



General Assembly

Dist.
GENERALA/43/830
22 November 1988

ORIGINAL: ENGLISH

Forty-third session
Agenda item 51IMPLEMENTATION OF GENERAL ASSEMBLY RESOLUTION 42/25 CONCERNING
THE SIGNATURE AND RATIFICATION OF ADDITIONAL PROTOCOL I OF THE
TREATY FOR THE PROHIBITION OF NUCLEAR WEAPONS IN LATIN AMERICA
(TREATY OF TLAHELCO)Report of the First CommitteeRapporteur: Mr. Virgilio A. REYES (Philippines)

I. INTRODUCTION

1. The item **entitled** "Implementation of General Assembly resolution **42/25 concerning the signature** and ratification of Additional Protocol I of the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of **Tlatelolco**)" was included in the provisional **agenda** of the forty-third session in accordance with General Assembly resolution **42/25** of 30 November 1987,
2. At its 3rd plenary meeting, on 23 September 1988, the General Assembly, on the recommendation of the General Committee, decided to include **the item** in its **agenda** and to allocate it to the First Committee.
3. At its 2nd meeting, on 12 **October**, the First Committee decided to hold a **general** debate on the disarmament items allocated to it, namely items 51 to 69 and **139, 141 and 145**. The deliberations on those items took place between the 3rd and the 25th meetings, from 17 October to 2 November (see **A/C.1/43/PV.3-25**). Consideration of and action on draft resolutions on those items took place between 3 and 18 November (see **A/C.1/43/PV.26-33**).
4. In connection with item 51, the First Committee had before it the following documents;

(a) Letter dated 29 September 1988 from the Permanent Representative of **Cyprus** to the **United Nations** addressed to the **Secretary-General**, transmitting the final **documents adopted** by the Conference of Foreign **Ministers** of the Movement of Non-Aligned Countries, held at Nicosia from 5 to 10 September 1988 (A/43/667-8/20212)1

(b) Letter dated 6 October 1988 from the Permanent Representative of Zimbabwe to the United Nations addressed to the Secretary-General, transmitting the text of the final communique of the **Meeting of Ministers for Foreign Affairs and Heads of Delegation** of the Movement of Non-Aligned Countries to the forty-third session of the **General Assembly**, held in New York on 3 October 1998 (A/43/709);

(c) Letter dated 21 October 1988 from the Permanent Representative of the **German Democratic Republic** to the United Nations addressed to the Secretary-General (A/43/741).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.1/43/L.40

5. On 31 October 1988, the Bahamas, Barbados, Bolivia, Costa Rica, Ecuador, Guatemala, Mexico, Nicaragua, Panama, Trinidad and Tobago, Uruguay and Venezuela submitted a draft resolution entitled "Implementation of General Assembly resolution 42/25 concerning the signature and ratification of Additional Protocol I of the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco)" (A/C.1/43/L.40), which was later also sponsored by Honduras, Jamaica and Suriname. The draft resolution was introduced by the representative of Mexico at the 28th meeting, on 7 November.

6. At its 37th meeting, on 15 November, the Committee adopted draft resolution A/C.1/43/L.40 by a recorded vote of 128 to none, with 6 abstentions (see pars. 7). The voting was as follows;

In favour: Afghanistan, Albania, Algeria, Angola, Australia, Austria, bahamas, Bahrain, Bangladesh, Barbados, Belgium, Benin, **Bhutan**, Bolivia, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burma, Burundi, **Byelorussian** Soviet Socialist Republic, *Cameroon*, Canada, Chad, Chile, China, Colombia, **Congo, Costa Rica**, Cyprus, **Czechoslovakia**, Democratic Kampuchea, Democratic Yemen, Denmark, Djibouti, Dominican Republic, Ecuador, Egypt, Ethiopia, Fiji, Finland, Gabon, German Democratic Republic, **Germany**, Federal Republic of, Ghana, Greece, Guatemala, Guinea, Honduras, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Israel, Italy, Jamaica, Japan, Jordan, Kenya, Kuwait, Lao People's Democratic Republic, Lesotho, Liberia, Libyan Arab Jamahiriya, Luxembourg, Madagascar, Malaysia, Maldives, Mali, Malta, Mauritania, Mexico, Mongolia, **Morocco**, Mozambique, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Peru, Philippines, Poland, Portugal, Qatar, Romania, Rwanda,

Samoa, Saudi Arabia, Sierra Leone, Singapore, Solomon Islands, Somalia, Spain, Sudan, ~~Suriname~~, Swaziland, Sweden, *Syrian Arab Republic*, Thailand, Togo, Trinidad and Tobago, ~~Tunisia~~, *Turkey*, Uganda, Ukrainian Soviet ~~Socialist Republic~~, Union of Soviet ~~Socialist Republics~~, United Arab ~~Emirates~~, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of *America*, Uruguay, Venezuela, ~~Viet Nam~~, Yemen, *Yugoslavia*, *Zaire*, Zambia.

Against: *None.*

Abstaining: Argentina, Central African Republic, *Côte d'Ivoire*, Cuba, *France*, Senegal.

III. RECOMMENDATION OF THE FIRST COMMITTEE

7. The First Committee recommends to the General assembly the adoption of the following draft resolution!

Implementation of General Assembly resolution 42/45 concerning the signature and ratification of Additional Protocol I of the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco)

The General Assembly,

Recalling its resolutions 2286 (XXII) of 5 December 1967, 3262 (XXIX) of 9 December 1974, 3473 (XXX) of 11 December 1975, **32/76** of 12 December 1977, S-10/2 of 30 June 1978, **33/58** of 14 December 1978, **34/71** of 11 December 1979, **35/143** of 12 December 1980, **36/83** of 9 December 1981, **37/71** of 9 December 1982, **38/61** of 15 December 1983, **39/51** of 12 December 1984, **40/79** of 12 December 1985, **41/45** of 3 December 1986 and **42/25** of 30 November 1987 concerning the signature and ratification of Additional Protocol I of the Treaty for the Prohibition of Nuclear weapons in Latin America (Treaty of Tlatelolco), ^{1/}

Taking into account that within the zone of application of that Treaty, to which twenty-three sovereign States are already parties, there are **some** territories which, in spite of not being sovereign political entities, are nevertheless in a position to **receive** the benefits deriving **from** the Treaty through its Additional Protocol I, to which the **four States** that de jure or de facto are internationally responsible for those territories **may become** parties,

^{1/} United Nations, Treaty Series, vol. 634, No. 9068.

Considering that it is **not fair** that the peoples **of some of** those territories are deprived **of** such benefits without **being given the opportunity to express their opinion in this connection,**

Recalling that three **of** the States to which the Additional Protocol I is open - the United Kingdom **of** Great Britain and Northern Ireland, the Kingdom of the Netherlands and the United States of America - became parties to the Protocol in 1969, 1971 and 1981, respectively,

1. **Deplores** that the **signature** of Additional Protocol I by France, which took place **on 2 March** 1979, has **not yet been followed by** the corresponding ratification, **notwithstanding** the time already elapsed **and** the pressing *invitation*⁸ which the General Assembly **has addressed to it;**

2. **Once more urges** France *not to* delay any further **such** ratification, **which** has been requested so **many times** and **which** appears all the **more** advisable, **since** France is the only *one of the* four States to which the Protocol **is** open that **is** not yet party to **it;**

3. **Decides** to include in the provisional **agenda of its forty-fourth session** an item entitled "**Implementation of** General Assembly resolution 43/... concerning the **signature and ratification of** Additional Protocol I **of** the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco)".