

and other fields as an encouragement to the intensification of its odious policy of *apartheid*,

Firmly convinced that the legitimate struggle of the oppressed peoples in southern Africa against *apartheid*, racism and colonialism and for the effective exercise 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 in accordance with Chapter VII of the Charter of the United Nations,

Underlining that ratification of or accession to the Convention on a universal basis and the implementation of its provisions without delay are necessary for its effectiveness, and therefore will contribute to the eradication of the crime of *apartheid*,

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*;⁴²

2. *Commends* those States parties to the Convention that have submitted their reports under article VII thereof;

3. *Appeals once again* to those States that have not yet done so to ratify or to accede to the Convention without further delay, in particular those States that have jurisdiction over transnational corporations operating in South Africa and Namibia and without whose co-operation such operations cannot be halted;

4. *Takes note with appreciation* of the report of the Group of Three of the Commission on Human Rights, established in accordance with article IX of the Convention, and, in particular, of the conclusions and recommendations contained in that report;⁴¹

5. *Draws the attention* of all States to the opinion expressed by the Group of Three in its report that article III of the Convention could apply to the actions of transnational corporations operating in South Africa;

6. *Requests* the Commission on Human Rights 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 those against whom or which legal proceedings have been undertaken;

7. *Requests* the Secretary-General to circulate the above-mentioned list to 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;

8. *Requests* the Secretary-General to invite the States parties to the Convention, the specialized agencies and non-governmental organizations to provide the Commission on Human Rights with relevant information concerning the forms of the crime of *apartheid*, as described in article II of the Convention, committed by transnational corporations operating in South Africa;

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

10. *Requests* the Secretary-General to intensify his efforts, through appropriate channels, to disseminate information on the Convention and its implementation with a

view to promoting further ratification of or accession to the Convention;

11. *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 Convention.

96th plenary meeting
29 November 1985

40/28. Report of the Committee on the Elimination of Racial Discrimination

The General Assembly.

Recalling its resolutions 39/21 of 23 November 1984 on the report of the Committee on the Elimination of Racial Discrimination and 40/26 of 29 November 1985 on the status of the International Convention on the Elimination of All Forms of Racial Discrimination,¹¹ as well as its other relevant resolutions on the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination,⁴³

Having considered the report of the Committee on the Elimination of Racial Discrimination on the work of its thirty-first and thirty-second sessions,⁴⁴ submitted under article 9, paragraph 2, of the Convention,

Emphasizing the need for Member States to intensify, at the national and international levels, the struggle against acts or practices of racial discrimination and the vestiges or manifestations of racist ideologies wherever they exist,

Bearing in mind that the Convention is being implemented in different economic, social and cultural conditions prevailing in individual States parties,

Mindful of the obligation of all States parties to comply fully with the provisions of the Convention,

Aware of the importance of the contribution of the Committee to the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination and to the elimination of all forms of discrimination based on race, colour, descent or national or ethnic origin,

Taking note of the decisions adopted and recommendations made by the Committee at its thirty-first and thirty-second sessions,

1. *Takes note* of the report of the Committee on the Elimination of Racial Discrimination on its thirty-first and thirty-second sessions;

2. *Also takes note* of the part of the report relating to Trust and Non-Self-Governing Territories and other Territories to which General Assembly resolution 1514 (XV) of 14 December 1960 applies;⁴⁵

3. *Draws the attention* of the relevant United Nations bodies to the opinion and recommendations of the Committee relating to the Territories mentioned in paragraph 2 above, calls upon those bodies to ensure that the Committee is supplied with all relevant information on the Territories and urges all administering Powers to co-operate with those bodies by providing all the necessary information in order to enable the Committee to discharge fully its responsibilities under article 15 of the International Convention on the Elimination of All Forms of Racial Discrimination;

4. *Considers* that the Committee should not take into consideration information on Territories to which General Assembly resolution 1514 (XV) applies unless such infor-

⁴² A/40/606.

⁴³ Resolution 38/14, annex.

⁴⁴ *Official Records of the General Assembly, Fortieth Session, Supplement No. 18 (A/40/13)*

⁴⁵ *Ibid.*, sect. V.

mation is communicated by the competent United Nations bodies in conformity with article 15 of the Convention;

5. *Strongly condemns* the policy of *apartheid* in South Africa and Namibia as a crime against humanity and urges all Member States to adopt effective political, economic and other measures in conformity with the relevant resolutions of the General Assembly, the Security Council and other United Nations bodies, in order to support the legitimate struggle of the oppressed peoples of South Africa and Namibia for their national liberation and human dignity and to secure the elimination of the racist *apartheid* system;

