

5. *Determines once more* that all actions taken by Israel to give effect to its decision relating to the occupied Syrian Arab Golan are illegal and invalid and shall not be recognized;

6. *Reaffirms its determination* that all relevant provisions of the Regulations annexed to the Hague Convention IV of 1907,<sup>76</sup> and the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, continue to apply to the Syrian territory occupied by Israel since 1967, and calls upon the parties thereto to respect and ensure respect for their obligations under these instruments in all circumstances;

7. *Determines once more* that the continued occupation of the Syrian Arab Golan since 1967 and its annexation by Israel on 14 December 1981, following Israel's decision to impose its laws, jurisdiction and administration on that territory, constitute a continuing threat to international peace and security;

8. *Strongly deplores* the negative vote by a permanent member of the Security Council which prevented the Council from adopting against Israel, under Chapter VII of the Charter, the "appropriate measures" referred to in resolution 497 (1981) unanimously adopted by the Council;

9. *Further deplores* any political, economic, financial, military and technological support to Israel that encourages it to commit acts of aggression and to consolidate and perpetuate its occupation and annexation of the Palestinian territory occupied since 1967, including Jerusalem, and the other occupied Arab territories;

10. *Firmly emphasizes once more* its demand that Israel, the occupying Power, rescind forthwith its illegal decision of 14 December 1981 to impose its laws, jurisdiction and administration on the Syrian Arab Golan, which resulted in the effective annexation of that territory;

11. *Reaffirms once more* the overriding necessity of the total and unconditional withdrawal by Israel from the Palestinian territory occupied since 1967, including Jerusalem, and the other occupied Arab territories, which is an essential prerequisite for the establishment of a comprehensive and just peace in the Middle East;

12. *Determines once more* that Israel's record, policies and actions confirm that it is not a peace-loving Member State, that it has persistently violated the principles contained in the Charter and that it has carried out neither its obligations under the Charter nor its commitment under General Assembly resolution 273 (III) of 11 May 1949;

13. *Calls upon* all Member States to put an end to the flow to Israel of any military, economic, financial and technological aid, as well as human resources, aimed at prolonging Israeli occupation of the Arab territories or encouraging Israel to pursue its aggressive policy against the Arab countries and the Palestinian people;

14. *Urges* non-member States to act in accordance with the provisions of the present resolution;

15. *Calls upon* the specialized agencies and other international organizations to conform their relations with Israel to the terms of the present resolution;

16. *Requests* the Secretary-General to report to the General Assembly at its forty-sixth session on the implementation of the present resolution.

67th plenary meeting  
13 December 1990

## C

*The General Assembly,*

*Recalling* its resolutions 36/120 E of 10 December 1981, 37/123 C of 16 December 1982, 38/180 C of 19 December 1983, 39/146 C of 14 December 1984, 40/168 C of 16 December 1985, 41/162 C of 4 December 1986, 42/209 D of 11 December 1987, 43/54 C of 6 December 1988 and 44/40 C of 4 December 1989, in which it determined that all legislative and administrative measures and actions taken by Israel, the occupying Power, which had altered or purported to alter the character and status of the Holy City of Jerusalem, in particular the so-called "Basic Law" on Jerusalem and the proclamation of Jerusalem as the capital of Israel, were null and void and must be rescinded forthwith,

*Recalling* Security Council resolution 478 (1980) of 20 August 1980, in which the Council, *inter alia*, decided not to recognize the "Basic Law" and called upon those States that had established diplomatic missions at Jerusalem to withdraw such missions from the Holy City,

*Having considered* the report of the Secretary-General of 15 October 1990,<sup>73</sup>

1. *Determines* that Israel's decision to impose its laws, jurisdiction and administration on the Holy City of Jerusalem is illegal and therefore null and void and has no validity whatsoever;

2. *Deplores* the transfer by some States of their diplomatic missions to Jerusalem in violation of Security Council resolution 478 (1980), and their refusal to comply with the provisions of that resolution;

3. *Calls once more upon* those States to abide by the provisions of the relevant United Nations resolutions, in conformity with the Charter of the United Nations;

4. *Requests* the Secretary-General to report to the General Assembly at its forty-sixth session on the implementation of the present resolution.

