

State Party receiving such a request shall enter into such consultations without delay. Any other State Party which requests to do so shall be entitled to take part in the consultations. Each State Party participating in such consultations shall seek a mutually acceptable resolution of any controversy and shall bear in mind the rights and interests of all States Parties. The Secretary-General of the United Nations shall be informed of the results of the consultations and shall transmit the information received to all States Parties concerned.

3. If the consultations do not lead to a mutually acceptable settlement which has due regard for the rights and interests of all States Parties, the parties concerned shall take all measures to settle the dispute by other peaceful means of their choice appropriate to the circumstances and the nature of the dispute. If difficulties arise in connexion with the opening of consultations or if consultations do not lead to a mutually acceptable settlement, any State Party may seek the assistance of the Secretary-General, without seeking the consent of any other State Party concerned, in order to resolve the controversy. A State Party which does not maintain diplomatic relations with another State Party concerned shall participate in such consultations, at its choice, either itself or through another State Party or the Secretary-General as intermediary.

Article 16

With the exception of articles 17 to 21, references in this Agreement to States shall be deemed to apply to any international intergovernmental organization which conducts space activities if the organization declares its acceptance of the rights and obligations provided for in this Agreement and if a majority of the States members of the organization are States Parties to this Agreement and to the Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space, including the Moon and Other Celestial Bodies.²⁰ States members of any such organization which are States Parties to this Agreement shall take all appropriate steps to ensure that the organization makes a declaration in accordance with the provisions of this article.

Article 17

Any State Party to this Agreement may propose amendments to the Agreement. Amendments shall enter into force for each State Party to the Agreement accepting the amendments upon their acceptance by a majority of the States Parties to the Agreement and thereafter for each remaining State Party to the Agreement on the date of acceptance by it.

Article 18

Ten years after the entry into force of this Agreement, the question of the review of the Agreement shall be included in the provisional agenda of the General Assembly of the United Nations in order to consider, in the light of past application of the Agreement, whether it requires revision. However, at any time after the Agreement has been in force for five years, the Secretary-General of the United Nations, as depositary, shall, at the request of one third of the States Parties to the Agreement and with the concurrence of the majority of the States Parties, convene a conference of the States Parties to review this Agreement. A review conference shall also consider the question of the implementation of the provisions of article 11, paragraph 5, on the basis of the principle referred to in paragraph 1 of that article and taking into account in particular any relevant technological developments.

Article 19

1. This Agreement shall be open for signature by all States at United Nations Headquarters in New York.

2. This Agreement shall be subject to ratification by signatory States. Any State which does not sign this Agreement before its entry into force in accordance with paragraph 3 of this article may accede to it at any time. Instruments of ratification or accession shall be deposited with the Secretary-General of the United Nations.

3. This Agreement shall enter into force on the thirtieth day following the date of deposit of the fifth instrument of ratification.

4. For each State depositing its instrument of ratification or accession after the entry into force of this Agreement, it shall enter into force on the thirtieth day following the date of deposit of any such instrument.

5. The Secretary-General shall promptly inform all signatory and acceding States of the date of each signature, the date of deposit of each instrument of ratification or accession to this Agreement, the date of its entry into force and other notices.

Article 20

Any State Party to this Agreement may give notice of its withdrawal from the Agreement one year after its entry into force by written notification to the Secretary-General of the United Nations. Such withdrawal shall take effect one year from the date of receipt of this notification.

Article 21

The original of this Agreement, of which the Arabic, Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the Secretary-General of the United Nations, who shall send certified copies thereof to all signatory and acceding States.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto by their respective Governments, have signed this Agreement, opened for signature at New York on . . .³¹

34/90. Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories

A

The General Assembly,

Guided by the purposes and principles of the Charter of the United Nations as well as the principles and provisions of the Universal Declaration of Human Rights,³²

Bearing in mind the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,³³ as well as of other relevant conventions and regulations,

Recalling all its resolutions on the subject, in particular resolutions 32/91 B and C of 13 December 1977 and 33/113 C of 18 December 1978, as well as those adopted by the Security Council, the Commission on Human Rights and other United Nations organs concerned and by the specialized agencies,

Having considered the report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories,³⁴ which contains, *inter alia*, public statements made by leaders of the Government of Israel,

1. *Commends* the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories for its efforts in performing the tasks assigned to it by the General Assembly and for its thoroughness and impartiality;

2. *Deplores* the continued refusal by Israel to allow the Special Committee access to the occupied territories;

3. *Calls again upon* Israel to allow the Special Committee access to the occupied territories;

4. *Deplores* the continued and persistent violation by Israel of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, and other applicable international instruments,

³¹ The Agreement was opened for signature on 18 December 1979.

³² Resolution 217 A (III).

