

7. *Strongly appeals* to all States parties to fulfil their financial obligations under article 8, paragraph 6, of the Convention and to pay their outstanding contributions and, if possible, their contributions for 1989 before 1 February 1989 so as to enable the Committee to meet regularly;

8. *Endorses* the decision taken at the twelfth meeting of States parties to the Convention that, as an exceptional measure, pending resolution of its current financial difficulties, the Committee should hold one extended session if possible in 1989;²⁶

9. *Invites* the Secretary-General to ensure, if possible, that the Committee holds its regular session in 1989 for at least three weeks;

10. *Requests* the Secretary-General to report to the General Assembly at its forty-fourth session on the financial situation of the Committee and possible administrative and legal measures for improving the situation facing the Committee;

11. *Decides* to consider the report at its forty-fourth session under the item entitled "Elimination of all forms of racial discrimination".

75th plenary meeting
8 December 1988

43/97. Status of the International Convention on the Suppression and Punishment of the Crime of Apartheid

The General Assembly,

Recalling its resolutions 41/103 of 4 December 1986 and 42/56 of 30 November 1987,

Mindful that the International Convention on the Suppression and Punishment of the Crime of Apartheid⁴ constitutes an important international treaty in the field of human rights and serves to implement the ideals of the Universal Declaration of Human Rights,²

Reaffirming its conviction that apartheid constitutes a total negation of the purposes and principles of the Charter of the United Nations, 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 and its continued illegal occupation of Namibia, as well as its policy of aggression, State terrorism and destabilization against independent African States,

Alarmed by the aggravation of the situation in South Africa, in particular the further escalation of ruthless repression by the Fascist-like apartheid régime,

Mindful of Commission on Human Rights resolution 1988/14 of 29 February 1988,²⁷ in which the Commission expressed its conviction that the crime of apartheid is a form of the crime of genocide,

Stressing that the root cause of the conflict in southern Africa is the policy of apartheid and that only the total eradication of apartheid can lead to a peaceful and lasting solution of that conflict,

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,

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 any 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;²⁸

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

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

4. *Underlines* the importance of the universal ratification of the Convention, which would be an effective contribution to the fulfilment of the ideals of the Universal Declaration of Human Rights, the fortieth anniversary of which is being celebrated in 1988;

5. *Takes note with appreciation* of the report of the Group of Three of the Commission on Human Rights,²⁹ which was set up under the Convention, and, in particular, of the conclusions and recommendations contained in that report;

6. *Draws the attention* of all States to the opinion expressed by the Group of Three in its report that transnational corporations operating in South Africa and Namibia must be considered accomplices in the crime of apartheid, in accordance with article III (b) of the Convention;³⁰

7. *Calls upon* all States of which the transnational corporations continue to do business with South Africa and Namibia to take appropriate steps to terminate their dealings with South Africa and Namibia;

8. *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;

9. *Requests* the Secretary-General to circulate 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;

10. *Requests* the Secretary-General to invite the States parties to the Convention, the specialized agencies and non-governmental organizations to provide the Commis-

²⁶ See CERD/SP/SR.19, para. 47.

²⁷ See *Official Records of the Economic and Social Council, 1988, Supplement No. 2 and corrigendum (E/1988/12 and Corr.1), chap. II, sect. A.*

²⁸ A/43/516.

²⁹ E/CN.4/1988/32.

³⁰ *Ibid.*, para. 34.

sion 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;

11. *Notes* the importance of measures to be taken by States parties in the field of teaching and education for fuller implementation of the Convention;

12. *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;

13. *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;

14. *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.

75th plenary meeting
8 December 1988

43/98. Implementation of the World Programme of Action concerning Disabled Persons and United Nations Decade of Disabled Persons

The General Assembly,

Recalling all its relevant resolutions, including resolution 37/52 of 3 December 1982, by which it adopted the World Programme of Action concerning Disabled Persons,³¹ and resolution 37/53 of 3 December 1982, in which it, *inter alia*, proclaimed the period 1983-1992 the United Nations Decade of Disabled Persons,

Recalling its resolution 42/58 of 30 November 1987 and reaffirming all of its relevant provisions,

Noting with appreciation that an interregional meeting of representatives of national committees on disability issues will be held early in 1989 to exchange views and information on enhancing the capabilities of such committees,

Taking note of Economic and Social Council resolution 1988/45 of 27 May 1988, in which the Council, *inter alia*, reiterated the need to launch a special global awareness and fund-raising campaign to give added momentum to the Decade, and in this regard, welcomed the appointment by the Secretary-General of the Special Representative for the Promotion of the United Nations Decade of Disabled Persons,

Noting the important work currently being undertaken by the Sub-Commission on Prevention of Discrimination and Protection of Minorities on human rights and disability, which could serve as a useful basis for the continued efforts to ensure for disabled persons the enjoyment of human rights and fundamental freedoms,

Bearing in mind that the mid-decade review to evaluate the implementation of the World Programme of Action was conducted so that a list of priorities could be established for planning global activities and programmes during the remainder of the Decade and beyond,³²

Taking into account the concrete measures already carried out by the Governments of Member States, the bodies and organizations of the United Nations system and non-governmental organizations to implement the objectives of the World Programme of Action within the framework of the Decade, and recognizing that much more should be done to improve the living conditions of disabled persons,

Mindful that Member States bear the ultimate responsibility for the implementation of the World Programme of Action,

Recognizing the pivotal role of the United Nations in promoting the exchange of information, experience and expertise and closer regional and interregional co-operation towards more effective strategies and policies to advance the status and welfare of disabled persons,

Stressing that the Centre for Social Development and Humanitarian Affairs of the Secretariat is the focal point within the United Nations for the implementation and monitoring of the World Programme of Action,

Noting with appreciation the steps taken by the United Nations system and by the non-governmental organizations concerned to monitor the implementation of the World Programme of Action,

Concerned that, at the mid-point of the Decade, the resource base of the Voluntary Fund for the United Nations Decade of Disabled Persons is significantly reduced from that prevailing during the first half of the Decade, and that unless this trend is reversed and the resource capacities of the Voluntary Fund are strengthened, many priority requests will not be met and the implementation of the World Programme of Action will be seriously affected,

Mindful that, since developing countries are experiencing difficulties in mobilizing resources, international co-operation should be encouraged to assist in national efforts to implement the World Programme of Action and to achieve the objectives of the Decade,

Having considered the report of the Secretary-General on the implementation of the World Programme of Action concerning Disabled Persons and the United Nations Decade of Disabled Persons,³³

1. *Reaffirms* the validity of the World Programme of Action concerning Disabled Persons;

2. *Stresses* that, for the second half of the United Nations Decade of Disabled Persons, special emphasis should be placed on the equalization of opportunities for disabled persons;

3. *Urges* Member States, intergovernmental organizations and non-governmental organizations concerned to translate into action at all levels, as appropriate, the priorities for global activities and programmes during the second half of the Decade, such as those set forth in the annex to the present resolution;

4. *Renews its invitation* to all States to give high priority to projects concerning the prevention of disabilities, rehabilitation and the equalization of opportunities for disabled persons within the framework of bilateral assistance, as well as financial support to strengthen organizations of disabled persons;

5. *Invites* Governments to participate actively in the international co-operation with a view to improving the living conditions of disabled persons by encouraging professional experts, in particular disabled persons, in various aspects of rehabilitation and the equalization of

³¹ A/37/351/Add.1 and Add.1/Corr.1, annex, sect. VIII, recommendation 1 (IV).

³² See CSDHA/DDP/GME/7 of 1 September 1987.

³³ A/43/634 and Add.1