

the United Nations, of peoples forcibly deprived of that right referred to in the Declaration of Principles of International Law concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations, particularly peoples under colonial and racist regimes or other forms of alien domination, or the right of these peoples to struggle legitimately to this end and to seek and receive support in accordance with the principles of the Charter, the above-mentioned Declaration and the relevant General Assembly resolutions, including the present resolution;

16. *Decides* to include in the provisional agenda of its forty-eighth session an item entitled "Measures to eliminate international terrorism".

*67th plenary meeting  
9 December 1991*

**46/52. 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 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 cooperation 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, 39/75 of 13 December 1984, 40/67 of 11 December 1985, 41/73 of 3 December 1986, 42/149 of 7 December 1987, 43/162 of 9 December 1988 and 44/30 of 4 December 1989, 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 cooperation and the negotiations undertaken for that purpose particularly in view of the economic difficulties encountered by the developing countries,

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

*Bearing in mind* that the analytical study<sup>21</sup> submitted to the General Assembly at its thirty-ninth session by the United Nations Institute for Training and Research can constitute a valuable source of information, in common

with the relevant resolutions adopted on this question by various United Nations organs,

1. *Considers* that the impact on developing countries of the current international economic situation should be examined;

2. *Notes with appreciation* the views and comments submitted by Governments pursuant to resolutions 40/67, 41/73, 42/149, 43/162 and 44/30;<sup>22</sup>

3. *Decides* to establish a working group of the Sixth Committee to develop the principles and norms of international law relating to the new international economic order;

4. *Calls upon* the Secretary-General to request Member States and competent international organizations to formulate their comments, in particular on the principles which they think might be given priority attention by the working group, and to include their comments in a report to be submitted to the General Assembly at its forty-eighth session;

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

*67th plenary meeting  
9 December 1991*

**46/53. United Nations Decade of International Law**

*The General Assembly,*

*Recalling* its resolution 44/23 of 17 November 1989 by which it declared the period 1990-1999 the United Nations Decade of International Law,

*Recalling also* that the main purposes of the Decade, according to resolution 44/23, should be, *inter alia*:

(a) To promote acceptance of and respect for the principles of international law;

(b) To promote means and methods for the peaceful settlement of disputes between States, including resort to and full respect for the International Court of Justice;

(c) To encourage the progressive development of international law and its codification;

(d) To encourage the teaching, study, dissemination and wider appreciation of international law,

*Recalling further* its resolution 45/40 of 28 November 1990, to which was annexed the programme for the activities to be commenced during the first term (1990-1992) of the United Nations Decade of International Law,

*Expressing its appreciation* for the report of the Secretary-General on the United Nations Decade of International Law,<sup>23</sup> submitted pursuant to resolution 45/40,

*Recalling* that the Sixth Committee established at the forty-fifth session the Working Group on the United Nations Decade of International Law with a view to preparing generally acceptable recommendations on the programme of activities for the Decade,

*Noting* that the Sixth Committee reconvened the Working Group at the forty-sixth session to continue its work in accordance with resolution 45/40,

1. *Expresses its appreciation* to the Sixth Committee and its Working Group on the United Nations Decade of International Law for their work at the current session and requests the Working Group to continue to work at the

forty-seventh session in accordance with its mandate and methods of work;

2. *Also expresses its appreciation* to States and international organizations and institutions that have undertaken activities in implementation of the programme for the first term (1990-1992) of the Decade, including sponsoring conferences on various subjects of international law;

3. *Invites* all States and international organizations and institutions referred to in the programme to provide, update or supplement information on activities they have undertaken in implementation of the programme, as appropriate, to the Secretary-General, as well as to submit their views on possible activities for the next term of the Decade;

4. *Requests* the Secretary-General to submit, on the basis of such information, a report to the General Assembly at its forty-seventh session on the implementation of the programme, together with views on possible activities for the next term of the Decade;

5. *Also requests* the Secretary-General to supplement his report, as appropriate, with new information on the activities of the United Nations relevant to the progressive development of international law and its codification and to submit it to the General Assembly on an annual basis;

6. *Encourages* States to disseminate, as appropriate, information contained in the report of the Secretary-General at the national level;

7. *Appeals* to States, international organizations and non-governmental organizations working in this field and to the private sector to make financial contributions or contributions in kind for the purpose of facilitating the implementation of the programme;

8. *Once again requests* the Secretary-General to bring to the attention of States and international organizations and institutions working in the field of international law the programme annexed to resolution 45/40;

9. *Decides* to include in the provisional agenda of its forty-seventh session the item entitled "United Nations Decade of International Law".

*67th plenary meeting  
9 December 1991*

#### **46/54. Report of the International Law Commission on the work of its forty-third session**

*The General Assembly,*

*Having considered* the report of the International Law Commission on the work of its forty-third session,<sup>24</sup>

*Emphasizing* the need for the progressive development of international law and its codification in order to make it a more effective means of implementing the purposes and principles set forth in the Charter of the United Nations and in the Declaration on Principles of International Law concerning Friendly Relations and Cooperation among States in accordance with the Charter of the United Nations<sup>7</sup> and to give increased importance to its role in relations among States,

*Recognizing* the importance of referring legal and drafting questions to the Sixth Committee, including topics that might be submitted to the International Law Commission, and of enabling the Sixth Committee and the Commission

further to enhance their contribution to the progressive development of international law and its codification,

*Recalling* the need to keep under review those topics of international law which, given their new or renewed interest for the international community, may be suitable for the progressive development and codification of international law and therefore may be included in the future programme of work of the International Law Commission,

*Recognizing* the role of the International Law Commission in the fulfilment of the objectives of the United Nations Decade of International Law,

*Taking note with appreciation* of the section of the report of the International Law Commission concerning the question of the possible establishment of an international criminal jurisdiction<sup>25</sup> and noting the debate in the Sixth Committee pertaining to this topic,<sup>26</sup>

*Considering* that experience has demonstrated the usefulness of structuring the debate on the report of the International Law Commission in the Sixth Committee in such a manner that conditions are provided for concentrated attention on each of the main topics dealt with in the report, and that this process is facilitated when the Commission indicates specific issues on which expressions of views by Governments are of particular interest for the continuation of its work,

1. *Takes note* of the report of the International Law Commission on the work of its forty-third session;<sup>24</sup>

2. *Expresses its appreciation* to the International Law Commission for the work accomplished at that session, in particular for the completion of the final draft articles on jurisdictional immunities of States and their property and the provisional draft articles on the law of the non-navigational uses of international watercourses and on the draft Code of Crimes against the Peace and Security of Mankind;

3. *Invites* the International Law Commission, within the framework of the draft Code of Crimes against the Peace and Security of Mankind, to consider further and analyse the issues raised in its report on the work of its forty-second session<sup>27</sup> concerning the question of an international criminal jurisdiction, including proposals for the establishment of an international criminal court or other international criminal trial mechanism in order to enable the General Assembly to provide guidance on the matter;

4. *Recommends* that, taking into account the comments of Governments, whether in writing or expressed orally in debates in the General Assembly, the International Law Commission should continue its work on the topics in its current programme;

5. *Expresses its appreciation* for the efforts of the International Law Commission to improve its procedures and methods of work;

6. *Requests* the International Law Commission:

(a) To consider thoroughly:

(i) The planning of its activities and programme for the term of office of its members, bearing in mind the desirability of achieving as much progress as possible in the preparation of draft articles on specific topics;