolutions 36/172 A to P of 17 December 1981, in particular resolution 36/172 B in which it proclaimed the year 1982 International Year of Mobilization for Sanctions against South Africa,

Stressing the need to disseminate on a wider basis more information on the crimes committed by the racist régime of South Africa, taking into consideration the recommendation contained in the documents adopted by the International Seminar on Publicity and the Role of Mass Media in the International Mobilization against *Apartheid*, held at Berlin, German Democratic Republic, from 31 August to 2 September 1981,<sup>28</sup>

Firmly convinced that the legitimate struggle of the oppressed peoples in southern Africa against *apartheid*, racism and colonialism and for the effective implementation of their inalienable right to self-determination and independence demands more than ever all necessary support by the international community and, in particular, further action by the Security Council,

Commending the work of the Preparatory Sub-Committee for the Second World Conference to Combat Racism and Racial Discrimination and the recommendations contained in its report to the Economic and Social Council,<sup>29</sup>

Underlining that ratification of and accession to the International Convention on the Suppression and Punishment of the Crime of *Apartheid* on a universal basis and the implementation of its provisions without any delay are necessary for its effectiveness and would be a useful contribution towards achieving the goals of the Decade for Action to Combat Racism and Racial Discrimination,

1. Takes note of the report of the Secretary-General on the status of the International Convention on the Suppression and Punishment of the Crime of *Apartheid*;<sup>30</sup>

2. Commends those States parties to the Convention that have submitted their reports under article VII thereof, in particular those that have presented their second reports, and appeals to those States parties that have not yet done so to submit their reports as soon as possible;

3. Appeals once again to those States that have not yet done so to ratify or to accede to the Convention without further delay;

4. Appreciates the constructive role played by the Group of Three of the Commission on Human Rights, established in accordance with article IX of the International Convention on the Suppression and Punishment of the Crime of *Apartheid*, in analysing the periodic reports of States and in publicizing the experience gained in the international struggle against the crime of *apartheid*;

5. Requests States parties to the Convention to take fully into account the guidelines prepared by the Group of Three;<sup>31</sup>

6. Calls upon all States parties to the Convention to implement fully article IV thereof by adopting legislative, judicial and administrative measures to prosecute, bring to trial and punish, in accordance with their jurisdiction, persons responsible for, or accused of, the acts enumerated in article II of the Convention;

7. Again calls upon all States parties to the Convention and the competent United Nations organs to consider the conclusions and recommendations of the Group of Three

<sup>25</sup> *Ibid.*, chap. VI.

<sup>26</sup> *Ibid.*, chap. IX.

<sup>27</sup> Report of the World Conference to Combat Racism and Racial Discrimination, Geneva, 14-25 August 1978 (United Nations publication, Sales No. E.79.XIV.2), chap. II.

<sup>28</sup> A/36/496-S/14686, annexes I-III.

<sup>29</sup> E/1982/26.

<sup>30</sup> A/37/149 and Corr.1.

<sup>31</sup> E/CN.4/1286, annex

contained in its reports<sup>32</sup> and to submit their views and comments to the Secretary-General;

8. *Requests* the Commission on Human Rights to continue to undertake the functions set out in article X of the Convention and invites the Commission to intensify, in co-operation with the Special Committee against *Apartheid*, its efforts to compile periodically the progressive list of individuals, organizations, institutions and representatives of States deemed responsible for crimes enumerated in article II of the Convention, as well as of those against whom or which legal proceedings have been undertaken;

9. *Requests* the Commission on Human Rights to take into account General Assembly resolutions 33/23 of 29 November 1978 and 35/32 of 14 November 1980, as well as relevant documents of the Commission and its subsidiary organs reaffirming, *inter alia*, that States giving assistance to the racist régime of South Africa become accomplices in the inhuman practices of racial discrimination and *apartheid*;

10. *Calls upon* all States parties to the Convention and competent United Nations organs to continue to provide the Commission on Human Rights, through the Secretary-General, with information relevant to the periodic compilation of the above-mentioned list, as well as with information concerning the obstacles that prevent the effective suppression and punishment of the crime of *apartheid*;

