

General Assembly resolution 40/88 on the immediate cessation and prohibition of nuclear-weapon tests”.

*113th plenary meeting  
12 December 1985*

#### 40/89. Implementation of the Declaration on the Denuclearization of Africa

##### A

###### IMPLEMENTATION OF THE DECLARATION

*The General Assembly,*

*Bearing in mind* the Declaration on the Denuclearization of Africa<sup>26</sup> adopted by the Assembly of Heads of State and Government of the Organization of African Unity at its first ordinary session, held at Cairo from 17 to 21 July 1964,

*Recalling* its resolution 1652 (XVI) of 24 November 1961, its earliest on the subject, as well as its resolutions 2033 (XX) of 3 December 1965, 31/69 of 10 December 1976, 32/81 of 12 December 1977, 33/63 of 14 December 1978, 34/76 A of 11 December 1979, 35/146 B of 12 December 1980, 36/86 B of 9 December 1981, 37/74 A of 9 December 1982, 38/181 A of 20 December 1983 and 39/61 A of 12 December 1984, in which it called upon all States to consider and respect the continent of Africa and its surrounding areas as a nuclear-weapon-free zone,

*Recalling* that in its resolution 33/63 it vigorously condemned any overt or covert attempt by South Africa to introduce nuclear weapons into the continent of Africa and demanded that South Africa refrain forthwith from conducting any nuclear explosion in the continent or elsewhere,

*Taking note* of the report of the United Nations Institute for Disarmament Research entitled “South Africa’s nuclear capability”,<sup>27</sup> undertaken in co-operation with the Department for Disarmament Affairs of the Secretariat and in consultation with the Organization of African Unity, as well as the report of the Disarmament Commission,<sup>28</sup>

*Expressing regret* that despite the threat South Africa’s nuclear capability constitutes to international peace and security and, in particular, to the realization of the objective of the Declaration on the Denuclearization of Africa, the Disarmament Commission has, once again, in 1985, failed to reach a consensus on this important item on its agenda,

1. *Strongly renews its call* upon all States to consider and respect the continent of Africa and its surrounding areas as a nuclear-weapon-free zone;

2. *Reaffirms* that the implementation of the Declaration on the Denuclearization of Africa adopted by the Assembly of Heads of State and Government of the Organization of African Unity would be an important measure to prevent the proliferation of nuclear weapons and to promote international peace and security;

3. *Expresses once again its grave alarm* at South Africa’s possession and continued development of nuclear-weapon capability;

4. *Condemns* South Africa’s continued pursuit of a nuclear capability and all forms of nuclear collaboration by any State, corporation, institution or individual with the racist régime that enable it to frustrate the objective of

the Declaration on the Denuclearization of Africa, which seeks to keep Africa free from nuclear weapons;

5. *Calls upon* all States, corporations, institutions and individuals to desist from further collaboration with the racist régime that may enable it to frustrate the objective of the Declaration on the Denuclearization of Africa;

6. *Demands once again* that the racist régime of South Africa refrain from manufacturing, testing, deploying, transporting, storing, using or threatening to use nuclear weapons;

7. *Appeals* to all States that have the means to do so to monitor South Africa’s research on and development and production of nuclear weapons, and to publicize any information in that regard;

8. *Demands once again* that South Africa submit forthwith all its nuclear installations and facilities to inspection by the International Atomic Energy Agency;

9. *Requests* the Secretary-General to render all necessary assistance that the Organization of African Unity may seek towards the implementation of its solemn Declaration on the Denuclearization of Africa;

10. *Decides* to include in the provisional agenda of its forty-first session the item entitled “Implementation of the Declaration on the Denuclearization of Africa”.

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##### B

###### NUCLEAR CAPABILITY OF SOUTH AFRICA

*The General Assembly,*

*Recalling* its resolutions 34/76 B of 11 December 1979, 35/146 A of 12 December 1980, 36/86 A of 9 December 1981, 37/74 B of 9 December 1982, 38/181 B of 20 December 1983 and 39/61 B of 12 December 1984,

*Bearing in mind* the Declaration on the Denuclearization of Africa<sup>26</sup> adopted by the Assembly of Heads of State and Government of the Organization of African Unity at its first ordinary session, held at Cairo from 17 to 21 July 1964,

*Recalling* that, in paragraph 12 of the Final Document of the Tenth Special Session of the General Assembly,<sup>10</sup> it noted that the accumulation of armaments and the acquisition of armaments technology by racist régimes, as well as their possible acquisition of nuclear weapons, presented a challenging and increasingly dangerous obstacle to the world community, faced with the urgent need to disarm,

*Recalling also* that in its resolution 33/63 of 14 December 1978, it vigorously condemned any overt or covert attempt by South Africa to introduce nuclear weapons into the continent of Africa and demanded that South Africa refrain forthwith from conducting any nuclear explosion in the continent or elsewhere,

*Taking note* of resolution GC(XXIX)/RES/442 on South Africa’s nuclear capabilities, adopted on 27 September 1985 by the General Conference of the International Atomic Energy Agency during its twenty-ninth regular session,

*Having taken note* of the report of the United Nations Institute for Disarmament Research entitled “South Africa’s nuclear capability”,<sup>27</sup> undertaken in co-operation with the Department for Disarmament Affairs of the Secretariat

<sup>26</sup> *Official Records of the General Assembly, Twentieth Session, Annexes, agenda item 105, document A/5975.*

<sup>27</sup> A/39/470.

