

by the United Nations Institute for Training and Research,⁸

1. *Urges* Member States that have not done so to submit their views and comments with respect to the analytical study;

2. *Requests* the Secretary-General:

(a) To seek proposals of Member States concerning the most appropriate procedures to be adopted with regard to the consideration of the analytical study, as well as the codification and progressive development of the principles and norms of international law relating to the new international economic order;

(b) To include the proposals received in accordance with subparagraph (a) above in a report to be submitted to the General Assembly at its forty-second session;

3. *Recommends* that the consideration of the most appropriate procedure for completing the elaboration of the process of codification and progressive development of the principles and norms of international law relating to the new international economic order, and of the forum that would be entrusted with the task, be undertaken by the General Assembly at its forty-second session, with a view to making a final decision after taking into account the proposals and suggestions made by Member States on the matter;

4. *Decides* to include in the provisional agenda of its forty-second session the item entitled "Progressive development of the principles and norms of international law relating to the new international economic order".

95th plenary meeting
3 December 1986

41/74. Peaceful settlement of disputes between States

The General Assembly,

Having considered the item entitled "Peaceful settlement of disputes between States",

Recalling its resolution 37/10 of 15 November 1982, by which it approved the Manila Declaration on the Peaceful Settlement of International Disputes, annexed thereto,

Recalling also its resolutions 38/131 of 19 December 1983, 39/79 of 13 December 1984 and 40/68 of 11 December 1985,

Deeply concerned at the continuation of conflict situations and the emergence of new sources of disputes and tension in international life, and especially at the growing tendency to resort to force or the threat of force and to intervention in internal affairs, and at the escalation of the arms race, which gravely endanger the independence and security of States as well as international peace and security,

Taking into account the need to exert the utmost effort in order to settle any situations and disputes between States exclusively by peaceful means and to avoid any military actions and hostilities against other States, which can only make more difficult the solution of existing problems,

Considering that the question of the peaceful settlement of disputes should represent one of the central concerns for States and for the United Nations, and that efforts for strengthening the process of peaceful settlement of disputes should be continued,

Noting with satisfaction that the consideration by the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization of the proposal on the resort to a commission of good offices, mediation or conciliation within the United Nations⁹ had constituted a positive step and revealed the existence of some elements on which general agreement may well be possible and that this should enable further progress on the proposal,

Taking note of the progress achieved in the preparation of a draft handbook on the peaceful settlement of disputes between States,¹⁰

1. *Again urges* all States to observe and promote in good faith the provisions of the Manila Declaration on the Peaceful Settlement of International Disputes in the settlement of their international disputes;

2. *Stresses* the need to continue efforts to strengthen the process of the peaceful settlement of disputes through progressive development and codification of international law and through enhancing the effectiveness of the United Nations in this field;

3. *Requests* the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, during its session in 1987, to continue its work on the question of the peaceful settlement of disputes between States and, in this context:

(a) To continue the consideration of the working paper on the resort to a commission of good offices, mediation or conciliation within the United Nations¹¹ with the aim of submitting conclusions thereon to the General Assembly at the earliest possible date;

(b) To examine the progress report of the Secretary-General on the preparation of a draft handbook on the peaceful settlement of disputes between States;¹²

4. *Requests* the Secretary-General to continue the preparation of a draft handbook on the peaceful settlement of disputes between States, on the basis of the outline elaborated by the Special Committee and in the light of the views expressed in the course of the discussions in the Sixth Committee¹³ and in the Special Committee,¹⁴ and to report to the Special Committee at its session in 1987 on the progress of work before submitting to it the draft handbook in its final form, with a view to its approval at a later stage;

5. *Decides* that the question of the peaceful settlement of disputes between States shall be considered at its forty-second session as a separate agenda item, in conjunction with the item of the provisional agenda entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

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⁹ See *Official Records of the General Assembly, Forty-first Session, Supplement No. 33 (A/41/33), sect. II.A.*

¹⁰ *Ibid.*, sect. II.B.

¹¹ A/AC.182/L.47.

¹² A/AC.182/L.46.

¹³ See *Official Records of the General Assembly, Forty-first Session, Sixth Committee, 15th to 21st, 47th and 48th meetings and corrigendum.*

¹⁴ *Ibid.*, *Forty-first Session, Supplement No. 33 (A/41/33), sect. II.*

⁸ A/39/504/Add.1, annex III.