67th plenary meeting  
13 December 1990

## 45/145. Law of the sea

*The General Assembly,*

*Recalling* its previous resolutions, including resolution 44/26 of 20 November 1989, regarding the law of the sea,

*Recognizing* that, as stated in the third preambular paragraph of the United Nations Convention on the Law of the Sea,<sup>59</sup> the problems of ocean space are closely interrelated and need to be considered as a whole,

*Convinced* that it is important to safeguard the unified character of the Convention and related resolutions adopted therewith and to apply them in a manner

<sup>76</sup> See Carnegie Endowment for International Peace, *The Hague Conventions and Declarations of 1899 and 1907* (New York, Oxford University Press, 1915).

consistent with that character and with their object and purpose,

*Emphasizing* the need for States to ensure consistent application of the Convention, as well as the need for harmonization of national legislation with the provisions of the Convention,

*Considering* that, in its resolution 2749 (XXV) of 17 December 1970, it proclaimed that the sea-bed and ocean floor, and the subsoil thereof, beyond the limits of national jurisdiction (hereinafter referred to as "the Area"), as well as the resources of the Area, are the common heritage of mankind,

*Recalling* that the Convention provides the régime to be applied to the Area and its resources,

*Recalling with satisfaction* the expressions of willingness to explore all possibilities of addressing issues, as referred to in the statements made at the end of the meeting of the Preparatory Commission for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea, held in New York from 14 August to 1 September 1989, in order to secure universal participation in the Convention,<sup>77</sup>

*Recognizing* the need for co-operation in the early and effective implementation by the Preparatory Commission of resolution II of the Third United Nations Conference on the Law of the Sea,<sup>78</sup>

*Noting with satisfaction* the progress made in the Preparatory Commission since its inception, including the registration in 1987 as pioneer investors of the Institut français de recherche pour l'exploitation de la mer (IFREMER), the Government of India, Deep Ocean Resources Development Co., Ltd. (DORD) and Yuzhmorgeologiya, whose applications were submitted by the Governments of France, India, Japan and the Union of Soviet Socialist Republics respectively, bearing in mind that such registration entails both rights and obligations,

*Recalling with satisfaction* the designation by the Preparatory Commission of reserved areas for the Authority from the application areas submitted by the pioneer investors pursuant to resolution II,

*Noting* the submission to the Preparatory Commission of an application by the Government of China on behalf of the China Ocean Mineral Resources Research and Development Association (COMRA) for registration as a pioneer investor under resolution II,<sup>79</sup>

*Noting also* the increasing needs of countries, especially developing countries, for information, advice and assistance in the implementation of the Convention and in their developmental process for the full realization of the benefits of the comprehensive legal régime established by the Convention,

*Concerned* that the developing countries are as yet unable to take effective measures for the full realization of these benefits owing to the lack of resources and of the necessary scientific and technological capabilities,

*Recognizing* the need to enhance and supplement the efforts of States and competent international organiza-

tions to enable developing countries to acquire such capabilities,

*Recognizing also* that the Convention encompasses all uses and resources of the sea and that all related activities within the United Nations system need to be implemented in a manner consistent with it,

*Noting with appreciation* the initiative of the Secretary-General to promote dialogue aimed at achieving universal participation in the Convention,<sup>80</sup>

*Deeply concerned* at the current state of the marine environment,

*Mindful* of the importance of the Convention for the protection of the marine environment,

*Noting with concern* the use of fishing methods and practices that can have an adverse impact on the conservation and management of marine living resources,

*Recalling* that States have a duty to take, or co-operate with other States in taking, such measures for their nationals as may be necessary for the conservation of the living resources of the high seas,

*Conscious* of the urgent need to increase the scientific knowledge of the marine environment,

*Taking note* of activities carried out in 1990 under the major programme on marine affairs, set forth in chapter 25 of the medium-term plan for the period 1984-1989 and extended for the period 1990-1991, in accordance with the report of the Secretary-General,<sup>81</sup> as approved in General Assembly resolution 38/59 A, and the report of the Secretary-General,<sup>82</sup>

*Recalling* its approval of the financing of the expenses of the Preparatory Commission from the regular budget of the United Nations,

*Taking special note* of the report of the Secretary-General prepared in pursuance of paragraph 20 of General Assembly resolution 44/26,<sup>82</sup>

1. *Recalls* the historic significance of the United Nations Convention on the Law of the Sea as an important contribution to the maintenance of peace, justice and progress for all peoples of the world;

2. *Expresses its satisfaction* at the increasing and overwhelming support for the Convention, as evidenced, *inter alia*, by the one hundred and fifty-nine signatures and forty-five of the sixty ratifications or accessions required for entry into force of the Convention;

3. *Invites* all States to make renewed efforts to facilitate universal participation in the Convention;

4. *Calls upon* all States that have not done so to consider ratifying or acceding to the Convention at the earliest possible date to allow the effective entry into force of the new legal régime for the uses of the sea and its resources;

5. *Calls upon* all States to safeguard the unified character of the Convention and related resolutions adopted therewith and to apply them in a manner consistent with that character and with their object and purpose;

<sup>77</sup> See A/44/650 and Corr.1, paras. 156 and 158.

<sup>78</sup> *Official Records of the Third United Nations Conference on the Law of the Sea*, vol. XVII (United Nations publication, Sales No. E.84.V.3), document A/CONF.62/121, annex I.

<sup>79</sup> LOS/PCN/113.