<sup>28</sup> *Official Records of the General Assembly, Fortieth Session, Supplement No. 42 (A/40/42).*

and in consultation with the Organization of African Unity,

*Expressing regret* that despite the threat South Africa's nuclear capability constitutes to international peace and security and, in particular, to the realization of the objective of the Declaration on the Denuclearization of Africa, the Disarmament Commission has, once again, in 1985, failed to reach a consensus on this important item on its agenda,

*Gravely concerned* that South Africa, in flagrant violation of the principles of international law and the relevant provisions of the Charter of the United Nations, has continued its acts of aggression and subversion against the peoples of the independent States of southern Africa,

*Strongly condemning* the continued military occupation by South African troops of parts of the territory of Angola in violation of its national sovereignty, independence and territorial integrity, and urging the immediate and unconditional withdrawal of South African troops from Angolan soil,

*Expressing its grave disappointment* that, despite repeated appeals by the international community, certain Western States and Israel have continued to collaborate with the racist régime of South Africa in the military and nuclear fields and that some of the same Western States have, by a ready recourse to the use of the veto, consistently frustrated every effort in the Security Council to deal decisively with the question of South Africa,

*Recalling* its decision taken at the tenth special session that the Security Council should take appropriate effective steps to prevent the frustration of the implementation of the decision of the Organization of African Unity for the denuclearization of Africa,<sup>29</sup>

*Stressing* the need to preserve peace and security in Africa by ensuring that the continent is a nuclear-weapon-free zone,

1. *Condemns* the massive build-up of South Africa's military machine, in particular its frenzied acquisition of nuclear-weapon capability for repressive and aggressive purposes and as an instrument of blackmail;

2. *Expresses its full support* for the African States faced with the danger of South Africa's nuclear capability;

3. *Reaffirms* that the acquisition of nuclear-weapon capability by the racist régime constitutes a very grave danger to international peace and security and, in particular, jeopardizes the security of African States and increases the danger of the proliferation of nuclear weapons;

4. *Condemns* all forms of nuclear collaboration by any State, corporation, institution or individual with the racist régime of South Africa, in particular the decision by some Member States to grant licences to several corporations in their territories to provide equipment and technical and maintenance services for nuclear installations in South Africa;

5. *Demands* that South Africa and all other foreign interests put an immediate end to the exploration for and exploitation of uranium resources in Namibia;

6. *Calls upon* all States, corporations, institutions and individuals to terminate forthwith all forms of military and nuclear collaboration with the racist régime;

7. *Requests* the Disarmament Commission to consider as a matter of priority during its session in 1986 South Africa's nuclear capability, taking into account, *inter alia*, the findings of the report of the United Nations Institute

for Disarmament Research on South Africa's nuclear capability;

8. *Requests* the Security Council, for the purposes of disarmament and to fulfil its obligations and responsibility, to take enforcement measures to prevent any racist régime from acquiring arms or arms technology;

9. *Further requests* the Security Council to conclude expeditiously its consideration of the recommendations of its Committee established by resolution 421 (1977) concerning the question of South Africa,<sup>30</sup> with a view to blocking the existing loopholes in the arms embargo so as to render it more effective, and prohibiting, in particular, all forms of co-operation and collaboration with the racist régime of South Africa in the nuclear field;

10. *Demands once again* that South Africa submit forthwith all its nuclear installations and facilities to inspection by the International Atomic Energy Agency;

11. *Requests* the Secretary-General to follow very closely South Africa's evolution in the nuclear field and to report thereon to the General Assembly at its forty-first session.

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**40/90. Prohibition of the development and manufacture of new types of weapons of mass destruction and new systems of such weapons**

*The General Assembly,*

*Recalling* its resolutions 3479 (XXX) of 11 December 1975, 31/74 of 10 December 1976, 32/84 A of 12 December 1977, 33/66 B of 14 December 1978, 34/79 of 11 December 1979, 35/149 of 12 December 1980, 36/89 of 9 December 1981, 37/77 A of 9 December 1982, 38/182 of 20 December 1983 and 39/62 of 12 December 1984 concerning the prohibition of new types of weapons of mass destruction,

*Bearing in mind* the provisions of paragraph 39 of the Final Document of the Tenth Special Session of the General Assembly,<sup>10</sup> according to which qualitative and quantitative disarmament measures are both important for halting the arms race and efforts to that end must include negotiations on the limitation and cessation of the qualitative improvement of armaments, especially weapons of mass destruction, and the development of new means of warfare,

*Recalling* the decision contained in paragraph 77 of the Final Document to the effect that, in order to help to prevent a qualitative arms race and so that scientific and technological achievements might ultimately be used solely for peaceful purposes, effective measures should be taken to prevent the emergence of new types of weapons of mass destruction based on new scientific principles and achievements, and that efforts aiming at the prohibition of such new types and new systems of weapons of mass destruction should be appropriately pursued,

*Expressing once again its firm belief*, in the light of the decisions adopted at the tenth special session, in the importance of concluding an agreement or agreements to prevent the use of scientific and technological progress for the development of new types of weapons of mass destruction and new systems of such weapons,

*Noting* that in the course of its session in 1985 the Conference on Disarmament considered the item entitled

<sup>29</sup> See resolution S-10/2, para. 63 (c).

<sup>30</sup> See *Official Records of the Security Council, Thirty-fifth Year, Supplement for July, August and September 1980*, document S/14179.