

effectiveness and would be a useful contribution towards achieving the complete elimination of *apartheid*.

1. *Takes note* of the report of the Secretary-General on the status of the International Convention on the Suppression and Punishment of the Crime of *Apartheid*;³⁰

2. *Commends* those States parties to the Convention that have submitted their reports under article VII thereof;

3. *Appeals once again* to those States that have not yet done so to ratify or to accede to the Convention without further delay, in particular those States which have jurisdiction over transnational corporations operating in South Africa and Namibia;

4. *Expresses its appreciation* of the constructive role played by the Group of Three of the Commission on Human Rights, established in accordance with article IX of the Convention, in analysing the periodic reports of States and in publicizing the experience gained in the international struggle against the crime of *apartheid*;

5. *Calls upon* all States parties to the Convention to adopt 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 enumerated in article II of the Convention;

6. *Further calls upon* States parties to the Convention to submit their opinions on the extent and the nature of the responsibility of transnational corporations for the continued existence of the system of *apartheid* in South Africa and on the application of article III of the Convention to the activities of those corporations;

7. *Requests* the Commission on Human Rights to intensify, in co-operation with the Special Committee against *Apartheid*, its efforts to compile periodically the progressive 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;

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

9. *Appeals* to all States, United Nations organs, specialized agencies and international and national non-governmental organizations to step up their activities in enhancing public awareness by denouncing the crimes committed by the racist régime of South Africa;

10. *Requests* the Secretary-General to intensify his efforts, through appropriate channels, to disseminate information on the Convention and its implementation with a view to promoting further ratification of or accession to the Convention;

11. *Requests* the Secretary-General to include in his next annual report under General Assembly resolution 3380 (XXX) of 10 November 1975 a special section concerning the implementation of the Convention.

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³⁰ A/39/460.

³¹ Resolution 2106 A (XX), annex.

³² A/39/459.

³³ See resolution 38/14.

39/20. Status of the International Convention on the Elimination of All Forms of Racial Discrimination

The General Assembly,

Recalling its resolutions 3057 (XXVIII) of 2 November 1973, 3135 (XXVIII) of 14 December 1973, 3225 (XXIX) of 6 November 1974, 3381 (XXX) of 10 November 1975, 31/79 of 13 December 1976, 32/11 of 7 November 1977, 33/101 of 16 December 1978, 34/26 of 15 November 1979, 35/38 of 25 November 1980, 36/11 of 28 October 1981, 37/45 of 3 December 1982 and 38/18 of 22 November 1983,

Expressing its satisfaction at the entry into force, on 3 December 1982, of the competence of the Committee on the Elimination of Racial Discrimination to accept and to examine communications from persons or groups of persons under article 14 of the International Convention on the Elimination of All Forms of Racial Discrimination;³¹

1. *Takes note* of the report of the Secretary-General on the status of the International Convention on the Elimination of All Forms of Racial Discrimination;³²

2. *Expresses its satisfaction* at the increase in the number of States that have ratified the Convention or acceded thereto;

3. *Reaffirms once again its conviction* that ratification of or accession to the Convention on a universal basis and implementation of its provisions are necessary for the realization of the objectives of the Second Decade to Combat Racism and Racial Discrimination;³³

4. *Requests* those States that have not yet become parties to the Convention to ratify it or accede thereto;

5. *Calls upon* States parties to the Convention to consider the possibility of making the declaration provided for in article 14 of the Convention;

6. *Requests* the Secretary-General to continue to submit to the General Assembly annual reports concerning the status of the Convention, in accordance with Assembly resolution 2106 A (XX) of 21 December 1965.

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39/21. Report of the Committee on the Elimination of Racial Discrimination

The General Assembly,

Recalling its resolutions 38/21 of 22 November 1983 on the report of the Committee on the Elimination of Racial Discrimination and 39/20 of 23 November 1984 on the status of the International Convention on the Elimination of All Forms of Racial Discrimination,³⁴ as well as its other relevant resolutions on the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination;³⁵

Having considered the report of the Committee on the Elimination of Racial Discrimination on the work of its twenty-ninth and thirtieth sessions,³⁶ submitted under article 9, paragraph 2, of the International Convention on the Elimination of All Forms of Racial Discrimination,

Emphasizing that it is important for the success of the struggle against all instances of racial discrimination, including vestiges and manifestations of racist ideologies wherever they exist, that all Member States be guided in

³⁴ Resolution 2106 A (XX), annex.

³⁵ Resolution 38/14, annex.

