

with a view to further promoting ratification of or accession to the Convention;

6. *Calls upon* all States parties to implement fully article IV of the Convention by adopting legislative, judicial and administrative measures to prosecute, bring to trial and punish, in accordance with their jurisdiction, persons responsible for, or accused of, the acts defined in article II of the Convention;

7. *Again calls upon* all States parties and the competent United Nations organs to consider the conclusions and recommendations of the Working Group contained in its reports²⁹ and to submit their views and comments to the Secretary-General;

8. *Expresses its appreciation* to the *Ad Hoc* Working Group of Experts of the Commission on Human Rights for the compilation of the list of individuals, organizations, institutions and representatives of States deemed responsible for crimes enumerated in article II of the Convention³⁰ and calls upon all States parties to give this list the widest possible dissemination;

9. *Welcomes* the efforts of the Commission on Human Rights to undertake the functions set out in article X of the Convention and invites the Commission to intensify, in co-operation with the Special Committee against *Apartheid*, its efforts to compile periodically the list of individuals, organizations, institutions and representatives of States deemed responsible for crimes enumerated in article II of the Convention, as well as those against whom or which legal proceedings have been undertaken;

10. *Requests* the Commission on Human Rights, in preparing the above-mentioned list, to take into account General Assembly resolution 33/23 of 29 November 1978 as well as the documents on this subject prepared by the Commission and its suborgans reaffirming, *inter alia*, that States giving assistance to the racist régime in South Africa become accomplices in the inhuman practices of racial discrimination and *apartheid*;

11. *Calls upon* the competent United Nations organs to continue to provide the Commission on Human Rights, through the Secretary-General, with information relevant to the periodic compilation of the above-mentioned list as well as with information concerning the obstacles which prevent the effective suppression and punishment of the crime of *apartheid*;

12. *Requests* the Secretary-General to distribute the above-mentioned list among all States parties to the Convention and all States Members of the United Nations and to bring such facts to the attention of the public by all means of mass communication;

13. *Requests* the Secretary-General to include in his next annual report under General Assembly resolution 3380 (XXX) a special section concerning the implementation of the Convention, taking into account the views and comments of States parties to the Convention called for in paragraph 7 above.

73rd plenary meeting
25 November 1980

35/40. Report of the Committee on the Elimination of Racial Discrimination

The General Assembly,

Recalling its resolutions 34/28 of 15 November 1979 on the report of the Committee on the Elimination of

Racial Discrimination and 34/26 of 15 November 1979 on the status of the International Convention on the Elimination of All Forms of Racial Discrimination, as well as its other relevant resolutions on the implementation of the Programme for the Decade for Action to Combat Racism and Racial Discrimination,³¹

Having considered the report of the Committee on the Elimination of Racial Discrimination on its twenty-first and twenty-second sessions,³² submitted under article 9, paragraph 2, of the International Convention on the Elimination of All Forms of Racial Discrimination,³³

Emphasizing the obligation of all States parties to the Convention to take legislative, judicial and other measures in order to secure full implementation of the provisions of the Convention,

Convinced that all Member States should take effective measures, at the national and international levels, to combat acts or practices of racial discrimination, including the vestiges and manifestations of racist ideologies wherever they exist,

Aware of the importance of the contribution of the Committee on the Elimination of Racial Discrimination to the implementation of the Programme for the Decade, through its activities within the framework of the implementation of the Convention,

1. *Takes note with appreciation* of the report of the Committee on the Elimination of Racial Discrimination on its twenty-first and twenty-second sessions;

2. *Welcomes* the readiness of the Committee to continue to contribute to the implementation of the Programme for the Decade for Action to Combat Racism and Racial Discrimination by, *inter alia*, intensifying the monitoring of the implementation of the provisions of the International Convention on the Elimination of All Forms of Racial Discrimination, preparing relevant studies on the Convention and expanding co-operation with the United Nations Educational, Scientific and Cultural Organization, the International Labour Organisation and other relevant bodies within the United Nations system;

3. *Requests* the Economic and Social Council to invite the Committee to take, within the context of its activities on the implementation of the Convention, active part in the preparations for the work of the second World Conference to Combat Racism and Racial Discrimination in the manner the Committee finds appropriate;

4. *Requests* the Secretary-General to provide necessary assistance to the Committee regarding its activities connected with its contribution to the implementation of the Programme for the Decade, as referred to in paragraphs 2 and 3 above;

5. *Commends* the Committee for paying greater attention to the question of the elimination of the policy of *apartheid* in South Africa and Namibia, as well as to the elimination of acts and practices of racial discrimination in Trust and Non-Self-Governing Territories and in all other Territories to which General Assembly resolution 1514 (XV) of 14 December 1960 applies;

6. *Further commends* the Committee for paying due attention to the protection of the rights of national or ethnic minorities and indigenous populations, as well as the rights of migrant workers, and calls upon all Member States to take effective measures in protecting fully

²⁹ Resolution 3057 (XXVIII), annex.

³² *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 18 (A/35/18).*

³³ Resolution 2106 A (XX), annex.

