

2. *Deplores* the fact reported by petitioners that the Mandatory Power has employed such means as deportations, dismissals from employment, threats of such action and other methods of intimidation to secure the removal of residents of the Windhoek Location to Katutura despite the continued opposition of the residents to their removal;

3. *Notes with deep concern* that the situation remains critical;

4. *Urges* the Mandatory Power to refrain from the use of direct or indirect force to secure the removal of Location residents;

5. *Requests* the Mandatory Power to take steps to prosecute and punish the civilian and military officers responsible for the death of eleven Africans and many other casualties in the Windhoek Native Location on the night of 10 to 11 December 1959, and to provide adequate compensation to the families of the victims;

6. *Draws the attention* of the Mandatory Power to the recommendations of the Committee on South West Africa concerning the measures which should be taken to alleviate the tension and unrest in the Windhoek area, and in particular to the recommendation that housing developments in urban areas of the Territory should be carried out in accordance with the freely expressed wishes of the peoples concerned.

*954th plenary meeting,
18 December 1960.*

1568 (XV). Question of South West Africa

The General Assembly,

Having recommended, in previous resolutions, that the Territory of South West Africa should be placed under the International Trusteeship System, and having repeatedly invited the Government of the Union of South Africa to propose, for the consideration of the General Assembly, a trusteeship agreement for South West Africa,

Having accepted, in resolution 449 A (V) of 13 December 1950, the advisory opinion of 11 July 1950 of the International Court of Justice on the question of South West Africa,¹³

Taking note with deep regret of the refusal of the Government of the Union of South Africa to modify its administration of the Territory in conformity with the purposes and principles of the Charter of the United Nations and to enter into negotiations with the United Nations, through the Committee on South West Africa, with a view to placing the Mandated Territory under the International Trusteeship System,

Noting with grave concern that the administration of the Territory, particularly in recent years, has been conducted in a manner increasingly contrary to the Mandate, the Charter of the United Nations, the Universal Declaration of Human Rights, the advisory opinions of the International Court of Justice and the resolutions of the General Assembly,

Considering that all the efforts of the United Nations to induce the Government of the Union of South Africa to modify the present principles and practices of that administration and to ensure the well-being and security of the indigenous inhabitants of the Territory have been of no avail,

Considering with concern that the present situation in South West Africa constitutes a serious threat to international peace and security,

Considering that most of the Mandated Territories which were placed under the International Trusteeship System have acceded or will soon accede to national independence,

Recognizing that the Territory of South West Africa has an inalienable right to independence and to the exercise of its full national sovereignty,

1. *Regrets* that the Government of the Union of South Africa has so far failed to respond to the repeated appeals of the General Assembly asking it to revise a policy which infringes the fundamental rights and freedoms of the indigenous inhabitants of South West Africa and imposes upon them disabilities of various kinds, hindering their political, economic and social advancement;

2. *Deplores and disapproves* the policy practised by the Government of the Union of South Africa contrary to its obligations under the international Mandate of 17 December 1920 for South West Africa;

3. *Deprecates* the application, in the Territory of South West Africa, of the policy of *apartheid*, and calls upon the Government of the Union of South Africa to revoke or rescind immediately all laws and regulations based on that policy;

4. *Invites* the Committee on South West Africa, in addition to its normal tasks, to go to South West Africa immediately to investigate the situation prevailing in the Territory and to ascertain and make proposals to the General Assembly on:

(a) The conditions for restoring a climate of peace and security;

(b) The steps which would enable the indigenous inhabitants of South West Africa to achieve a wide measure of internal self-government designed to lead them to complete independence as soon as possible;

5. *Urges* the Government of the Union of South Africa to facilitate the mission of the Committee on South West Africa;

6. *Requests* the Committee on South West Africa to make a preliminary report on the implementation of the present resolution to the General Assembly at its resumed fifteenth session;

7. *Requests* the Secretary-General to provide facilities for the execution of the present resolution.

*954th plenary meeting,
18 December 1960.*

1569 (XV). Question of the future of Western Samoa

The General Assembly,

Having examined the report of the Trusteeship Council on the Trust Territory of Western Samoa under New Zealand administration,²⁵ as well as the report of the United Nations Visiting Mission to the Trust Territory of Western Samoa, 1959,²⁶

Having taken note of the Constitution adopted by the Constitutional Convention of Western Samoa on 28 October 1960 and the resolutions adopted by that Convention,²⁷

²⁵ Official Records of the General Assembly, Fifteenth Session, Supplement No. 4 (A/4404), part II, chapter V.

²⁶ Official Records of the Trusteeship Council, Twenty-fourth Session, Supplement No. 2 (T/1483), document T/1449.

²⁷ Official Records of the General Assembly, Fifteenth Session, Annexes, agenda item 44, documents A/C.4/454 and Add.1.