

IX. RESOLUTIONS ADOPTED ON THE REPORTS OF THE SIXTH COMMITTEE¹

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40/61. Measures to prevent international terrorism which endangers or takes innocent human lives or jeopardizes fundamental freedoms and study of the underlying causes of those forms of terrorism and acts of violence which lie in misery, frustration, grievance and despair and which cause some people to sacrifice human lives, including their own, in an attempt to effect radical changes

The General Assembly,

Recalling its resolutions 3034 (XXVII) of 18 December 1972, 31/102 of 15 December 1976, 32/147 of 16 Decem-

ber 1977, 34/145 of 17 December 1979, 36/109 of 10 December 1981 and 38/130 of 19 December 1983,

Recalling also the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations,² the Declaration on the Strengthening of International Security,³ the Definition of Aggression⁴ and relevant instruments on international humanitarian law applicable in armed conflict,

Further recalling the existing international conventions relating to various aspects of the problem of international terrorism, *inter alia*, the Convention on Offences and Certain Other Acts Committed on Board Aircraft, signed at

¹ For the decisions adopted on the reports of the Sixth Committee, see sect X.B.8.

² Resolution 2625 (XXV), annex.

³ Resolution 2734 (XXV).

⁴ Resolution 3314 (XXIX), annex.

Tokyo on 14 September 1963,⁵ the Convention for the Suppression of Unlawful Seizure of Aircraft, signed at The Hague on 16 December 1970,⁶ the Convention for the Suppression of Unlawful Acts against the Safety of Civil Aviation, signed at Montreal on 23 September 1971,⁷ the Convention on the Prevention and Punishment of Crimes against Internationally Protected Persons, including Diplomatic Agents, signed at New York on 14 December 1973,⁸ and the International Convention against the Taking of Hostages, adopted at New York on 17 December 1979.⁹

Deeply concerned about the world-wide escalation of acts of terrorism in all its forms, which endanger or take innocent human lives, jeopardize fundamental freedoms and seriously impair the dignity of human beings,

Taking note of the deep concern and condemnation of all acts of international terrorism expressed by the Security Council and the Secretary-General,

Convinced of the importance of expanding and improving international co-operation among States, on a bilateral and multilateral basis, which will contribute to the elimination of acts of international terrorism and their underlying causes and to the prevention and elimination of this criminal scourge,

Reaffirming the principle of self-determination of peoples enshrined in the Charter of the United Nations,

Reaffirming also the inalienable right to self-determination and independence of all peoples under colonial and racist régimes and other forms of alien domination, and upholding the legitimacy of their struggle, in particular the struggle of national liberation movements, in accordance with the purposes and principles of the Charter and of the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations,

Mindful of the necessity of maintaining and safeguarding the basic rights of the individual in accordance with the relevant international human rights instruments and generally accepted international standards,

Convinced of the importance of the observance by States of their obligations under the relevant international conventions to ensure that appropriate law enforcement measures are taken in connection with the offences addressed in those Conventions,

Expressing its concern that in recent years terrorism has taken on forms that have an increasingly deleterious effect on international relations, which may jeopardize the very territorial integrity and security of States,

Taking note of the report of the Secretary-General,¹⁰

1. *Unequivocally condemns*, as criminal, all acts, methods and practices of terrorism wherever and by whomever committed, including those which jeopardize friendly relations among States and their security;

2. *Deeply deplores* the loss of innocent human lives which results from such acts of terrorism;

3. *Also deplores* the pernicious impact of acts of international terrorism on relations of co-operation among States, including co-operation for development;

4. *Appeals* to all States that have not yet done so to consider becoming party to the existing international conventions relating to various aspects of international terrorism;

5. *Invites* all States to take all appropriate measures at the national level with a view to the speedy and final elimi-

nation of the problem of international terrorism, such as the harmonization of domestic legislation with existing international conventions, the fulfilment of assumed international obligations, and the prevention of the preparation and organization in their respective territories of acts directed against other States;

6. *Calls upon* all States to fulfil their obligations under international law to refrain from organizing, instigating, assisting or participating in terrorist acts in other States, or acquiescing in activities within their territory directed towards the commission of such acts;

7. *Urges* all States not to allow any circumstances to obstruct the application of appropriate law enforcement measures provided for in the relevant conventions to which they are party to persons who commit acts of international terrorism covered by those conventions;

8. *Also urges* all States to co-operate with one another more closely, especially through the exchange of relevant information concerning the prevention and combating of terrorism, the apprehension and prosecution or extradition of the perpetrators of such acts, the conclusion of special treaties and/or the incorporation into appropriate bilateral treaties of special clauses, in particular regarding the extradition or prosecution of terrorists;

9. *Further urges* all States, unilaterally and in co-operation with other States, as well as relevant United Nations organs, to contribute to the progressive elimination of the causes underlying international terrorism and to pay special attention to all situations, including colonialism, racism and situations involving mass and flagrant violations of human rights and fundamental freedoms and those involving alien occupation, that may give rise to international terrorism and may endanger international peace and security;

10. *Calls upon* all States to observe and implement the recommendations of the *Ad Hoc* Committee on International Terrorism contained in its report to the General Assembly at its thirty-fourth session;¹¹

11. *Also calls upon* all States to take all appropriate measures, as recommended by the International Civil Aviation Organization and as set forth in relevant international conventions, to prevent terrorist attacks against civil aviation transport and other forms of public transport;

12. *Encourages* the International Civil Aviation Organization to continue its efforts aimed at promoting universal acceptance of and strict compliance with the international air security conventions;

13. *Requests* the International Maritime Organization to study the problem of terrorism aboard or against ships with a view to making recommendations on appropriate measures;

14. *Requests* the Secretary-General to follow up, as appropriate, the implementation of the present resolution and to submit a report to the General Assembly at its forty-second session;

15. *Decides* to include the item in the provisional agenda of its forty-second session.

108th plenary meeting
9 December 1985

⁵ United Nations, *Treaty Series*, vol. 704, No. 10106, p. 219.

⁶ *Ibid.*, vol. 860, No. 12325, p. 106.

⁷ *United States Treaties and Other International Agreements*, vol. 24, part one (1973), p. 268.

⁸ United Nations, *Treaty Series*, vol. 1035, No. 15410, p. 167.

⁹ Resolution 34/146, annex.

¹⁰ A/40/445 and Add.1 and 2.

¹¹ *Official Records of the General Assembly, Thirty-fourth Session, Supplement No. 37 (A/34/37)*