

4. *Encourages* the Secretary-General in his efforts to enable the United Nations to anticipate and react more adequately and speedily to cases requiring humanitarian assistance, as mentioned in his report on the work of the Organization;¹¹⁹

5. *Invites* the Commission on Human Rights to keep the question of human rights and mass exoduses under review with the objective of making appropriate recommendations concerning further measures to be taken in this field;

6. *Decides* to review the question of human rights and mass exoduses at its fortieth session.

101st plenary meeting
14 December 1984

39/118. Human rights in the administration of justice

The General Assembly,

Mindful of articles 3, 5, 9, 10 and 11 of the Universal Declaration of Human Rights,¹²⁰ as well as the relevant provisions of the International Covenant on Civil and Political Rights,¹²¹ in particular article 6, which explicitly states that no one shall be arbitrarily deprived of his life,

Recalling its resolutions 2858 (XXVI) of 20 December 1971 and 3144 (XXVIII) of 14 December 1973 on human rights in the administration of justice,

Recalling also Economic and Social Council resolutions 1984/47 and 1984/50 of 25 May 1984, in which, *inter alia*, the Council approved the procedures for the effective implementation of the Standard Minimum Rules for the Treatment of Prisoners¹²² and the safeguards guaranteeing protection of the rights of those facing the death penalty,

Acknowledging the important work accomplished by the Committee on Crime Prevention and Control at its eighth session,¹²³

Aware that the Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held from 26 August to 6 September 1985, will consider the issues related to the formulation and application of United Nations standards and norms in the administration of justice under item 7 of its provisional agenda, in accordance with Economic and Social Council resolution 1982/29 of 4 May 1982,

Convinced of the need for further co-ordinated and concerted action in promoting respect for the principles embodied in the aforementioned articles of the Universal Declaration of Human Rights,

1. *Reaffirms* the existing prohibition under international law of every form of cruel, inhuman or degrading treatment or punishment, and strongly condemns the practice of arbitrary and summary executions;

2. *Endorses* the recommendations contained in Economic and Social Council resolutions 1984/47 and 1984/50 on procedures for the effective implementation of the Standard Minimum Rules for the Treatment of Prisoners and on safeguards guaranteeing protection of the rights of those facing the death penalty, respectively, as well as the provisions of their annexes;

3. *Calls upon* Member States to spare no effort in providing for adequate mechanisms, procedures and resources so as to ensure the implementation of these recommendations, both in law and in practice;

4. *Requests* the Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders, under item 7 of its provisional agenda, to give urgent attention to the matter of devising ways and means to ensure more effective application of existing standards and to report thereon to the General Assembly at its fortieth session;

5. *Requests* the Secretary-General to discharge fully his tasks in connection with the implementation of the Standard Minimum Rules for the Treatment of Prisoners, particularly with regard to procedures 7, 8, 9 and 10 contained in the annex to Economic and Social Council resolution 1984/47, and to employ his best endeavours in cases where the safeguards guaranteeing the protection of the rights of those facing the death penalty are violated;

6. *Requests* the Economic and Social Council, through the Committee on Crime Prevention and Control, to keep these matters under constant review;

7. *Invites* the specialized agencies and other organizations of the United Nations system, as well as intergovernmental and non-governmental organizations concerned, to continue to co-operate with the Secretary-General in these endeavours by providing assistance, as may be appropriate, and by submitting proposals for relevant action to the Seventh Congress;

8. *Decides* to consider at its fortieth session the question of human rights in the administration of justice.

101st plenary meeting
14 December 1984

39/119. Situation of human rights and fundamental freedoms in El Salvador

The General Assembly,

Guided by the principles of the Charter of the United Nations, the Universal Declaration of Human Rights,¹²⁴ the International Covenant on Civil and Political Rights¹²⁵ and by the humanitarian rules set out in the Geneva Conventions of 12 August 1949¹²⁶ and Additional Protocols I and II thereto,¹²⁷

Aware that the Governments of all Member States have an obligation to promote and protect human rights and fundamental freedoms and to carry out the responsibilities they have undertaken under various international human rights instruments,

Recalling that, in its resolutions 35/192 of 15 December 1980, 36/155 of 16 December 1981, 37/185 of 17 December 1982 and 38/101 of 16 December 1983, it expressed deep concern at the situation of human rights in El Salvador,

Bearing in mind Commission on Human Rights resolutions 32 (XXXVII) of 11 March 1981,¹²⁸ in which the Commission decided to appoint a Special Representative on the situation of human rights in El Salvador, 1982/28 of 11 March 1982,¹²⁷ 1983/29 of 8 March 1983¹²⁸ and

¹¹⁹ See *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 1 (A/39/1)*.

¹²⁰ Resolution 217 A (III).

¹²¹ See resolution 2200 A (XXI), annex.

¹²² *First United Nations Congress on the Prevention of Crime and the Treatment of Offenders: report prepared by the Secretariat* (United Nations publication, Sales No. 1956.IV.4), annex I.A.

¹²³ See *Official Records of the Economic and Social Council, 1984, Supplement No. 6 (E/1984/16)*.

¹²⁴ United Nations, *Treaty Series*, vol. 75, Nos. 970-973.

¹²⁵ A/32/144, annexes I and II.

¹²⁶ See *Official Records of the Economic and Social Council, 1981, Supplement No. 5 (E/1981/25 and Corr.1)*, chap. XXVIII, sect. A.

¹²⁷ *Ibid.*, 1982, Supplement No. 2 (E/1982/12 and Corr.1), chap. XXVI, sect. A.

¹²⁸ *Ibid.*, 1983, Supplement No. 3 (E/1983/13 and Corr.1), chap. XXVII, sect. A.