

504 (VI). Measures to combat the threat of a new world war and to strengthen peace and friendship among the nations

The General Assembly,

Recalling its resolution 502 (VI) adopted at its 358th plenary meeting on 11 January 1952, which established a Disarmament Commission and authorized it to consider all proposals designed to achieve the regulation, limitation and balanced reduction of all armed forces and all armaments, including effective international control of atomic energy to ensure the prohibition of atomic weapons,

1. *Decides* to refer to the Disarmament Commission the proposals contained in paragraphs 3 to 7 inclusive of document A/C.1/698,⁴ together with any other proposals which may be made during the present session of the General Assembly on matters falling within the terms of reference of the Disarmament Commission;

2. *Decides* also to transmit to the Disarmament Commission for its information the records of the meetings of the First Committee at which this item was discussed.⁵

*363rd plenary meeting,
19 January 1952.*

505 (VI). Threats to the political independence and territorial integrity of China and to the peace of the Far East, resulting from Soviet violations of the Sino-Soviet Treaty of Friendship and Alliance of 14 August 1945 and from Soviet violations of the Charter of the United Nations

The General Assembly,

Considering that it is a prime objective of the United Nations "to establish conditions under which justice and respect for the obligations arising from treaties and other sources of international law can be maintained",

Noting that the Republic of China and the Union of Soviet Socialist Republics concluded on 14 August 1945 a Treaty⁶ of Friendship and Alliance which provides, *inter alia*,

(a) That the Contracting Parties "agree . . . to act in accordance with the principles of mutual respect for each other's sovereignty and territorial integrity and non-intervention in each other's internal affairs", and

(b) That "the Soviet Government agrees to render China moral support and assist her with military supplies and other material resources, it being understood that this support and assistance will go exclusively to the National Government as the Central Government of China",

Finding that the Union of Soviet Socialist Republics obstructed the efforts of the National Government of China in re-establishing Chinese national authority in

the three Eastern Provinces (Manchuria) after the surrender of Japan and gave military and economic aid to the Chinese Communists against the National Government of China,

Determines that the Union of Soviet Socialist Republics, in its relations with China since the surrender of Japan, has failed to carry out the Treaty of Friendship and Alliance between China and the Union of Soviet Socialist Republics of 14 August 1945.

*369th plenary meeting,
1 February 1952.*

506 (VI). Admission of new Members, including the right of candidate States to present proof of the conditions required under Article 4 of the Charter

A

The General Assembly,

Considering that the Charter of the United Nations provides that membership is open to all States not original Members of the Organization and that this universality is subject only to the conditions that they be peace-loving and accept the obligations contained in the Charter and, in the judgment of the Organization, are able and willing to carry out these obligations,

Considering that the judgment of the Organization that they are willing and able to carry out these obligations and are otherwise qualified for membership ought to be based on facts such as: the maintenance of friendly relations with other States, the fulfilment of international obligations and the record of a State's willingness and present disposition to submit international claims or controversies to pacific means of settlement established by international law,

Considering that, according to the advisory opinion⁷ of the International Court of Justice of 28 May 1948, a Member of the United Nations voting on the application of a State for membership in the United Nations is not juridically entitled to make its consent to admission dependent on conditions not expressly provided by paragraph 1 of Article 4 of the Charter; and that this opinion excludes the possibility that, consistently with the letter and spirit of the Charter, Members can base their votes on motives which are outside the scope of Article 4 of the Charter,

Considering that, not only for these reasons but also according to principles of international justice, it is not possible to deny to States candidates for membership in the United Nations the right to present proofs on facts such as those recited in the first paragraph of the preamble,

Recalling and reaffirming General Assembly resolutions 197 B (III) of 8 December 1948 and 296 K (IV) of 22 November 1949,

1. *Declares* that the judgment of the United Nations on the admission of new Members ought to be based exclusively on the conditions contained in Article 4 of the Charter;

⁴ *Ibid.*, Sixth Session, Annexes, agenda item 67.

⁵ *Ibid.*, Sixth Session, First Committee, 487th-493rd meetings.

⁶ See Treaty Series, Treaties and international agreements registered or filed and recorded with the Secretariat of the United Nations, Volume 10, 1947, No. 68, page 300.

⁷ See *Admission of a State to the United Nations (Charter, Article 4)*, Advisory Opinion, I.C.J. Reports, 1948, page 57.

2. *Recommends* that the Security Council reconsider all pending applications for the admission of new Members; that in this reconsideration, as well as in the consideration of all future applications, the members of the Council take into account such facts and evidence as States applicants for membership may present; and that the Security Council base its action exclusively on the conditions contained in the Charter and on the facts establishing the existence of these conditions;

3. *Requests* the permanent members of the Security Council to confer with one another soon with a view to assisting the Council to come to positive recommendations in regard to the pending applications for membership.

*369th plenary meeting,
1 February 1952.*

B

The General Assembly,

Having regard to the importance of the admission of new Members from the point of view of the

achievement of the purposes of the United Nations,

Desiring that the draft resolution submitted by the delegations of Costa Rica, El Salvador, Guatemala, Honduras and Nicaragua [A/C.1/708] requesting^a the International Court of Justice to give a further advisory opinion on the matter should be fully considered in all its aspects,

Decides

1. To request the Security Council to report to the General Assembly at its seventh session on the status of applications still pending;

2. To direct that the item "Admission of new Members" shall be included in the provisional agenda of the General Assembly at its next regular session;

3. To refer the draft resolution submitted by the delegations mentioned above and contained in document A/C.1/708 to the General Assembly at its next regular session for consideration under that item.

*370th plenary meeting,
1 February 1952.*

^a See *Official Records of the General Assembly, Sixth Session, Annexes*, agenda item 60.