

36/139. Particular problems facing Zaire with regard to transport, transit and access to foreign markets

The General Assembly,

Having considered the report of the Secretary-General on the implementation of special measures relating to particular problems facing Zaire with regard to transport, transit and access to foreign markets,³³

Recalling resolution 110 (V) of 3 June 1979 adopted by the United Nations Conference on Trade and Development at its fifth session, held at Manila from 7 May to 3 June 1979,³⁴

Recalling also its resolutions 32/160 of 19 December 1977, concerning the Transport and Communications Decade in Africa, and 34/193 of 19 December 1979, in which it requested the Secretary-General to take the necessary steps to enable the Economic Commission for Africa to accelerate the implementation of resolution 110 (V) of the United Nations Conference on Trade and Development and to report thereon to the General Assembly,

Recalling further its resolution 35/59 of 5 December 1980, in which it requested the Secretary-General to continue his efforts with a view to enabling the appropriate organs of the United Nations to provide the necessary technical assistance as soon as possible to the Government of Zaire, and Economic and Social Council resolution 1981/68 of 24 July 1981, in which the Council recommended that the Secretary-General and the General Assembly should give strong support to efforts by the appropriate organs of the United Nations to provide the necessary technical assistance as soon as possible, so that studies on the particular problems facing Zaire with regard to transport, transit and access to foreign markets can be undertaken and completed without delay,

Recalling that the Economic Commission for Africa has so far not been able to carry out the in-depth studies, the need for which was recognized in the interim report of the Secretary-General³⁵ and which were requested in the relevant resolutions of the General Assembly,

Taking note of the report of the Secretary-General³³ and noting with regret the slow progress in implementing General Assembly resolutions 34/193 and 35/59,

Aware of the particular difficulties facing Zaire because of the problems encountered in its foreign trade with regard to transport, transit and access to foreign markets, which require special and urgent assistance from the international community,

Convinced that the continuance of this situation is prejudicial to the development of the Zairian economy,

1. Requests the Secretary-General to give strong support to the Economic Commission for Africa and other appropriate organs of the United Nations with a view to providing the necessary technical assistance as soon as possible, so that studies on the particular problems facing Zaire with regard to transport, transit and access to foreign markets can be undertaken and completed without delay;

2. Invites the Executive Secretary of the Economic Commission for Africa, in conjunction with the United Nations Development Programme, to release the funds needed for undertaking the transit project provided for in the master plan for the development of transport and communications in the subregions of eastern and southern Africa;

³³ A/36/538.

³⁴ See *Proceedings of the United Nations Conference on Trade and Development, Fifth Session*, vol. 1, *Report and Annexes* (United Nations publication, Sales No. E.79.II.D.14), part one, sect. A.

³⁵ A/35/512.

3. Requests the Secretary-General to seek from voluntary contributions or from existing resources the funds that need to be made available to the Economic Commission for Africa for the implementation of General Assembly resolutions 34/193 and 35/59.

*100th plenary meeting
16 December 1981*

36/140. United Nations Conference on an International Code of Conduct on the Transfer of Technology

The General Assembly,

Recalling its resolutions 3201 (S-VI) and 3202 (S-VI) of 1 May 1974, containing the Declaration and the Programme of Action on the Establishment of a New International Economic Order, 3281 (XXIX) of 12 December 1974, containing the Charter of Economic Rights and Duties of States, and 3362 (S-VII) of 16 September 1975 on development and international economic co-operation,

Recalling also its resolution 35/56 of 5 December 1980, the annex to which contains the International Development Strategy for the Third United Nations Development Decade,

Recalling further its resolutions 32/188 of 19 December 1977, 34/195 of 19 December 1979 and 35/60 of 5 December 1980 on an international code of conduct on the transfer of technology,

Noting with concern that the fourth session of the United Nations Conference on an International Code of Conduct on the Transfer of Technology did not conclude the work on the adoption of a code of conduct on the transfer of technology, and noting particularly the lack of progress in reaching agreement on several issues outstanding in the draft code of conduct,

1. Takes note of the progress achieved in the negotiations on the draft international code of conduct on the transfer of technology;³⁶

2. Recognizes the importance of the unresolved issues and the need to reach agreement on them;

3. Decides, as a special measure to accelerate the finalization of the code, to establish an Interim Committee of the United Nations Conference on an International Code of Conduct on the Transfer of Technology to consider and seek solutions to the outstanding issues and make proposals thereon to the Conference at its fifth session;

4. Decides also that the Interim Committee of the United Nations Conference on an International Code of Conduct on the Transfer of Technology shall be open for the participation of all States members of the United Nations Conference on Trade and Development and shall meet as necessary within the four weeks allocated to it, and that its rules of procedure shall be those of the Conference itself;

5. Requests the Secretary-General of the United Nations Conference on Trade and Development to convene the Interim Committee in the first quarter of 1982 and to submit to the Committee all appropriate documentation to assist it in its work;

6. Invites the Secretary-General of the United Nations Conference on Trade and Development to follow closely the progress of work in the Interim Committee, with a view to convening the United Nations Conference on an International Code of Conduct on the Transfer of Technology as soon as practicable and preferably not later than the last quarter of 1982 or the first quarter of 1983.

*100th plenary meeting
16 December 1981*

³⁶ See the relevant documents of the Conference, including TD/CODE TOT/33 of 10 April 1981, containing the text of the draft code of conduct, in particular chaps. II, III, VI and VII.