²⁹ E/CN.4/1328, sect. VI, and E/CN.4/1358, sect. IV.

³⁰ E/CN.4/1366, annex III.

these groups of people from discrimination based on race, colour, descent or national or ethnic origin;

7. *Calls upon* the United Nations bodies concerned to ensure that the Committee is supplied with all relevant information on all the Territories to which General Assembly resolution 1514 (XV) applies and urges the administering Powers to co-operate with these bodies by providing all necessary information in order to enable the Committee to discharge fully its responsibilities under article 15 of the Convention;

8. *Notes with appreciation* the adoption by the Committee of the revised general guidelines concerning the form and contents of reports by States parties under article 9, paragraph 1, of the Convention³⁴ and invites States parties to supply the Committee, in accordance with these guidelines, with information on the implementation of the provisions of the Convention, including information on the demographic composition of their population and on their relations with the racist régime of South Africa;

9. *Urges* all States parties to the Convention to extend full co-operation to the Committee and notes with regret that on one occasion such co-operation was withheld by one State party;

10. *Expresses its grave concern* that some States parties to the Convention, owing to reasons beyond their control, are being prevented from fulfilling their obligations under the Convention in parts of their respective territories;

11. *Urges* all States which are not parties to the Convention to ratify or to accede to it and, pending such ratification or accession, to be guided by the basic provisions of the Convention in their internal and foreign policies;

12. *Urges* Member States to attend sessions of the Committee and to encourage their national mass media to give wider publicity to the Committee, as well as to the Convention;

13. *Requests* the Secretary-General to make appropriate arrangements for the Committee to hold, as part of activities within the Programme for the Decade, one session in one of the developing countries, preferably in Africa, before the end of the Decade and to report in this regard to the General Assembly at its thirty-sixth session.

73rd plenary meeting
25 November 1980

35/41. Report of the United Nations High Commissioner for Refugees

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The General Assembly,

Having considered the report of the United Nations High Commissioner for Refugees on the activities of his Office,³⁵ as well as the report of the Executive Committee of the Programme of the High Commissioner on its thirty-first session,³⁶ and having heard the High Commissioner's statement,³⁷

Recalling its resolutions 34/60, 34/61 and 34/62 of 29 November 1979,

Expressing concern at the persistence and gravity of the problems of refugees and displaced persons in all parts of the world, particularly in different parts of Africa and Asia,

Noting with deep appreciation the positive responses of Governments to the problems of refugees and displaced persons of concern to the Office of the High Commissioner through offers of asylum, resettlement, rehabilitation and financial contributions, as well as the generous support given to the Office of the High Commissioner in its humanitarian task,

Reaffirming the humanitarian character of the activities of the Office of the High Commissioner,

Considering further the continuing and urgent need for a substantial international humanitarian effort to promote durable solutions to the problems of refugees and displaced persons, drawing particular attention to women and children the world over, and welcoming the recommendations on this subject in the Programme of Action for the Second Half of the United Nations Decade for Women: Equality, Development and Peace adopted at the World Conference of the United Nations Decade for Women,³⁸

Noting with concern that refugees encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of *refoulement*, arbitrary detention and physical violence,

Deploring, in particular, the instances of physical attacks on asylum seekers at sea and of military attacks on refugee camps in southern Africa,

Drawing attention to the problem of refugees rescued at sea and the difficulties encountered for their disembarkation,

Taking note of resolution CM/Res.814 (XXXV) concerning the situation of refugees in Africa, adopted by the Council of Ministers of the Organization of African Unity at its thirty-fifth ordinary session, held at Freetown from 18 to 28 June 1980,³⁹ and of Economic and Social Council resolution 1980/55 of 24 July 1980 concerning the organization of an international conference on assistance to refugees in Africa,

1. *Commends* the United Nations High Commissioner for Refugees and his staff for the dedication they have continued to demonstrate in discharging their responsibilities for protecting and assisting refugees and displaced persons throughout the world;

2. *Takes note* of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and encourages him to continue these efforts within the framework of comprehensive action and in close contact with the Executive Committee of the Programme of the High Commissioner and on the basis of the principles and guidelines of the General Assembly;

3. *Calls upon* the international community to share the burden of assisting refugees and displaced persons of concern to the High Commissioner the world over, in particular in the developing countries;

4. *Reaffirms* the essential importance of the High Commissioner's action to provide international protec-

³⁴ *Official Records of the General Assembly, Thirty-fifth Session, Supplement No. 18 (A/35/18), annex IV.*

³⁵ *Ibid.*, Supplement No. 12 (A/35/12).

³⁶ *Ibid.*, Supplement No. 12A (A/35/12/Add.1).

³⁷ *Ibid.*, Thirty-fifth Session, Third Committee, 51st meeting, paras. 1-8.

³⁸ *Report of the World Conference of the United Nations Decade for Women: Equality, Development and Peace, Copenhagen, 14-30 July 1980* (United Nations publication, Sales No. E.80.IV.3 and corrigendum), chap. I, sect. A.

³⁹ See A. 35/467 and Corr.1, annex I.