

#### 40/187. United Nations Conference on Conditions for Registration of Ships

*The General Assembly,*

Recalling its resolutions 37/209 of 20 December 1982, 39/213 A of 18 December 1984 and 39/213 B of 12 April 1985,

Recognizing the very substantial progress achieved by the United Nations Conference on Conditions for Registration of Ships during the third part of its session held from 8 to 19 July 1985, in particular with respect to the crucial issues before the Conference,

Recognizing that there is a need to resume once again the Conference, this time for a period of three weeks, in order to enable it to complete its work,

1. Endorses resolution 3 of 19 July 1985 of the United Nations Conference on Conditions for Registration of Ships;<sup>49</sup>

2. Decides to reconvene the Conference for the fourth part of its session at Geneva for a period of three weeks from 20 January to 7 February 1986;

3. Requests the Secretary-General of the United Nations Conference on Trade and Development to make all the necessary arrangements for holding the fourth part of the session of the United Nations Conference on Conditions for Registration of Ships;

4. Also requests the Secretary-General of the United Nations Conference on Trade and Development to report on the outcome of the United Nations Conference on Conditions for Registration of Ships to the General Assembly at its forty-first session.

*119th plenary meeting  
17 December 1985*

#### 40/188. Trade embargo against Nicaragua

*The General Assembly,*

Recalling the relevant purposes and principles set forth in the Charter of the United Nations,

Reaffirming the fundamental principles that govern relations among the States of the international community,

Recalling the Universal Declaration of Human Rights,<sup>18</sup>

Recalling Security Council resolution 562 (1985) of 10 May 1985,

Recalling also General Assembly resolution 2625 (XXV) of 24 October 1970, in particular the principle concerning the duty not to intervene in matters within the domestic jurisdiction of any State, in accordance with the Charter of the United Nations,

Reaffirming that each country has the sovereign right to choose its own development policies and strategies,

Recalling all relevant articles of the General Agreement on Tariffs and Trade,

Recalling also General Assembly resolution 39/4 of 26 October 1984, in which the Assembly encouraged the efforts of the Contadora Group and all interested States, in particular those with ties to and interests in the region, to respect fully the purposes and principles of the Contadora Act on Peace and Co-operation in Central America of 7 September 1984,<sup>50</sup>

Concerned that the unilateral trade embargo and other measures imposed on Nicaragua on 1 May 1985, which have been extended and broadened as from 1 November

1985, adversely affect the economy of the country, specifically its trade, and consequently its development plans,

Deeply concerned that the said measures will not contribute to the economic and social development of Nicaragua and to the goals and objectives of the Contadora process,

Recalling the widespread concern expressed by the international community about the situation in Central America, aggravated by the trade embargo against Nicaragua,

Considering that the international community is unanimous in contributing to the economic and social progress of the countries of the area and to the reinforcing of the process of economic integration of the area, in order to contribute to the quest for a negotiated political solution to the regional crisis,

Reaffirming the sovereignty and inalienable right of Nicaragua and the rest of the States in the region to decide freely on their own political, economic and social systems, to develop their international relations according to their peoples' interests, free from outside interference, subversion, direct or indirect coercion or threats of any kind,

Deeply concerned that the said trade embargo jeopardizes the principles of free trade and non-discrimination that should prevail among nations,

1. Regrets the recent trade embargo and other measures imposed against Nicaragua and requests that those measures be immediately revoked;

2. Invites all States to promote and take concrete actions of co-operation in the economic and technological spheres in Central America, in particular to help reduce the negative effects of the trade embargo and other measures imposed against Nicaragua and to contribute to economic and social development and to regional economic integration;

3. Requests the Secretary-General to report to the General Assembly at its forty-first session on the implementation of the present resolution.

*119th plenary meeting  
17 December 1985*

#### 40/189. Report of the Trade and Development Board

*The General Assembly,*

Recalling its resolution 1995 (XIX) of 30 December 1964, as amended,<sup>51</sup> on the establishment of the United Nations Conference on Trade and Development as an organ of the General Assembly, and its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, containing the Declaration and the Programme of Action on the Establishment of a New International Economic Order, 3281 (XXIX) of 12 December 1974, containing the Charter of Economic Rights and Duties of States, 3362 (S-VII) of 16 September 1975 on development and international economic co-operation and 35/56 of 5 December 1980, the annex to which contains the International Development Strategy for the Third United Nations Development Decade,

Mindful of the forthcoming seventh session of the United Nations Conference on Trade and Development, to take place in 1987, which constitutes a major opportunity for progress in key issues in the field of international trade and related areas of international economic co-operation for development,

Noting that the *Trade and Development Report, 1985*<sup>52</sup>

<sup>49</sup> TD/RS/CONF/19, annex II.

<sup>50</sup> Official Records of the Security Council, Thirty-ninth Year, Supplement for July, August and September 1984, document S/16775, annex.

<sup>51</sup> See resolutions 2904 (XXVII), 31/2 A and B, and 34/3.

