

(c) Assistance in the form of a travel grant for one participant from each developing country who will be invited to the regional courses to be organized in 1986 and 1987; and to finance the above activities from provisions in the regular budget and also from voluntary financial contributions which would be received as a result of the requests set out in paragraphs 9, 10 and 11 below;

2. *Expresses its appreciation* to the Secretary-General for his constructive efforts to promote training and assistance in international law within the framework of the United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law in 1984 and 1985, in particular for the organization of the twentieth¹⁵ and twenty-first¹⁶ sessions of the International Law Seminar, held at Geneva from 4 to 22 May 1984 and from 3 to 21 June 1985, respectively, and the participation of the Office of Legal Affairs of the Secretariat and its Codification Division in the activities related to the conduct of the fellowship programme in international law sponsored jointly by the United Nations and the United Nations Institute for Training and Research;

3. *Expresses its appreciation* to the United Nations Institute for Training and Research for its participation in the Programme, particularly in the organization of regional courses and in the conduct of the fellowship programme in international law sponsored jointly by the United Nations and the Institute;

4. *Expresses its appreciation* to the United Nations Educational, Scientific and Cultural Organization for its participation in the Programme, in particular for the efforts it has made to support the teaching of international law;

5. *Also expresses its appreciation* to the Government of the Republic of Cameroon and to the International Relations Institute of Cameroon for providing host facilities for the regional training and refresher course for African countries held at Yaoundé from 12 to 24 November 1984;

6. *Further expresses its appreciation* to the Hague Academy of International Law for the valuable contributions it has made to the Programme by enabling international law fellows under the sponsorship of the United Nations and the United Nations Institute for Training and Research to attend its annual international law courses and by providing facilities for seminars organized under the fellowship programme in international law in conjunction with the Academy courses and for its constructive efforts in organizing the regional training and refresher courses held at Brasilia in 1983, at Cairo in 1984 and at Rabat in 1985;

7. *Notes with appreciation* the contributions made by the Hague Academy of International Law to the teaching, study, dissemination and wider appreciation of international law, and calls upon Member States and interested organizations to give favourable consideration to the appeal of the Academy for a continuation of and, if possible, an increase in their financial contributions in order to enable the Academy to carry on with the above-mentioned activities;

8. *Urges* all Governments to encourage the inclusion of courses on international law in the programmes of legal studies offered at institutions of higher learning;

9. *Requests* the Secretary-General to continue to publicize the Programme and periodically to invite Member States, universities, philanthropic foundations and other interested national and international institutions and organizations, as well as individuals, to make voluntary contributions towards the financing of the Programme or

otherwise to assist in its implementation and possible expansion;

10. *Reiterates its request* to Member States and to interested organizations and individuals to make voluntary contributions towards the financing of the Programme, in particular for the International Law Seminar and the Hamilton Shirley Amerasinghe Fellowship on the Law of the Sea, and expresses its appreciation to those Member States, institutions and individuals that have made voluntary contributions for this purpose;

11. *Urges* in particular all Governments to make voluntary contributions with a view to covering the amount of \$30,000 needed for the financing of the daily subsistence allowance for up to twenty-five participants in each regional course organized by the United Nations Institute for Training and Research, thus alleviating the burden on prospective host countries and making it possible for the Institute to continue organizing one regional course per year;

12. *Requests* the Secretary-General to report to the General Assembly at its forty-second session on the implementation of the Programme during 1986 and 1987 and, following consultations with the Advisory Committee on the United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law, to submit recommendations regarding the execution of the Programme in subsequent years;

13. *Decides* to include in the provisional agenda of its forty-second session the item entitled "United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law".

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11 December 1985*

40/67. Progressive development of the principles and norms of international law relating to the new international economic order

The General Assembly,

Bearing in mind that, in accordance with the Charter of the United Nations, the General Assembly is called upon to initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification,

Recalling 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,

Recalling also its resolutions 34/150 of 17 December 1979 and 35/166 of 15 December 1980, entitled "Consolidation and progressive development of the principles and norms of international economic law relating in particular to the legal aspects of the new international economic order", and its resolutions 36/107 of 10 December 1981, 37/103 of 16 December 1982, 38/128 of 19 December 1983, and 39/75 of 13 December 1984, entitled "Progressive development of the principles and norms of international law relating to the new international economic order".

Bearing in mind the urgent need to adopt measures to reactivate the process of international economic co-operation and the negotiations undertaken for that purpose, par-

¹⁵ See *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 10 (A/39/10)*, paras. 411-421.

