

7. *Urges* all members of the Conference on Disarmament, in particular the nuclear-weapon States, to cooperate with the Conference in fulfilling these tasks;

8. *Calls upon* the Conference on Disarmament to report on progress to the General Assembly at its thirty-ninth session;

9. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Urgent need for a comprehensive nuclear-test-ban treaty".

*97th plenary meeting  
15 December 1983*

### **38/64. Establishment of a nuclear-weapon-free zone in the region of the Middle East**

*The General Assembly,*

*Recalling* its resolutions 3263 (XXIX) of 9 December 1974, 3474 (XXX) of 11 December 1975, 31/71 of 10 December 1976, 32/82 of 12 December 1977, 33/64 of 14 December 1978, 34/77 of 11 December 1979, 35/147 of 12 December 1980, 36/87 of 9 December 1981 and 37/75 of 9 December 1982 on the establishment of a nuclear-weapon-free zone in the region of the Middle East,

*Recalling also* the recommendations for the establishment of such a zone in the Middle East consistent with paragraphs 60 to 63, in particular paragraph 63 (*d*), of the Final Document of the Tenth Special Session of the General Assembly,<sup>10</sup>

*Emphasizing* the basic provisions of the above-mentioned resolutions, which call upon all parties directly concerned to consider taking the practical and urgent steps required for the implementation of the proposal to establish a nuclear-weapon-free zone in the region of the Middle East and, pending and during the establishment of such a zone, to declare solemnly that they will refrain, on a reciprocal basis, from producing, acquiring or in any other way possessing nuclear weapons and nuclear explosive devices and from permitting the stationing of nuclear weapons on their territory by any third party, to agree to place all their nuclear facilities under International Atomic Energy Agency safeguards and to declare their support for the establishment of the zone and deposit such declarations with the Security Council for consideration, as appropriate,

*Reaffirming* the inalienable right of all States to acquire and develop nuclear energy for peaceful purposes,

*Emphasizing further* the need for appropriate measures on the question of the prohibition of military attacks on nuclear facilities,

*Bearing in mind* the consensus reached by the General Assembly at its thirty-fifth session that the establishment of a nuclear-weapon-free zone in the region of the Middle East would greatly enhance international peace and security,

*Desirous* to build on that consensus so that substantial progress can be made towards establishing a nuclear-weapon-free zone in the region of the Middle East,

*Taking note* of the report of the Secretary-General,<sup>12</sup>

1. *Urges* all parties directly concerned to consider seriously taking the practical and urgent steps required for the implementation of the proposal to establish a nuclear-weapon-free zone in the region of the Middle East in accordance with the relevant resolutions of the General Assembly and, as a means of promoting this objective,

invites the States concerned to adhere to the Treaty on the Non-Proliferation of Nuclear Weapons;<sup>13</sup>

2. *Calls upon* all States of the region that have not done so, pending the establishment of the zone, to agree to place all their nuclear activities under International Atomic Energy Agency safeguards;

3. *Invites* those States, pending the establishment of a nuclear-weapon-free zone in the region of the Middle East, to declare their support for establishing such a zone, consistent with the relevant paragraph of the Final Document of the Tenth Special Session of the General Assembly, and to deposit those declarations with the Security Council;

4. *Further invites* those States, pending the establishment of the zone, not to develop, produce, test or otherwise acquire nuclear weapons or permit the stationing on their territories, or territories under their control, of nuclear weapons or nuclear explosive devices;

5. *Invites* the nuclear-weapon States and all other States to render their assistance in the establishment of the zone and at the same time to refrain from any action that runs counter to both the letter and spirit of the present resolution;

6. *Requests* the Secretary-General to submit a report to the General Assembly at its thirty-ninth session on the implementation of the present resolution;

7. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Establishment of a nuclear-weapon-free zone in the region of the Middle East".

*97th plenary meeting  
15 December 1983*

### **38/65. Establishment of a nuclear-weapon-free zone in South Asia**

*The General Assembly,*

*Recalling* its resolutions 3265 B (XXIX) of 9 December 1974, 3476 B (XXX) of 11 December 1975, 31/73 of 10 December 1976, 32/83 of 12 December 1977, 33/65 of 14 December 1978, 34/78 of 11 December 1979, 35/148 of 12 December 1980, 36/88 of 9 December 1981 and 37/76 of 9 December 1982 concerning the establishment of a nuclear-weapon-free zone in South Asia,

*Reiterating its conviction* that the establishment of nuclear-weapon-free zones in various regions of the world is one of the measures which can contribute most effectively to the objectives of non-proliferation of nuclear weapons and general and complete disarmament,

*Believing* that the establishment of a nuclear-weapon-free zone in South Asia, as in other regions, will strengthen the security of the States of the region against the use or threat of use of nuclear weapons,

*Noting* the declarations issued at the highest level by Governments of South Asian States reaffirming their undertaking not to acquire or manufacture nuclear weapons and to devote their nuclear programmes exclusively to the economic and social advancement of their peoples,

*Recalling* that in the above-mentioned resolutions it called upon the States of the South Asian region, and such other neighbouring non-nuclear-weapon States as might be interested, to make all possible efforts to establish a nuclear-weapon-free zone in South Asia and to refrain, in the meantime, from any action contrary to this objective,

*Further recalling* that, in its resolutions 3265 B (XXIX), 31/73 and 32/83, it requested the Secretary-General to

<sup>12</sup> A/38/197.