11. *Requests* the Secretary-General to distribute the above-mentioned list among all States parties to the Convention and all Member States and to bring such facts to the attention of the public by all means of mass communication;

12. *Invites* the Special Committee against *Apartheid* and the Centre against *Apartheid* of the Secretariat to publicize the above-mentioned list and related particulars as widely as possible;

13. *Appeals* to all States, United Nations organs, specialized agencies and international and national non-governmental organizations to step up their activities in enhancing public awareness through denouncing the crimes committed by the racist régime of South Africa;

14. *Requests* the Secretary-General to intensify his efforts, through appropriate channels, to disseminate information on the Convention and its implementation with a view to further promoting ratification of or accession to the Convention;

15. *Calls upon* all States to participate actively in the Second World Conference to Combat Racism and Racial Discrimination, to be held in 1983, and to contribute to achieving effective results at that Conference;

16. *Requests* the Secretary-General to include in his next annual report under General Assembly resolution 3380 (XXX) of 10 November 1975 a special section concerning the implementation of the International Convention on the Suppression and Punishment of the Crime of *Apartheid*.

*90th plenary meeting  
3 December 1982*

### **37/48. International Youth Year: Participation, Development, Peace**

*The General Assembly,*

*Recalling* its resolutions 34/151 of 17 December 1979 and 35/126 of 11 December 1980, by which it decided to designate and observe 1985 as International Youth Year: Participation, Development, Peace,

*Recalling also* its resolution 36/28 of 13 November 1981, by which it endorsed the Specific Programme of Measures and Activities to be undertaken prior to and during the International Youth Year,<sup>33</sup>

*Recalling further* its decision 35/318 of 11 December 1980 on the appointment of the members of the Advisory Committee for the International Youth Year,

*Recognizing* the profound importance of the direct participation of youth in shaping the future of mankind and the valuable contribution that youth can make in the implementation of the new international economic order based on equity and justice,

*Considering* it necessary to disseminate among youth the ideals of peace, respect for human rights and fundamental freedoms, human solidarity and dedication to the objectives of progress and development,

*Convinced* of the imperative need to harness the energies, enthusiasms and creative abilities of youth to the tasks of nation-building, the struggle for self-determination and national independence, in accordance with the Charter of the United Nations, and against foreign domination and occupation, for the economic, social and cultural advancement of peoples, the implementation of the new international economic order, the preservation of world peace and the promotion of international co-operation and understanding,

*Emphasizing again* that the United Nations should give more attention to the role of young people in the world of today and to their demands for the world of tomorrow,

*Recalling* the topicality of assessing the needs and aspirations of youth, and reaffirming the importance of current and projected United Nations activities designed to increase the opportunities for young people and for their active participation in national development activities,

*Believing* that it is urgently desirable to consolidate the efforts of all States in carrying out specific programmes concerning youth and to improve the activities of the United Nations and the specialized agencies in the field of youth, including youth exchanges in the cultural, sporting and other fields,

*Aware* of the valuable contribution which the United Nations Educational, Scientific and Cultural Organization is making to the promotion of international co-operation in the field of youth,

*Reaffirming* the necessity of better co-ordination of efforts in dealing with specific problems confronting young people and in examining the manner in which those problems are being treated by the specialized agencies and by various United Nations bodies,

*Convinced* that the preparation for and observance in 1985 of the International Youth Year with the motto "Participation, Development, Peace" will offer a useful and significant opportunity for drawing attention to the situation and specific needs and aspirations of youth, for increasing co-operation at all levels in dealing with youth issues, for undertaking concerted action programmes in favour of youth and for involving young people in the study and resolution of major national, regional and international problems,

*Confident* that the International Youth Year will serve to mobilize efforts at the local, national, regional and international levels in order to promote the best educational, professional and living conditions for young people, to ensure their active participation in the overall development of society and to encourage the preparation of new national and local policies and programmes in accordance with each country's experience, conditions and priorities,

<sup>32</sup> E/CN.4/1358, sect. IV; E/CN.4/1417, sect. IV; E/CN.4/1507, sect. IV.

<sup>33</sup> A/36/215, annex, sect. IV, decision 1 (I).