

#### RULE 6

The Council shall make arrangements for financing the conference, except that any arrangements involving the expenditure of funds of the United Nations shall be subject to the applicable regulations, rules and resolutions of the General Assembly.

#### RULE 7

The Council:

(a) Shall prepare, or request the Secretary-General to prepare, provisional rules of procedure for the conference;

(b) May establish a preparatory committee to carry out such functions in preparation for the conference as the Council shall indicate;

(c) May request the Secretary-General to perform such functions in preparation for the conference as the Council shall indicate.

#### RULE 8

The Council may invite specialized agencies in relationship with the United Nations and non-governmental organizations having consultative status with the Council to take part in conferences called under these rules. The representatives of such agencies or organizations shall be entitled to the same rights and privileges as at sessions of the Council itself, unless the Council decides otherwise.

#### RULE 9

Subject to any decisions and directions of the Council, the Secretary-General shall appoint an executive secretary for the conference, provide the secretariat and services required and make such other administrative arrangements as may be necessary.

*266th plenary meeting,  
3 December 1949.*

### 367 (IV). Draft rules for the calling of non-governmental conferences

*The General Assembly*

Requests the Secretary-General to prepare, after consulting the Economic and Social Council, draft rules for the calling of non-governmental conferences, with a view to their study by the General Assembly.

*266th plenary meeting,  
3 December 1949.*

### 368 (IV). Invitations to be addressed to non-member States to become parties to the Convention on the Prevention and Punishment of the Crime of Genocide

*The General Assembly,*

Considering that article XI of the Convention on the Prevention and Punishment of the Crime of Genocide, approved by General Assembly resolution 260 (III) A<sup>1</sup> of 9 December 1948, provides, *inter alia*, that the Convention shall be open to signature and ratification or to accession on behalf of any non-member State to which an invitation has been addressed by the General Assembly.

<sup>1</sup> See *Official Records of the Third Session of the General Assembly, Part I, Resolutions*, page 174.

Considering that it is desirable to send invitations to those non-member States which, by their participation in activities related to the United Nations, have expressed a desire to advance international co-operation,

1. Decides to request the Secretary-General to dispatch the invitations above-mentioned to each non-member State which is or hereafter becomes an active member of one or more of the specialized agencies of the United Nations, or which is or hereafter becomes a Party to the Statute of the International Court of Justice;

2. Remains convinced of the necessity of inviting Members of the United Nations which have not yet done so to sign or ratify the Convention on the Prevention and Punishment of the Crime of Genocide as soon as possible.

*266th plenary meeting,  
3 December 1949.*

### 369. (IV). Draft Convention on the Declaration of Death of Missing Persons

*The General Assembly,*

Considering resolution 249 (IX)<sup>15</sup> of 9 August 1949 approved by the Economic and Social Council,

Considering that the Economic and Social Council was not able to examine the draft Convention on the Declaration of Death of Missing Persons<sup>15a</sup> prepared by the *Ad Hoc* Committee established to prepare the draft,

Considering that the General Assembly should undertake a detailed study of conventions prepared by small groups only if one of its main Committees disposes of the necessary time; that, when the contrary is the case, it can call a conference of plenipotentiaries for the purposes of studying and drafting the convention,

Recognizing the importance and urgency of the question,

Recognizing also the legal difficulties arising, in particular because of differences of legislation in the matter,

1. Decides that an international conference of Government representatives be convened not later than 1 April 1950 with a view to concluding a multilateral convention on the subject;

2. Instructs the Secretary-General:

(a) To issue invitations to the Governments of Member States to such a conference, asking all Governments interested to inform him as soon as possible of their acceptance;

(b) To take all other measures necessary for the convening of the conference;

3. Refers also the draft Convention on the Declaration of Death of Missing Persons to Member States to enable them to examine it and consider the possibility of adopting, if necessary, legislative measures on the legal status of persons missing as a result of events of war or other disturbances of peace during the post-war years until the present time.

<sup>15</sup> See *Official Records of the Economic and Social Council, Fourth Year, Ninth Session, Resolutions*, page 61.

<sup>15a</sup> See document E/1368.

