

codification and the magnitude and complexity of the subjects on the agenda of the Commission make it desirable that the usual duration of its sessions be maintained;

10. *Reaffirms* its previous decisions concerning the increased role of the Codification Division of the Office of Legal Affairs of the Secretariat and those concerning the summary records and other documentation of the International Law Commission;

11. *Urges* Governments and, as appropriate, international organizations to respond in writing as fully and expeditiously as possible to the requests of the International Law Commission for comments, observations and replies to questionnaires and for materials on topics in its programme of work;

12. *Reaffirms its wish* that the International Law Commission continue to enhance its co-operation with inter-governmental legal bodies whose work is of interest for the progressive development of international law and its codification;

13. *Once again expresses the wish* that seminars will continue to be held in conjunction with the sessions of the International Law Commission and that an increasing number of participants from developing countries will be given the opportunity to attend those seminars, appeals to States that can do so to make the voluntary contributions that are urgently needed for the holding of the seminars, and expresses the hope that every effort will be made by the Secretary-General, within existing resources, to provide the seminars with adequate services, including interpretation, as required;

14. *Requests* the Secretary-General to forward to the International Law Commission, for its attention, the records of the debate on the report of the Commission at the forty-third session of the General Assembly and to prepare and distribute a topical summary of the debate.

76th plenary meeting
9 December 1988

43/170. Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization

The General Assembly,

Recalling its resolution 3499 (XXX) of 15 December 1975, by which it established the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, and its relevant resolutions adopted at subsequent sessions,³⁹

Taking note of the reports of the Secretary-General on the work of the Organization submitted to the General Assembly at its thirty-seventh,⁴⁰ thirty-ninth,⁴¹ fortieth,⁴² forty-first,⁴³ forty-second⁴⁴ and forty-third sessions,⁴⁵ as well as of the views and comments expressed on them by Member States,

Having considered the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization on the work of its session held in 1988,⁴

Expressing its deep appreciation to the Special Committee for the progress achieved during its 1988 session, which led to the completion of the draft Declaration on the Prevention and Removal of Disputes and Situations Which May Threaten International Peace and Security and on the Role of the United Nations in this Field,⁴⁶ and for submitting it to the General Assembly at its forty-third session for adoption,

Mindful of the desirability of further work being done by the Special Committee in the field of the maintenance of international peace and security,

Noting with satisfaction that tangible progress has been achieved in the Special Committee on the proposal⁴⁷ concerning the resort to a commission of good offices, mediation or conciliation within the United Nations,

Noting also with satisfaction the progress achieved in the elaboration of the draft handbook on the peaceful settlement of disputes between States,⁴⁸

1. *Takes note* of the report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization;

2. *Decides* that the Special Committee shall hold its next session from 27 March to 14 April 1989;

3. *Requests* the Special Committee, at its session in 1989, taking into account the provisions of paragraph 5 below:

(a) To accord priority to the question of the maintenance of international peace and security in all its aspects in order to strengthen the role of the United Nations, and, in this context, to consider:

(i) Proposals concerning fact-finding activities by the United Nations;

(ii) Other proposals relating to the maintenance of international peace and security that might be submitted to the Special Committee at its session in 1989;

(b) To continue its work on the question of the peaceful settlement of disputes between States, and, in this context:

(i) To complete its consideration of the proposal on the resort to a commission of good offices, mediation or conciliation within the United Nations and to submit conclusions thereon, in an appropriate form, to the General Assembly at its forty-fourth session;

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

4. *Requests* the Special Committee to keep the question of the rationalization of the procedures of the United Nations under active review;

5. *Also requests* the Special Committee to be mindful of the importance of reaching general agreement whenever that has significance for the outcome of its work;

³⁹ Resolutions 31/28 of 29 November 1976, 32/45 of 8 December 1977, 33/94 of 16 December 1978, 34/147 of 17 December 1979, 35/164 of 15 December 1980, 36/122 of 11 December 1981, 37/114 of 16 December 1982, 38/141 of 19 December 1983, 39/88 of 13 December 1984, 40/78 of 11 December 1985, 41/83 of 3 December 1986 and 42/157 of 7 December 1987.

⁴⁰ *Official Records of the General Assembly, Thirty-seventh Session, Supplement No. 1 (A/37/1).*

⁴¹ *Ibid., Thirty-ninth Session, Supplement No. 1 (A/39/1).*

⁴² *Ibid., Fortieth Session, Supplement No. 1 (A/40/1).*

⁴³ *Ibid., Forty-first Session, Supplement No. 1 (A/41/1).*

⁴⁴ *Ibid., Forty-second Session, Supplement No. 1 (A/42/1).*

⁴⁵ *Ibid., Forty-third Session, Supplement No. 1 (A/43/1).*

⁴⁶ *Ibid., Supplement No. 33 (A/43/33), chap. II, para. 14.*

⁴⁷ See A/AC.182/L.52/Rev.1 and 2.