<sup>52</sup> United Nations publication, Sales No. E.85.II.D.16.

has made a constructive contribution to the examination by the Trade and Development Board, at its thirty-first session, of the world economic situation and its future prospects,

1. *Takes note* of the report of the Trade and Development Board on the work of its thirtieth, fourteenth special and thirty-first sessions;<sup>53</sup>

2. *Requests* the United Nations Conference on Trade and Development to continue and intensify its important contribution and the role it has been playing in the revitalization and strengthening of international trade and related areas of international economic co-operation for development;

3. *Calls upon* all Governments and the relevant international organizations to commence intensive and thorough preparations for the seventh session of the United Nations Conference on Trade and Development.

*119th plenary meeting  
17 December 1985*

#### **40/190. Particular problems facing Zaire with regard to transport, transit and access to foreign markets**

*The General Assembly,*

*Referring* to its resolution 32/160 of 19 December 1977, in which it recalled Economic and Social Council resolution 2097 (LXIII) of 29 July 1977 and proclaimed the period 1978-1988 the Transport and Communications Decade in Africa,

*Referring also* to its resolutions 34/193 of 19 December 1979, 35/59 of 5 December 1980, 36/139 of 16 December 1981, 37/205 of 20 December 1982 and 38/143 of 19 December 1983 on particular problems facing Zaire with regard to transport, transit and access to foreign markets, and approving the organization in 1985 of a second round-table meeting with donor countries and financing institutions for Zaire's projects in these three fields,

*Recalling* resolution 110 (V) of 3 June 1979, of the United Nations Conference on Trade and Development,<sup>37</sup>

*Recalling also* Economic and Social Council decision 249 (LXIII) of 25 July 1977 and resolution 1981/68 of 24 July 1981, as well as resolution 293 (XIII) of 26 February 1977 adopted by the Conference of Ministers of the Economic Commission for Africa,<sup>54</sup>

*Bearing in mind* the report of the Secretary-General on the outcome of the first round-table meeting on the financing of the transport projects of Zaire, held at Kinshasa on 28 and 29 June 1983,<sup>55</sup>

1. *Requests* the Secretary-General to take the necessary steps to ensure that the programme submitted to the first round-table meeting on the financing of the transport projects of Zaire, held in 1983, as updated, is again submitted to donors and financial institutions before the forty-first session of the General Assembly, through a second round-table meeting or any other appropriate mechanism;

2. *Also requests* the Secretary-General to submit to the General Assembly at its forty-first session a report on the implementation of the present resolution.

*119th plenary meeting  
17 December 1985*

#### **40/191. Reverse transfer of technology**

*The General Assembly*

*Recalling* its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, 3281 (XXIX) of 12 December 1974, 3362 (S-VII) of 16 September 1975, 35/56 of 5 December 1980 and the resolutions on the reverse transfer of technology,

*Continuing to believe* that since the outflow of skilled personnel from developing countries seriously hampers their development, there is an urgent need to formulate national and international policies to avoid the "brain drain" and to obviate its adverse effects,

*Convinced* that the search for durable solutions to the problem of the reverse transfer of technology requires the full participation of all parties concerned,

1. *Takes note* of the report of the Inter-Agency Group on Reverse Transfer of Technology, covering meetings held at Geneva on 24 and 25 June 1985;<sup>56</sup>

2. *Takes note also* of the outcome of the Third Meeting of Governmental Experts on the Reverse Transfer of Technology, held at Geneva from 26 August to 4 September 1985;<sup>57</sup>

3. *Requests* the Secretary-General of the United Nations Conference on Trade and Development to convene a meeting of governmental experts to review the current situation with respect to all aspects of the international migration of skilled personnel from developing countries; the governmental experts should focus, in their study, on the nature, scale and effect of such flows, taking into account the concerns of all parties, with a view to proposing to the Conference and, as appropriate, other international organizations, further work that they may carry out to mitigate adverse consequences of this phenomenon, especially as it affects the developing countries, also taking into account, as appropriate, the work done thus far by governmental expert groups, and any other relevant material;

4. *Also requests* the Secretary-General of the United Nations Conference on Trade and Development to prepare studies providing:

(a) A review of the existing situation with respect to the international migration of skilled personnel from developing countries based on the most recently available and generally acceptable statistics;

(b) A comprehensive bibliography of current literature in this field;

5. *Recommends* that the Secretary-General of the United Nations Conference on Trade and Development should invite all interested organs and bodies of the United Nations system and other appropriate international organizations to participate in the preparation of the studies and in the work of the meeting of governmental experts;

6. *Requests* the Secretary-General of the United Nations Conference on Trade and Development to report on the outcome of the meeting of governmental experts to the General Assembly at its forty-second session, through the Trade and Development Board;

7. *Requests* the Secretary-General to convene further meetings of the Inter-Agency Group on Reverse Transfer

<sup>53</sup> Official Records of the General Assembly, Fortieth Session, Supplement No. 15 (A/40/15), vols. I and II.

<sup>54</sup> See Official Records of the Economic and Social Council, Sixty-third Session, Supplement No. 7, vol. I (E/5941), part three.

<sup>55</sup> A/38/264/Add.1-E/1983/90/Add.1.

<sup>56</sup> A/40/798, annex.

<sup>57</sup> Official Records of the General Assembly, Fortieth Session, Supplement No. 15 (A/40/15), vol. II, annex III.