4. *Requests* the Member States to transmit their comments to the Secretary-General so that he may report on them to the General Assembly at its next regular session.

*266th plenary meeting,  
3 December 1949.*

### **370 (IV). Privileges and immunities of the United Nations**

*The General Assembly*

*Takes note* of the Secretary-General's report presented in documents A/940, A/940/Add.1 and A/940/Add.2.<sup>15b</sup>

*266th plenary meeting,  
3 December 1949.*

### **371 (IV). Permanent missions to the United Nations**

*The General Assembly,*

*Having examined* the Secretary-General's report<sup>16</sup> on permanent missions to the United Nations (A/939/Rev.1 and A/939/Rev./Add.1) submitted in compliance with General Assembly resolution 257 (III) A<sup>17</sup> of 3 December 1948,

1. *Notes* with satisfaction that fifty-one Member States have set up permanent missions at the seat of the United Nations;

2. *Invites* all Member States which have set up such missions and which have not yet transmitted to the Secretary-General the credentials of their permanent representatives to do so as soon as possible.

*266th plenary meeting,  
3 December 1949.*

### **372 (IV). Designation of non-member States to which a certified copy of the Revised General Act for the Pacific Settlement of International Disputes shall be communicated by the Secretary-General for the purpose of accession to this Act**

*The General Assembly,*

*Noting* that no State Member of the United Nations has as yet adhered to the Revised General Act for the Pacific Settlement of International Disputes (General Assembly resolution 268 (III) A<sup>18</sup> of 28 April 1949),

*Decides* to defer to a later date the consideration of the item "Designation of non-member States to which a certified copy of the Revised General Act for the Pacific Settlement of International Disputes shall be communicated by the Secretary-General for the purpose of accession to this Act".

*266th plenary meeting,  
3 December 1949.*

<sup>15b</sup> See *Official Records of the fourth session of the General Assembly, Annex to the Sixth Committee*.

<sup>16</sup> See *Official Records of the fourth session of the General Assembly, Annex to the Sixth Committee*, document A/939/Rev.1.

<sup>17</sup> See *Official Records of the third session of the General Assembly, Part I, Resolutions*, page 171.

<sup>18</sup> See *Official Records of the third session of the General Assembly, Part II, Resolutions*, page 10.

### **373 (IV). Approval of part I of the report of the International Law Commission covering its first session**

*The General Assembly,*

*Noting* from part I of the report<sup>19</sup> of the International Law Commission covering its first session that the Commission has dealt, within its competence, with the studies entrusted to it by the General Assembly in relation to the codification and progressive development of international law,

1. *Congratulates* the Commission on the work it has undertaken and on the work still in progress;

2. *Approves* part I of the report of the International Law Commission.

*270th plenary meeting,  
6 December 1949.*

### **374 (IV). Recommendation to the International Law Commission to include the régime of territorial waters in its list of topics to be given priority**

*The General Assembly,*

*Noting* that the International Law Commission has decided<sup>20</sup> to give priority to the following three topics:

1. Law of treaties
2. Arbitral procedure
3. Régime of the high seas,

*Considering* that the topics of the régime of the high seas and the régime of territorial waters are closely related,

*Recommends* to the International Law Commission that it include the topic of the régime of territorial waters in its list of priorities.

*270th plenary meeting,  
6 December 1949.*

### **375 (IV). Draft Declaration on Rights and Duties of States**

*The General Assembly,*

*Having received* the draft Declaration on Rights and Duties of States<sup>21</sup> prepared by the International Law Commission in pursuance of the instruction given to it by the General Assembly in resolution 178 (II)<sup>22</sup> of 21 November 1947,

*Considering* that it is a responsibility of the United Nations, and more especially of the General Assembly, under Article 13 of the Charter, to encourage the progressive development of international law and its codification,

*Considering* that at the present time it has encountered some difficulties in formulating basic rights and duties of States in the light of new developments of international law and in harmony with the Charter of the United Nations, and recognizing the need of continuing study with regard to this subject,

<sup>19</sup> See *Official Records of the fourth session of the General Assembly, Supplement No. 10*.

<sup>20</sup> *Ibid.*, page 3.