6. *Commends* the Committee for its continuous endeavours towards the elimination of all forms of discrimination based on race, colour, descent or national or ethnic origin, in particular the elimination of *apartheid* in South Africa and Namibia, and welcomes the decision on *apartheid* adopted by the Committee at its thirty-second session;⁴⁶

7. *Notes with appreciation* the Committee's continued participation in the activities within the framework of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination;

8. *Welcomes* the efforts of the Committee aimed at the elimination of all forms of discrimination against national or ethnic minorities, persons belonging to such minorities and indigenous populations, wherever such discrimination exists, and the attainment of the full enjoyment of their human rights through the implementation of the principles and provisions of the Convention;

9. *Welcomes further* the efforts of the Committee aimed at the elimination of all forms of discrimination against migrant workers and their families, the promotion of their rights on a non-discriminatory basis and the achievement of their full equality, including the freedom to maintain their cultural characteristics;

10. *Calls upon* Member States to adopt effective legislative, socio-economic and other necessary measures in order to ensure the prevention or elimination of discrimination based on race, colour, descent or national or ethnic origin;

11. *Further calls upon* the States parties to the Convention to protect fully, by the adoption of the relevant legislative and other measures, in conformity with the Convention, the rights of national or ethnic minorities and persons belonging to such minorities, as well as the rights of indigenous populations;

12. *Commends* the States parties to the Convention on measures taken to ensure, within their jurisdiction, the availability of appropriate recourse procedures for the victims of racial discrimination;

13. *Reiterates its invitation* to the States parties to the Convention to provide the Committee, in accordance with its general guidelines, with information on the implementation of the provisions of the Convention, including information on the demographic composition of their populations and on their relations with the racist régime of South Africa;

14. *Appeals* to the States parties to take fully into consideration their obligation under the Convention to submit their reports in due time;

15. *Commends* the Committee for its efforts towards a further universalization and a more consistent implementation of the Convention and welcomes its General Recommendation VII relating to the implementation of article 4 of the Convention;⁴⁷

16. *Requests* the Secretary-General to take the necessary steps to ensure wider publicity of the work of the Committee, which would facilitate its task to implement effectively its functions under the Convention, and to inform the General Assembly at its forty-first session of the action taken in that regard.

96th plenary meeting
29 November 1985

40/29. Question of aging

The General Assembly:

Reaffirming its resolution 39/25 of 23 November 1984, in which it recognized the increasing awareness in many countries of issues related to aging and of the need to provide national authorities, at their request, with technical and financial assistance in their efforts to implement policies and programmes,

Endorsing Economic and Social Council resolution 1985/28 of 29 May 1985, in which Governments and intergovernmental and non-governmental organizations were urged to continue to strengthen their efforts to implement the principles and objectives of the International Plan of Action on Aging⁴⁸ and in which the Secretary-General was requested to include, on an annual basis, the United Nations Trust Fund for Aging⁴⁹ among the programmes for which funds are pledged at the United Nations Pledging Conference for Development Activities,

Emphasizing the importance of regional meetings to consider the implementation of the recommendations of the Plan of Action, as demonstrated by the African Regional Conference on Aging, held at Dakar in December 1984,

Emphasizing also the positive results of the convening of seminars and meetings to exchange information, knowledge and experience on the question of aging, particularly among developing countries,

Recognizing that the dramatic increase in the numbers and proportion of older adults has serious socio-economic implications and is resulting in an increasing need for research and training at all levels,

Recalling the recommendations of the International Conference on Population⁵⁰ which paid particular attention to the urgent and emerging issues of aging,

Appreciating the efforts of the Director-General for Development and International Economic Co-operation to establish a steering committee and a working group to follow up the implementation of General Assembly resolution 39/228 of 18 December 1984 on the International Conference on Population,

Appreciating the attention given to the question of elderly women by the World Conference to Review and Appraise the Achievements of the United Nations Decade for Women: Equality, Development and Peace and the inclusion of this issue in the Nairobi Forward-looking Strategies for the Advancement of Women,⁵¹

⁴⁶ *Ibid.*, sect. VII.B, decision 1 (XXXII).

⁴⁷ *Ibid.*, decision 2 (XXXII).

⁴⁸ See *Report of the World Assembly on Aging, Vienna, 26 July-6 August 1982* (United Nations publication, Sales No. E.82.I.16), chap. VI, sect. A.

⁴⁹ Previously known as the United Nations Trust Fund for the World Assembly on Aging.

⁵⁰ See *Report of the International Conference on Population, 1984, Mexico City, 6-14 August 1984* (United Nations publication, Sales No. E.84.XIII.8 and corrigenda), chap. I.

⁵¹ *Report of the World Conference to Review and Appraise the Achievements of the United Nations Decade for Women: Equality, Development and Peace, Nairobi, 15-26 July 1985* (United Nations publication, Sales No. E.85.IV.16), chap. I, sect. A.