<sup>80</sup> See A/45/721 and Corr.1, para. 14.

<sup>81</sup> A/38/570 and Corr.1 and Add.1 and Add.1/Corr.1.

<sup>82</sup> A/45/721 and Corr.1.

6. *Also calls upon* States to observe the provisions of the Convention when enacting their national legislation;

7. *Notes* the progress being made by the Preparatory Commission for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea in all areas of its work;

8. *Notes with satisfaction* the Understanding on the Fulfilment of Obligations by the Registered Pioneer Investors and their Certifying States adopted by the Preparatory Commission on 30 August 1990;<sup>83</sup>

9. *Expresses its appreciation* to the Secretary-General for his efforts in support of the Convention and for the effective execution of the major programme on marine affairs set forth in chapter 25 of the medium-term plan for the period 1984-1989 and extended for the period 1990-1991 and requests him to take into account the prospective entry into force of the Convention and the increased needs of States for assistance in the implementation of the Convention in the medium-term plan for the period 1992-1997;

10. *Also expresses its appreciation* to the Secretary-General for the report prepared in pursuance of paragraph 20 of General Assembly resolution 44/26<sup>82</sup> and requests him to carry out the activities outlined therein, as well as those aimed at the strengthening of the legal régime of the sea, special emphasis being placed on the work of the Preparatory Commission, including the implementation of resolution II of the Third United Nations Conference on the Law of the Sea;

11. *Welcomes* regional efforts by developing countries to integrate the ocean sector in national development plans and programmes through the process of international co-operation and assistance, in particular the recent initiatives mentioned in the report of the Secretary-General;<sup>84</sup>

12. *Calls upon* the Secretary-General to continue to assist States in the implementation of the Convention and in the development of a consistent and uniform approach to the legal régime thereunder, as well as in their national, subregional and regional efforts towards the full realization of the benefits therefrom, and invites the organs and organizations of the United Nations system to co-operate and lend assistance in these endeavours;

13. *Urges* interested Member States, in particular States that have advanced marine capabilities, to review relevant policies and programmes in the context of the integration of the marine sector in national development strategies, and to explore prospects for intensifying co-operation with developing States, including States of regions active in this field;

14. *Requests* the competent international organizations, the United Nations Development Programme, the World Bank and other multilateral funding agencies, in accordance with their respective policies, to intensify financial, technological, organizational and managerial assistance to the developing countries in their efforts to realize the benefits of the comprehensive legal régime established by the Convention and to strengthen co-operation among themselves and with donor States in the provision of such assistance;

15. *Welcomes* the report of the Secretary-General submitted pursuant to paragraph 13 of General Assembly resolution 44/26, in which were identified the needs of States in regard to the development and management of ocean resources and the measures currently taken by States and by the competent international organizations in responding to those needs,<sup>85</sup> and requests the Secretary-General to transmit that report to all Member States and competent international organizations, agencies and bodies for their review and to take their comments into account in the preparation of the report to be submitted to the Assembly at its forty-sixth session;

16. *Approves* the decision of the Preparatory Commission to hold its ninth regular session at Kingston from 25 February to 22 March 1991 and to hold a summer meeting in New York in 1991;

17. *Recognizes* that the protection of the marine environment will be significantly enhanced by the implementation of applicable provisions of the Convention;

18. *Expresses its appreciation* to the Secretary-General for the study on marine scientific research submitted pursuant to paragraph 19 of General Assembly resolution 44/26,<sup>86</sup> in which it was underscored that research and monitoring needs in the field of marine science call for enhanced international co-operation in order to provide a sound basis for resource management and the protection and preservation of the marine environment and for the study of the influence of the oceans on the global environment;

19. *Reiterates its call* to States and other members of the international community to strengthen their co-operation in the conservation of marine living resources, including the prevention of the use of fishing methods and practices that can have an adverse impact on the conservation and management of marine living resources;

20. *Requests* the Secretary-General to report to the General Assembly at its forty-sixth session on developments pertaining to the Convention and all related activities and on the implementation of the present resolution;

21. *Decides* to include in the provisional agenda of its forty-sixth session the item entitled "Law of the sea".

68th plenary meeting  
14 December 1990

#### 45/176. Policies of apartheid of the Government of South Africa

##### A

#### INTERNATIONAL EFFORTS TO ERADICATE APARTHEID

##### *The General Assembly,*

*Reaffirming* the Declaration on *Apartheid* and its Destructive Consequences in Southern Africa, contained in the annex to its resolution S-16/1 of 14 December 1989, and its resolution 44/244 of 17 September 1990,

<sup>83</sup> LOS/PCN/L.87, annex.

<sup>84</sup> See A/45/721 and Corr. I, paras. 16-19.

<sup>85</sup> A/45/712.

<sup>86</sup> A/45/563.