¹⁶ *Ibid.*, *Fortieth Session, Supplement No. 10 (A/40/10)*, paras. 326-334.

ticularly in view of the economic difficulties encountered by the developing countries,

Considering the close link between the establishment of a just and equitable international economic order and the existence of an appropriate legal framework,

Recognizing the need for a systematic and progressive development of the principles and norms of international law relating to the new international economic order,

Aware, however, that the period of time available for consideration of the analytical study submitted to the General Assembly at its thirty-ninth session by the United Nations Institute for Training and Research,¹⁷ has been relatively short and that so far only a limited number of Member States have been able to submit their views and comments thereon¹⁸ pursuant to paragraph 2 of resolution 39/75,

Convinced that a sufficient number of views and comments from Member States would be necessary for a proper consideration of the manner by which further work on the subject may be carried out,

1. *Urges* Member States that have not done so to submit, not later than 30 June 1986, their views and comments with respect to the study, including proposals concerning further action and procedures to be adopted within the framework of the Sixth Committee with regard to the consideration of the analytical study;

2. *Recommends* that the consideration of the most appropriate procedure for completing the elaboration of the process of progressive development of the relevant principles and norms of international law, and of the forum which would be entrusted with the task, be undertaken by the General Assembly at its forty-first session, with a view to making a final decision after taking into account all the proposals and suggestions made by Member States on the matter;

3. *Decides* to include in the provisional agenda of its forty-first session the item entitled "Progressive development of the principles and norms of international law relating to the new international economic order".

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40/68. Peaceful settlement of disputes between States

The General Assembly,

Having examined the item entitled "Peaceful settlement of disputes between States",

Recalling its resolution 37/10 of 15 November 1982, by which it approved the Manila Declaration on the Peaceful Settlement of International Disputes, annexed thereto,

Recalling also its resolutions 38/131 of 19 December 1983 and 39/79 of 13 December 1984,

Deeply concerned at the continuation of conflict situations and the emergence of new sources of disputes and tension in international life, and especially at the growing tendency to resort to force or the threat of force and to intervention in internal affairs, and at the escalation of the arms race, which gravely endanger the independence and security of States as well as international peace and security,

Taking into account the need to exert the utmost effort in order to settle any situations and disputes between

States exclusively by peaceful means and to avoid any military actions and hostilities against other States, which can only make more difficult the solution of existing problems,

Considering that the question of the peaceful settlement of disputes should represent one of the central concerns for States and for the United Nations, and that efforts for strengthening the process of peaceful settlement of disputes should be continued,

Taking note of the working papers on the establishment of a commission on good offices, mediation and conciliation for the settlement of disputes and the prevention of conflicts among States, submitted by Nigeria, the Philippines and Romania,¹⁹

Taking into account the elaboration by the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization of the outline for the handbook on the peaceful settlement of disputes between States and the conclusions thereon,²⁰

1. *Again urges* all States to observe and promote in good faith the provisions of the Manila Declaration on the Peaceful Settlement of International Disputes in the settlement of their international disputes;

2. *Stresses* the need to continue efforts to strengthen the process of the peaceful settlement of disputes through progressive development and codification of international law and through enhancing the effectiveness of the United Nations in this field;

3. *Requests* the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, during its session in 1986, to continue its work on the question of the peaceful settlement of disputes between States and, in this context:

(a) To continue the consideration of the proposal contained in working papers submitted by Nigeria, the Philippines and Romania;

(b) To examine the report of the Secretary-General on the progress of work on the draft handbook on the peaceful settlement of disputes between States;

4. *Requests* the Secretary-General to continue the preparation of a draft handbook on the peaceful settlement of disputes between States, on the basis of the outline elaborated by the Special Committee and in the light of the views expressed in the course of the discussions in the Sixth Committee²¹ and in the Special Committee,²² and to report to the Special Committee at its session in 1986 on the progress of work, before submitting to it the draft handbook in its final form, with a view to its approval at a later stage;

5. *Decides* to include in the provisional agenda of its forty-first session the item entitled "Peaceful settlement of disputes between States"

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40/69. Draft Code of Offences against the Peace and Security of Mankind

The General Assembly,

Mindful of Article 13, paragraph 1 *a*, of the Charter of the United Nations, which provides that the General Assembly shall initiate studies and make recommenda-

¹⁷ A/39/504/Add.1, annex III.

¹⁸ See A/40/446 and Add.1 and Add.1/Corr.1.

¹⁹ A/38/343, annex; A/C.6/39/L.2.

²⁰ See *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 33 (A/39/33)*, sect. III.B.

²¹ *Ibid.*, Fortieth Session, Sixth Committee, 37th to 43rd, 48th and 50th meetings.

²² *Ibid.*, Fortieth Session, Supplement No. 33 (A/40/33 and Corr.1), sect. II.