



# General Assembly

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## Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

### Draft resolution submitted by the Chair

#### Question of Anguilla

*The General Assembly,*

*Having considered* the question of Anguilla and examined the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples for 2021,<sup>1</sup>

*Taking note* of the working paper prepared by the Secretariat on Anguilla<sup>2</sup> and other relevant information,

*Recognizing* that all available options for self-determination of the Territory are valid as long as they are in accordance with the freely expressed wishes of the people of Anguilla and in conformity with the clearly defined principles contained in General Assembly resolutions [1514 \(XV\)](#) of 14 December 1960, [1541 \(XV\)](#) of 15 December 1960 and other resolutions of the Assembly,

*Expressing concern* that, more than 60 years after the adoption of the Declaration on the Granting of Independence to Colonial Countries and Peoples,<sup>3</sup> there still remain 17 Non-Self-Governing Territories, including Anguilla,

*Conscious* of the importance of continuing the effective implementation of the Declaration, taking into account the target set by the United Nations to eradicate colonialism by 2030 and the plan of action for the International Decades for the Eradication of Colonialism,<sup>4</sup>

*Recognizing* that the specific characteristics and the aspirations of the people of Anguilla require flexible, practical and innovative approaches to the options for self-determination, without any prejudice to territorial size, geographical location, size of population or natural resources,

<sup>1</sup> Official Records of the General Assembly, Seventy-sixth Session, Supplement No. 23 (A/76/23).

<sup>2</sup> [A/AC.109/2021/2](#).

<sup>3</sup> Resolution [1514 \(XV\)](#).

<sup>4</sup> [A/56/61](#), annex.



*Convinced* that the wishes and aspirations of the people of the Territory should continue to guide the development of their future political status and that referendums, free and fair elections and other forms of popular consultation play an important role in ascertaining the wishes and aspirations of the people,

*Concerned* by the use and exploitation of the natural resources of the Non-Self-Governing Territories by the administering Powers for their benefit, by the use of the Territories as international financial centres to the detriment of the world economy and by the consequences of any economic activities of the administering Powers that are contrary to the interests of the people of the Territories, as well as to resolution 1514 (XV),

*Convinced* that any negotiations to determine the status of the Territory must take place with the active involvement and participation of the people of the Territory, under the auspices of the United Nations, on a case-by-case basis, and that the views of the people of Anguilla in respect of their right to self-determination should be ascertained,

*Noting* the continued cooperation of the Non-Self-Governing Territories at the local and regional levels, including participation in the work of regional organizations,

*Mindful* that, in order for the Special Committee to enhance its understanding of the political status of the people of Anguilla and to fulfil its mandate effectively, it is important for it to be apprised by the United Kingdom of Great Britain and Northern Ireland as the administering Power and to receive information from other appropriate sources, including the representatives of the Territory, concerning the wishes and aspirations of the people of the Territory,

*Aware* of the importance both to Anguilla and to the Special Committee of the participation of elected and appointed representatives of Anguilla in the work of the Committee,

*Recognizing* the need for the Special Committee to ensure that the appropriate bodies of the United Nations actively pursue a public awareness campaign aimed at assisting the people of Anguilla with their inalienable right to self-determination and in gaining a better understanding of the options for self-determination, on a case-by-case basis,

*Mindful*, in that connection, that the holding of regional seminars in the Caribbean and Pacific regions and at Headquarters, with the active participation of representatives of the Non-Self-Governing Territories, provides a helpful means for the Special Committee to fulfil its mandate and that the regional nature of the seminars, which alternate between the Caribbean and the Pacific, is a crucial element in the context of a United Nations programme for ascertaining the political status of the Territories,

*Recalling* the Caribbean regional seminar on the theme “Implementation of the Third International Decade for the Eradication of Colonialism: accelerating decolonization through renewed commitment and pragmatic measures”, held by the Special Committee in Grand Anse, Grenada, and hosted by the Government of Grenada from 2 to 4 May 2019, as a significant and forward-looking event, which enabled the participants to assess progress made and address challenges faced in the decolonization process, review the existing working methods of the Committee and renew its commitment to implementing its historic task,