³³ United Nations, *Treaty Series*, vol. 75, No. 973, p. 287.

³⁴ A/34/631.

and condemns in particular those violations which that Convention designates as "grave breaches" thereof;

5. *Condemns* the following Israeli policies and practices:

- (a) Annexation of parts of the occupied territories;
- (b) Establishment of new Israeli settlements and expansion of the existing settlements on private and public Arab lands, and transfer of an alien population thereto;
- (c) Evacuation, deportation, expulsion, displacement and transfer of Arab inhabitants of the occupied territories and denial of their right to return;
- (d) Confiscation and expropriation of private and public Arab property in the occupied territories and all other transactions for the acquisition of land involving the Israeli authorities, institutions or nationals on the one hand, and the inhabitants or institutions of the occupied territories on the other;
- (e) Destruction and demolition of Arab houses;
- (f) Mass arrests, administrative detention and ill-treatment of the Arab population;
- (g) Ill-treatment and torture of persons under detention;
- (h) Pillaging of archaeological and cultural property;
- (i) Interference with religious freedoms and practices as well as family rights and customs;
- (j) Illegal exploitation of the natural wealth, resources and population of the occupied territories;

6. *Reaffirms* that all measures taken by Israel to change the physical character, demographic composition, institutional structure or status of the occupied territories, or any part thereof, including Jerusalem, are null and void, and that Israel's policy of settling parts of its population and new immigrants in the occupied territories constitutes a flagrant violation of the Geneva Convention relative to the Protection of Civilian Persons in Time of War and of the relevant resolutions of the United Nations;

7. *Demands* that Israel desist forthwith from the policies and practices referred to in paragraphs 5 and 6 above;

8. *Reiterates its call* upon all States, in particular those States parties to the Geneva Convention relative to the Protection of Civilian Persons in Time of War, in accordance with article 1 of that Convention, and upon international organizations and the specialized agencies not to recognize any changes carried out by Israel in the occupied territories and to avoid actions, including those in the field of aid, which might be used by Israel in its pursuit of the policies of annexation and colonization or any of the other policies and practices referred to in the present resolution;

9. *Requests* the Special Committee, pending the early termination of the Israeli occupation, to continue to investigate Israeli policies and practices in the Arab territories occupied by Israel since 1967, to consult, as appropriate, with the International Committee of the Red Cross in order to ensure the safeguarding of the welfare and human rights of the population of the occupied territories and to report to the Secretary-General as soon as possible and whenever the need arises thereafter;

10. *Requests* the Special Committee to continue to investigate the treatment of civilians in detention in the Arab territories occupied by Israel since 1967;

11. *Requests* the Secretary-General:

- (a) To provide all necessary facilities to the Special Committee, including those required for its visits to the

occupied territories, with a view to investigating the Israeli policies and practices referred to in the present resolution;

(b) To continue to make available additional staff as may be necessary to assist the Special Committee in the performance of its tasks;

(c) To ensure the widest circulation of the reports of the Special Committee, and of information regarding its activities and findings, by all means available through the Department of Public Information of the Secretariat and, where necessary, to reprint those reports of the Special Committee which are no longer available;

(d) To report to the General Assembly at its thirty-fifth session on the tasks entrusted to him in the present paragraph;

12. *Decides* to include in the provisional agenda of its thirty-fifth session the item entitled "Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Population of the Occupied Territories".

99th plenary meeting
12 December 1979

B

The General Assembly,

Recalling its resolutions 3092 A (XXVIII) of 7 December 1973, 3240 B (XXIX) of 29 November 1974, 3525 B (XXX) of 15 December 1975, 31/106 B of 16 December 1976, 32/91 A of 13 December 1977 and 33/113 A of 18 December 1978,

Considering that the promotion of respect for the obligations arising from the Charter of the United Nations and other instruments and rules of international law is among the basic purposes and principles of the United Nations,

Bearing in mind the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,³⁵

Noting that Israel and those Arab States whose territories have been occupied by Israel since June 1967 are parties to that Convention,

Taking into account that States parties to that Convention undertake, in accordance with article 1 thereof, not only to respect but also to ensure respect for the Convention in all circumstances,

1. *Reaffirms* that the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, is applicable to Palestinian and other Arab territories occupied by Israel since 1967, including Jerusalem;

2. *Strongly deplores* the failure of Israel to acknowledge the applicability of that Convention to the territories it has occupied since 1967;

3. *Calls again upon* Israel to acknowledge and to comply with the provisions of that Convention in Palestinian and other Arab territories it has occupied since 1967, including Jerusalem;

4. *Urges once more* all States parties to that Convention to exert all efforts in order to ensure respect for and compliance with its provisions in Palestinian and other Arab territories occupied by Israel since 1967, including Jerusalem.

