

## XVI

### RESOLUTIONS ADOPTED ON THE REPORTS OF THE SIXTH COMMITTEE

**475 (V). Majority required for the adoption by the General Assembly of amendments to and parts of proposals relating to important questions**

*The General Assembly,*

Considering its resolution 362 (IV) of 22 October 1949 on the methods and procedures of the General Assembly,

Having examined the report<sup>1</sup> drawn up by the Secretary-General in pursuance of paragraph 7 of the above-mentioned resolution,

1. Resolves to insert in its rules of procedure a new rule 84 (a) worded as follows:

*“New rule 84 (a)*

*“Decisions of the General Assembly on amendments to proposals relating to important questions, and on parts of such proposals put to the vote separately, shall be made by a two-thirds majority of the Members present and voting.”;*

2. Resolves that this new rule of procedure shall enter into force as from the adoption of the present resolution by the General Assembly.

*298th plenary meeting,  
1 November 1950.*

**476 (V). Reparation for injuries incurred in the service of the United Nations**

*The General Assembly*

Takes note of the report<sup>2</sup> of the Secretary-General, pursuant to resolution 365 (IV) of 1 December 1949, on the status of claims for injuries incurred in the service of the United Nations and on the proceedings in connexion with them.

*299th plenary meeting,  
1 November 1950.*

**477 (V). Permanent invitation to the Secretary-General of the League of Arab States to attend sessions of the General Assembly**

*The General Assembly*

Requests the Secretary-General of the United Nations to invite the Secretary-General of the League of Arab

States to attend sessions of the General Assembly as an observer.

*299th plenary meeting,  
1 November 1950.*

**478 (V). Reservations to multilateral conventions**

*The General Assembly,*

Having examined the report<sup>3</sup> of the Secretary-General regarding reservations to multilateral conventions,

Considering that certain reservations to the Convention<sup>4</sup> on the Prevention and Punishment of the Crime of Genocide have been objected to by some States,

Considering that the International Law Commission is studying the whole subject of the law of treaties, including the question of reservations,<sup>5</sup>

Considering that different views regarding reservations have been expressed during the fifth session of the General Assembly, and particularly in the Sixth Committee<sup>6</sup>

I. Requests the International Court of Justice to give an advisory opinion on the following questions:

“In so far as concerns the Convention on the Prevention and Punishment of the Crime of Genocide in the event of a State ratifying or acceding to the Convention subject to a reservation made either on ratification or on accession, or on signature followed by ratification:

“I. Can the reserving State be regarded as being a party to the Convention while still maintaining its reservation if the reservation is objected to by one or more of the parties to the Convention but not by others?”

“II. If the answer to question I is in the affirmative, what is the effect of the reservation as between the reserving State and:

“(a) The parties which object to the reservation?

“(b) Those which accept it?”

“III. What would be the legal effect as regards the answer to question I if an objection to a reservation is made:

<sup>1</sup> See resolution 260 A (III).

<sup>2</sup> See document A/1356.

<sup>3</sup> See document A/1347.

<sup>4</sup> See *Official Records of the General Assembly, Fifth Session, Sixth Committee, Annexes, Agenda item 56, document A/1372.*

<sup>5</sup> See *Official Records of the General Assembly, Fifth Session, Supplement No. 12, paragraphs 160-164.*

<sup>6</sup> *Ibid.*, Sixth Committee, 217th-225th meetings

- “(a) By a signatory which has not yet ratified?  
 “(b) By a State entitled to sign or accede but which has not yet done so?”;

2. *Invites* the International Law Commission:

(a) In the course of its work on the codification of the law of treaties, to study the question of reservations to multilateral conventions both from the point of view of codification and from that of the progressive development of international law; to give priority to this study and to report thereon, especially as regards multilateral conventions of which the Secretary-General is the depositary, this report to be considered by the General Assembly at its sixth session;

(b) In connexion with this study, to take account of all the views expressed during the fifth session of the General Assembly, and particularly in the Sixth Committee;

3. *Instructs* the Secretary-General, pending the rendering of the advisory opinion by the International Court of Justice, the receipt of a report from the International Law Commission and further action by the General Assembly, to follow his prior practice with respect to the receipt of reservations to conventions and with respect to the notification and solicitation of approvals thereof, all without prejudice to the legal effect of objections to reservations to conventions as it may be recommended by the General Assembly at its sixth session.

*305th plenary meeting,  
 16 November 1950.*

**479 (V). Rules for the calling of non-governmental conferences by the Economic and Social Council**

*The General Assembly,*

*Having considered* the draft rules<sup>7</sup> for the calling of non-governmental conferences by the Economic and Social Council, which were submitted by the Secretary-General after consultation with the Council,

*Approves* the following rules for the calling of non-governmental conferences by the Economic and Social Council:

*Rule 1*

The Economic and Social Council, after consultation with the Secretary-General, may at any time decide to call a non-governmental conference on any matter within its competence.

*Rule 2*

1. When the Council has decided to call a conference, as provided for in rule 1, it shall:

(a) Prescribe the terms of reference;

(b) Fix the date, the place and the appropriate duration of the conference and prepare its provisional agenda;

<sup>7</sup> See *Official Records of the General Assembly, Fifth Session, Sixth Committee, Annexes, Agenda item 53, document A/1333.*

(c) Determine who shall be invited;

(d) Make recommendations for financing, subject to the applicable regulations, rules and resolutions of the General Assembly;

(e) Make such other arrangements in connexion with the conference as it sees fit.

2. In applying rule 2, sub-paragraph (c) of paragraph 1, the Economic and Social Council shall, when it decides to invite non-governmental organizations, have regard to the terms of Article 71 of the Charter. National organizations without consultative status may be invited only after consultation with the Member of the United Nations concerned.

3. The Council may decide to entrust the Secretary-General with any of the tasks mentioned in sub-paragraphs (b), (d) and (e) of paragraph 1. It may also authorize him to make such modifications as circumstances may require in carrying out any decision of the Council made pursuant to sub-paragraphs (b), (d) and (e).

*Rule 3*

The Secretary-General shall notify all Members of the United Nations of the conference and shall send them copies of the provisional agenda. He shall also inform each Member State of the invitations issued.

*320th plenary meeting,  
 12 December 1950.*

**480 (V). 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*

*Decides* to defer until its sixth session consideration of the question of the designation of non-member States to which a certified copy of the Revised General Act<sup>8</sup> for the Pacific Settlement of International Disputes shall be communicated by the Secretary-General for the purpose of accession to this Act.

*320th plenary meeting,  
 12 December 1950.*

**481 (V). Regulations to give effect to article III, section 8, of the Headquarters Agreement between the United Nations and the United States of America**

*The General Assembly,*

*Bearing in mind* the provisions of article III, section 8, of the Agreement between the United Nations and the United States of America regarding the Headquarters of the United Nations, approved by General Assembly resolution 169 (II) of 31 October 1947,

<sup>8</sup> See resolution 268 A (III).