*Recalling also* the importance of the conclusions and recommendations adopted by the seminar, which were annexed to the report of the Special Committee for 2019<sup>5</sup> and which outlined the findings of the seminar, including, especially, the way forward

<sup>5</sup> Official Records of the General Assembly, Seventy-fourth Session, Supplement No. 23 (A/74/23).

for the decolonization process within the context of the proclamation by the General Assembly of the period 2011–2020 as the Third International Decade for the Eradication of Colonialism,<sup>6</sup>

*Mindful* that the 2021 Caribbean regional seminar, originally scheduled to be convened in Dominica, from 19 to 21 May 2021, has been rescheduled to be held from 25 to 27 August 2021,

*Noting with appreciation* the contribution to the development of some Territories by the specialized agencies and other organizations of the United Nations system, in particular the Economic Commission for Latin America and the Caribbean, the Economic and Social Commission for Asia and the Pacific, the United Nations Development Programme and the World Food Programme, as well as regional institutions such as the Caribbean Development Bank, the Caribbean Community, the Organisation of Eastern Caribbean States, the Pacific Islands Forum and the agencies of the Council of Regional Organizations in the Pacific,

*Recalling* that the first regional seminar held in a Non-Self-Governing Territory was the 2003 Caribbean regional seminar in Anguilla, hosted by the territorial Government with the cooperation of the administering Power,

*Noting with serious concern* that the Territory last participated in the activities of the Special Committee in 2012,

*Aware* of the follow-up meeting, held after the 2012 Pacific regional seminar, between the Chair of the Special Committee and the Chief Minister of Anguilla, who reiterated the urgent need for a visiting mission,

*Recalling* the decisions taken in 2011 to set up a drafting team to prepare a new constitution and present it for public consultation in the Territory and the recent efforts undertaken in that regard, including the establishment, in September 2015, of a new Constitutional and Electoral Reform Committee to advance constitutional and electoral reform, draft proposals for electoral and constitutional reforms submitted as the draft constitution by the Committee in November 2016, as well as the revised draft Constitution issued in March 2017 and presented to the Executive Council in May 2017, and aware of the proposals made by the territorial Government to the administering Power on amendments to the Constitution of Anguilla and of the Anguilla Constitution (Amendment) Orders 2019 and 2020, which came into force in May 2019 and November 2020, respectively,

*Noting* the participation of the Territory as a member in the Caribbean Overseas Countries and Territories Council and an associate member in the Caribbean Community, the Organisation of Eastern Caribbean States and the Economic Commission for Latin America and the Caribbean,

*Recalling with concern* the devastating damage and impact caused in the Territory by Hurricane Irma and Hurricane Maria in 2017,

*Stressing* the importance of regional ties for the development of a small island Territory,

*Recalling* the general elections that were held in June 2020,<sup>7</sup>

*Recalling also* its resolutions [74/270](#) of 2 April 2020, entitled “Global solidarity to fight the coronavirus disease 2019 (COVID-19)”, [74/274](#) of 20 April 2020, entitled “International cooperation to ensure global access to medicines, vaccines and medical equipment to face COVID-19”, [74/306](#) of 11 September 2020, entitled “Comprehensive

<sup>6</sup> See resolution [65/119](#).

<sup>7</sup> See [A/AC.109/2021/2](#), para. 3.

and coordinated response to the coronavirus disease (COVID-19) pandemic”, 74/307 of 11 September 2020, entitled “United response against global health threats: combating COVID-19”, 75/156 of 16 December 2020, entitled “Strengthening national and international rapid response to the impact of the coronavirus disease (COVID-19) on women and girls”, and 75/157 of 16 December 2020, entitled “Women and girls and the response to the coronavirus disease (COVID-19)”, as well as other relevant resolutions,

1. *Reaffirms* the inalienable right of the people of Anguilla to self-determination, in conformity with the Charter of the United Nations and with General Assembly resolution 1514 (XV), containing the Declaration on the Granting of Independence to Colonial Countries and Peoples;

2. *Also reaffirms* that, in the process of decolonization of Anguilla, there is no alternative to the principle of self-determination, which is also a fundamental human right, as recognized under the relevant human rights conventions;