<sup>13</sup> Resolution 2373 (XXII), annex.

convene a meeting for the purpose of the consultations mentioned therein and to render such assistance as might be required to promote the efforts for the establishment of a nuclear-weapon-free zone in South Asia.

*Bearing in mind* the provisions of paragraphs 60 to 63 of the Final Document of the Tenth Special Session of the General Assembly<sup>14</sup> regarding the establishment of nuclear-weapon-free zones, including in the region of South Asia,

*Taking note* of the report of the Secretary-General,<sup>15</sup>

1. *Reaffirms* its endorsement, in principle, of the concept of a nuclear-weapon-free zone in South Asia;

2. *Urges once again* the States of South Asia, and such other neighbouring non-nuclear-weapon States as may be interested, to continue to make all possible efforts to establish a nuclear-weapon-free zone in South Asia and to refrain, in the meantime, from any action contrary to this objective;

3. *Calls upon* those nuclear-weapon States that have not done so to respond positively to this proposal and to extend the necessary co-operation in the efforts to establish a nuclear-weapon-free zone in South Asia;

4. *Requests* the Secretary-General to render such assistance as may be required to promote the efforts for the establishment of a nuclear-weapon-free zone in South Asia and to report on the subject to the General Assembly at its thirty-ninth session;

5. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Establishment of a nuclear-weapon-free zone in South Asia".

97th plenary meeting  
15 December 1983

**38/66. Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects**

*The General Assembly:*

*Recalling* its resolutions 32/152 of 19 December 1977, 35/153 of 12 December 1980, 36/93 of 9 December 1981 and 37/79 of 9 December 1982,

*Recalling with satisfaction* the adoption, on 10 October 1980, of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, together with the Protocol on Non-Detectable Fragments (Protocol I), the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II) and the Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III),<sup>16</sup>

*Reaffirming its conviction* that general agreement on the prohibition or restriction of use of specific conventional weapons would significantly reduce the suffering of civilian populations and of combatants,

*Taking note with satisfaction* of the report of the Secretary-General,<sup>17</sup>

1. *Notes with satisfaction* that an increasing number of States have either signed, ratified, accepted or acceded to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed

to Be Excessively Injurious or to Have Indiscriminate Effects, which was opened for signature in New York on 10 April 1981;

2. *Further notes with satisfaction* that, upon the fulfilment of the conditions set out in article 5 of the Convention, the Convention and the three Protocols annexed thereto entered into force on 2 December 1983;

3. *Urges* all States which have not yet done so to exert their best endeavours to become parties to the Convention and the Protocols annexed thereto as early as possible, so as to obtain ultimately universal adherence;

4. *Notes* that, under article 8 of the Convention, conferences may be convened to consider amendments to the Convention or any of the annexed Protocols, to consider additional Protocols relating to other categories of conventional weapons not covered by the existing annexed Protocols, or to review the scope and operation of the Convention and the Protocols annexed thereto and to consider any proposal for amendments to the Convention or to the existing annexed Protocols and any proposals for additional protocols relating to other categories of conventional weapons not covered by the existing annexed Protocols;

5. *Requests* the Secretary-General as the depositary of the Convention and its three annexed Protocols, to inform the General Assembly from time to time of the state of adherence to the said Convention and its Protocols;

6. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects."

97th plenary meeting  
15 December 1983

**38/67. Conclusion of an international convention on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons**

*The General Assembly:*

*Convinced* of the need to take effective measures for the strengthening of the security of States and prompted by the desire shared by all nations to eliminate war and prevent nuclear conflagration,

*Taking into account* the principle of non-use of force or threat of force enshrined in the Charter of the United Nations and reaffirmed in a number of United Nations declarations and resolutions,

*Considering* that, until nuclear disarmament is achieved on a universal basis, it is imperative for the international community to develop effective measures to ensure the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons from any quarter,

*Recognizing* that effective measures to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons can constitute a positive contribution to the prevention of the spread of nuclear weapons,

*Noting with satisfaction* the desire of States in various regions to prevent nuclear weapons from being introduced into their territories, including through the establishment of nuclear-weapon-free zones, on the basis of arrangements freely arrived at among the States of the region con-

<sup>14</sup> Resolution S-10/2.

<sup>15</sup> A/38/198.

<sup>16</sup> A/CONF.95/15 and Corr.2, annex I. For the printed text of the Convention and its Protocols, see *United Nations, Disarmament Yearbook*, vol. 5, 1980 (United Nations publication, Sales No. E.81.X.4), appendix VII.

<sup>17</sup> A/38/405.