³⁶ *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 18 (A/39/18)*

their internal and foreign policies by the basic provisions of the Convention,

Bearing in mind the fact that the Convention is being implemented in different economic, social and cultural conditions prevailing in individual States parties,

Mindful of the obligation of all States parties to comply fully with the provisions of the Convention,

Aware of the importance of the contribution of the Committee on the Elimination of Racial Discrimination to the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination,

Taking note of the decisions adopted and the recommendations made by the Committee at its twenty-ninth and thirtieth sessions,

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

2. *Strongly condemns* the policy of *apartheid* in South Africa and Namibia as a crime against humanity and urges all Member States to adopt effective political, economic and other measures in conformity with the relevant resolutions of the General Assembly, the Security Council and other United Nations bodies, in order to support the legitimate struggle of the oppressed people of South Africa and Namibia for their national liberation and human dignity, and to secure the elimination of the racist *apartheid* system;

3. *Takes note with appreciation* of the report submitted to the Committee by the United Nations Council for Namibia³⁷ as the legal Administering Authority for Namibia until independence and encourages the Council in its determined endeavours towards the elimination of *apartheid* from the Territory and the attainment of independence of the people of Namibia;

4. *Commends* the Committee for its continuous endeavours towards the elimination of *apartheid* in South Africa and Namibia and of all forms of discrimination based on race, colour, descent or national or ethnic origin, wherever it exists;

5. *Takes note with appreciation* of the Committee's decision to participate actively in the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination;³⁸

6. *Requests* the Secretary-General to explore the possibilities of issuing as United Nations publications the two studies prepared by the Committee on articles 4³⁹ and 7⁴⁰ of the International Convention on the Elimination of All Forms of Racial Discrimination;

7. *Welcomes* the efforts of the Committee aimed at the elimination of all forms of discrimination against national or ethnic minorities, persons belonging to such minorities and indigenous populations, wherever such discrimination exists, and the attainment of the full enjoyment of their human rights through the implementation of the principles and provisions of the Convention;

8. *Welcomes further* the efforts of the Committee aimed at the elimination of all forms of discrimination against migrant workers and their families, the promotion of their rights on a non-discriminatory basis and the achievement of their full equality, including the freedom to maintain their cultural characteristics;

9. *Calls upon* all Member States to adopt effective legislative, socio-economic and other necessary measures in order to ensure the prevention or elimination of discrimination based on race, colour, descent or national or ethnic origin;

10. *Further calls upon* States parties to the Convention to protect fully, by the adoption of the relevant legislative and other measures, in conformity with the Convention, the rights of national or ethnic minorities and persons belonging to such minorities, as well as the rights of indigenous populations;

11. *Commends* States parties to the Convention on measures taken to ensure, within their jurisdiction, the availability of appropriate recourse procedures for the victims of racial discrimination;

12. *Reiterates its invitation* to the States parties to the Convention to provide the Committee, in accordance with its general 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;

13. *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) of 14 December 1960 applies and urges again the administering Powers to co-operate with these bodies by providing all the necessary information in order to enable the Committee to discharge fully its responsibilities under article 15 of the Convention;

14. *Appeals* to the States parties to take fully into consideration their obligation under the Convention to submit their reports in due time;

15. *Takes note* of the decision of the Committee to hold its session in one of the African countries at the appropriate time⁴¹ and requests the Secretary-General to explore the possibilities and financial implications of holding that session within the context of the Second Decade to Combat Racism and Racial Discrimination and to inform the General Assembly and the Committee on his findings;

16. *Requests* the Secretary-General to take the necessary steps to ensure wider publicity of the work of the Committee, which would facilitate its task to implement effectively its functions under the Convention.

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39/22. International Youth Year: Participation, Development, Peace

The General Assembly,

Recalling its resolutions 34/151 of 17 December 1979, 35/126 of 11 December 1980, 36/28 of 13 November 1981, 37/48 of 3 December 1982 and 38/22 of 22 November 1983,

Recognizing the profound importance of the direct participation of youth in shaping the future of mankind and the valuable contribution that youth can make in the implementation of the new international economic order based on equity and justice,

Considering it necessary to disseminate among youth the ideals of peace, respect for human rights and funda-

³⁷ CERD/C/101/Add.7.

³⁸ See *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 18 (A/39/18)*, para. 591.

³⁹ A/CONF.119/10.

⁴⁰ A/CONF.119/11.

⁴¹ See *Official Records of the General Assembly, Thirty-ninth Session, Supplement No. 18 (A/39/18)*, para. 593.