3. *Further reaffirms* that it is ultimately for the people of Anguilla to determine freely their future political status in accordance with the relevant provisions of the Charter, the Declaration and the relevant resolutions of the General Assembly, and in that connection calls upon the administering Power, in cooperation with the territorial Government and appropriate bodies of the United Nations system, to develop political education programmes for the Territory in order to foster an awareness among the people of their right to self-determination in conformity with the legitimate political status options, based on the principles clearly defined in Assembly resolution 1541 (XV) and other relevant resolutions and decisions;

4. *Welcomes* the preparations made for a new constitution, urges that constitutional discussions with the administering Power, including public consultations, be concluded as soon as possible, and notes the first stage of amendments to the Constitution, which came into force on 14 May 2019;

5. *Requests* the administering Power to assist the Territory in its current efforts with regard to advancing the internal constitutional review exercise, if requested;

6. *Stresses* the importance of the previously expressed desire of the territorial Government for a visiting mission by the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, calls upon the administering Power to facilitate such a mission, if the territorial Government so desires, and requests the Chair of the Special Committee to take all the steps necessary to that end;

7. *Requests* the administering Power to assist the Territory by facilitating its work concerning public educational outreach efforts consistent with Article 73 *b* of the Charter, and in that regard calls upon the relevant United Nations organizations to provide assistance to the Territory, if requested;

8. *Calls upon* the administering Power to assist the territorial Government in strengthening its commitments in the economic domain, including budgetary matters, with regional support as needed and appropriate;

9. *Welcomes* the active participation of the Territory in the work of the Economic Commission for Latin America and the Caribbean;

10. *Stresses* that the Territory should continue to participate in the activities of the Special Committee, including regional seminars, in order to provide the Committee with up-to-date information regarding the decolonization process;

11. *Also stresses* the importance of the Special Committee being apprised of the views and wishes of the people of Anguilla and enhancing its understanding of

their conditions, including the nature and scope of the existing political and constitutional arrangements between Anguilla and the administering Power;

12. *Calls upon* the administering Power to participate in and cooperate fully with the work of the Special Committee in order to implement the provisions of Article 73 *e* of the Charter and the Declaration and in order to advise the Committee on the implementation of the provisions under Article 73 *b* of the Charter on efforts to promote self-government in Anguilla, and encourages the administering Power to facilitate visiting and special missions to the Territory;

13. *Reaffirms* the responsibility of the administering Power under the Charter to promote the economic and social development and to preserve the cultural identity of the Territory, and requests the administering Power to take steps to enlist and make effective use of all possible assistance, on both a bilateral and a multilateral basis, in the strengthening of the economy of the Territory;

14. *Takes into account* the 2030 Agenda for Sustainable Development,<sup>8</sup> including the Sustainable Development Goals, stresses the importance of fostering the economic and social sustainable development of the Territory by promoting sustained, inclusive and equitable economic growth, creating greater opportunities for all, reducing inequalities, raising basic standards of living, fostering equitable social development and inclusion and promoting the integrated and sustainable management of natural resources and ecosystems that supports, inter alia, economic, social and human development, while facilitating ecosystem conservation, regeneration, restoration and resilience in the face of new and emerging challenges, and strongly urges the administering Power to refrain from undertaking any kind of illicit, harmful and unproductive activities, including the use of the Territory as an international financial centre, that are not aligned with the interest of the people of the Territory;

15. *Requests* the Territory and the administering Power to take all measures necessary to protect and conserve the environment of the Territory against any degradation, and once again requests the specialized agencies concerned to monitor environmental conditions in the Territory and to provide assistance to the Territory, consistent with their prevailing rules of procedure;

16. *Reiterates its call upon* the administering Power, the specialized agencies and other organizations of the United Nations system and regional organizations to provide all the assistance necessary to the Territory, support the recovery and rebuilding efforts and enhance capabilities for emergency preparedness and risk reduction, in particular in the aftermath of Hurricane Irma and Hurricane Maria that impacted the Territory in 2017;

17. *Requests* the Special Committee to continue to examine the question of Anguilla and to report thereon to the General Assembly at its seventy-seventh session and on the implementation of the present resolution.

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<sup>8</sup> Resolution 70/1.