⁴⁸ *Official Records of the General Assembly, Forty-third Session, Supplement No. 33 (A/43/33), chap. III, sect. B.*

6. *Decides* that the Special Committee shall accept the participation of observers of Member States, including in the meetings of its working group;

7. *Requests* the Secretary-General to continue, on a priority basis, the preparation of the 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 Committee⁴⁹ and in the Special Committee,⁴⁸ and to report to the Special Committee at its session in 1989 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;

8. *Also requests* the Secretary-General to render all assistance to the Special Committee;

9. *Requests* the Special Committee to submit a report on its work to the General Assembly at its forty-fourth session;

10. *Decides* to include in the provisional agenda of its forty-fourth session the item entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

*76th plenary meeting
9 December 1988*

43/171. Development and strengthening of good-neighbourliness between States

A

The General Assembly,

Bearing in mind the determination of the peoples of the United Nations, as expressed in the Charter of the United Nations, to practise tolerance and live together in peace with one another as good neighbours,

Recalling the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, approved by its resolution 2625 (XXV) of 24 October 1970,

Considering that the great changes of a political, economic and social nature, as well as the scientific and technological advances that have taken place in the world and led to unprecedented interdependence of nations, have given new dimensions to good-neighbourliness in the conduct of States and increased the need to develop and strengthen it,

1. *Takes note* of the report of the Sub-Committee on Good-Neighbourliness,⁵⁰ established by the Sixth Committee during the forty-third session of the General Assembly;

2. *Decides* to include in the provisional agenda of its forty-fifth session the item entitled "Development and strengthening of good-neighbourliness between States".

*76th plenary meeting
9 December 1988*

B

The General Assembly,

Bearing in mind the determination of the peoples of the United Nations, as expressed in the Charter of the United Nations, to practise tolerance and live together in peace with one another as good neighbours,

Recalling the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, approved by its resolution 2625 (XXV) of 24 October 1970,

Recalling also its resolutions 1236 (XII) of 14 December 1957, 1301 (XIII) of 10 December 1958, 2129 (XX) of 21 December 1965, 34/99 of 14 December 1979, 36/101 of 9 December 1981, 37/117 of 16 December 1982, 38/126 of 19 December 1983, 39/78 of 13 December 1984, 41/84 of 3 December 1986 and 42/158 of 7 December 1987, as well as its decision 40/419 of 11 December 1985,

Bearing in mind that, for various reasons, there are particularly favourable opportunities for co-operation and mutual advantage between neighbouring countries in many fields and various forms, and that the development of such co-operation may have a positive influence on international relations as a whole,

Considering that the great changes of a political, economic and social nature, as well as the scientific and technological advances that have taken place in the world and led to unprecedented interdependence of nations, have given new dimensions to good-neighbourliness in the conduct of States and increased the need to develop and strengthen it,

Taking into account the working papers concerning the development and strengthening of good-neighbourliness between States, as well as the written replies sent by States and international organizations on the content of good-neighbourliness and on ways and means to enhance it,⁵¹ the views expressed by States on this subject and the reports of the Sub-Committee on Good-Neighbourliness established by the Sixth Committee,⁵²

Recalling its opinion that it is necessary to continue to examine the question of good-neighbourliness in order to strengthen and develop its content, as well as ways and modalities to enhance its effectiveness, and that the results of this examination could be included, at an appropriate time, in a suitable international document,

1. *Reaffirms* that good-neighbourliness fully conforms with the purposes of the United Nations and shall be founded upon the strict observance of the principles of the United Nations as embodied in the Charter and in the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, and so presupposes the rejection of any acts seeking to establish zones of influence or domination;

2. *Calls once again upon* States, in the interest of the maintenance of international peace and security, to develop good-neighbourly relations, acting on the basis of these principles;

3. *Reaffirms* that the generalization of the long practice of good-neighbourliness and of principles and rules pertaining to it is likely to strengthen friendly relations

⁴⁹ *Ibid.*, Forty-third Session, Sixth Committee, 14th to 20th and 46th meetings, and corrigendum.

⁵⁰ A/C.6/43/L.11.

⁵¹ See A/36/376 and Add.1, A/37/476, A/38/336 and Add.1 and A/40/450 and Add.1 and 2.

⁵² See A/C.6/40/L.28 and Corr.1, A/C.6/41/L.14, A/C.6/42/L.6 and A/C.6/43/L.11.