99th plenary meeting
12 December 1979

³⁵ United Nations, *Treaty Series*, vol. 75, No. 973, p. 287.

C

The General Assembly,

Recalling its resolutions 32/5 of 28 October 1977 and 33/113 B of 18 December 1978,

Expressing grave anxiety and concern at the present serious situation in the occupied Arab territories as a result of the continued Israeli occupation and the measures and actions taken by the Government of Israel, as the occupying Power, and designed to change the legal status, geographical nature and demographic composition of those territories,

Considering that the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,³⁶ is applicable to all the Arab territories occupied since 5 June 1967,

1. *Determines* that all such measures and actions taken by Israel in the Palestinian and other Arab territories occupied since 1967 have no legal validity and constitute a serious obstruction of efforts aimed at achieving a just and lasting peace in the Middle East;

2. *Strongly deplores* the persistence of Israel in carrying out such measures, in particular the establishment of settlements in the Palestinian and other occupied Arab territories;

3. *Calls again upon* Israel to comply strictly with its international obligations in accordance with the principles of international law and the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949;

4. *Calls once more upon* the Government of Israel, as the occupying Power, to desist forthwith from taking any action which would result in changing the legal status, geographical nature or demographic composition of the Arab territories occupied since 1967, including Jerusalem;

5. *Urges* all States parties to the Geneva Convention relative to the Protection of Civilian Persons in Time of War to respect and to exert all efforts in order to ensure respect for and compliance with its provisions in all the Arab territories occupied by Israel since 1967, including Jerusalem.

*99th plenary meeting
12 December 1979*

34/91. Question of the islands of Glorieuses, Juan de Nova, Europa and Bassas da India

The General Assembly,

Having considered the question of the islands of Glorieuses, Juan de Nova, Europa and Bassas da India,

Recalling its resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples,

Recalling further the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, contained in its resolution 2625 (XXV) of 24 October 1970,

Considering its resolution 34/21 of 9 November 1979, as well as previous resolutions on co-operation between the United Nations and the Organization of African Unity,

Bearing in mind the decisions on the islands of Glorieuses, Juan de Nova, Europa and Bassas da India

³⁶ *Ibid.*

adopted by the Assembly of Heads of State and Government of the Organization of African Unity at its fifteenth³⁷ and sixteenth³⁸ regular sessions, held at Khartoum from 18 to 22 July 1978 and at Monrovia from 17 to 20 July 1979,

Taking note of the part of the Political Declaration adopted by the Sixth Conference of Heads of State or Government of Non-Aligned Countries, held at Havana from 3 to 9 September 1979,³⁹ relating to the Malagasy islands in the Indian Ocean,

Recalling the relevant provisions of the Charter of the United Nations on the peaceful settlement of disputes,

Noting the request of Madagascar for the reintegration of the islands of Glorieuses, Juan de Nova, Europa and Bassas da India,⁴⁰

Considering that the Government of Madagascar has repeatedly signified its willingness to enter into negotiations with the Government of France with a view to finding a solution to the question in conformity with the purposes and principles of the Charter of the United Nations,

1. *Reaffirms* the necessity of scrupulously respecting the national unity and territorial integrity of a colonial territory at the time of its accession to independence;

2. *Takes note* of the resolution on the islands of Glorieuses, Juan de Nova, Europa and Bassas da India adopted by the Council of Ministers of the Organization of African Unity at its thirty-third ordinary session, held at Monrovia from 6 to 20 July 1979;⁴¹

3. *Invites* the Government of France to initiate negotiations without further delay with the Government of Madagascar for the reintegration of the above-mentioned islands, which were arbitrarily separated from Madagascar;

4. *Calls upon* the Government of France to repeal the measures which infringe the sovereignty and territorial integrity of Madagascar and to refrain from taking other measures that would have the same effect and could hinder the search for a just solution to the present dispute;

5. *Requests* the Secretary-General to follow the implementation of the present resolution and to report thereon to the General Assembly at its thirty-fifth session;

6. *Decides* to include in the provisional agenda of its thirty-fifth session an item entitled "Question of the Malagasy islands of Glorieuses, Juan de Nova, Europa and Bassas da India".

*99th plenary meeting
12 December 1979*

34/181. Co-operation and assistance in the application and improvement of national information and mass communication systems for social progress and development

The General Assembly,

Recalling its resolutions 1778 (XVII) of 7 December 1962, 3148 (XXVIII) of 14 December 1973, 31/139 of 16 December 1976 and 33/115 A of 18 December 1978,

³⁷ See A/33/235 and Corr.1.

³⁸ See A/34/552.

³⁹ See A/34/542, annex, sect. I, para. 100.

⁴⁰ See A/34/245, annex.

⁴¹ A/34/552, annex I, resolution CM/Res.732 (XXXIII).