

and of Discrimination Based on Religion or Belief and to report, through the Economic and Social Council, to the General Assembly at its thirty-ninth session;

3. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Elimination of all forms of religious intolerance" and to consider the report of the Commission on Human Rights in the context of that item.

*100th plenary meeting  
16 December 1983*

### **38/111. Implications of scientific and technological developments for human rights**

*The General Assembly,*

*Recalling* its resolution 33/53 of 14 December 1978, in which it requested the Commission on Human Rights to urge the Sub-Commission on Prevention of Discrimination and Protection of Minorities to undertake, as a matter of priority, a study of the question of the protection of those detained on the grounds of mental ill-health, with a view to formulating guidelines,

*Recalling also* its resolutions 35/130 B of 11 December 1980, 36/56 B of 25 November 1981 and 37/188 of 18 December 1982, in which it noted with satisfaction the progress made by the Sub-Commission and urged the Commission on Human Rights and the Sub-Commission to continue and expedite their consideration of this question, so that the Commission could submit its views and recommendations to the General Assembly at its thirty-ninth session, through the Economic and Social Council,

*Recalling further* Economic and Social Council resolution 1983/37 of 27 May 1983 and Commission on Human Rights resolution 1983/44 of 9 March 1983,<sup>144</sup>

*Noting* that the Commission on Human Rights will not be in a position to submit a report to the General Assembly at its thirty-ninth session through the Economic and Social Council, as requested in Assembly resolution 37/188, because it was impossible for the Sub-Commission to conclude at its thirty-sixth session its consideration of the draft body of guidelines, principles and guarantees,<sup>146</sup>

*Reaffirming its conviction* that detention of persons in mental institutions on account of their political views or on other non-medical grounds is a violation of their human rights,

*Noting with satisfaction* the progress made by the Sub-Commission in its consideration of the draft body of guidelines, principles and guarantees submitted to it,

*Again urges* the Commission on Human Rights and, through it, the Sub-Commission on Prevention of Discrimination and Protection of Minorities to expedite their consideration of the draft body of guidelines, principles and guarantees, so that the Commission can submit its views and recommendations, including a draft body of guidelines, principles and guarantees, to the General Assembly at its fortieth session, through the Economic and Social Council.

*100th plenary meeting  
16 December 1983*

### **38/112. Human rights and scientific and technological developments**

*The General Assembly,*

*Noting* that scientific and technological progress is one of the important factors in the development of human society,

*Noting once again* the great importance of the Declaration on the Use of Scientific and Technological Progress in the Interests of Peace and for the Benefit of Mankind, adopted by the General Assembly in its resolution 3384 (XXX) of 10 November 1975,

*Considering* that implementation of the said Declaration will contribute to the strengthening of international peace and the security of peoples and to their economic and social development, as well as to international cooperation in the field of human rights,

*Seriously concerned* that the results of scientific and technological progress could be used for the arms race, to the detriment of international peace and security and social progress, human rights and fundamental freedoms and the dignity of the human person,

*Recognizing* that the establishment of the new international economic order calls in particular for an important contribution to be made by science and technology to economic and social progress,

*Bearing in mind* that the exchange and transfer of scientific and technological knowledge is one of the important ways to accelerate the social and economic development of the developing countries,

*Taking note with satisfaction* of the report of the Secretary-General on human rights and scientific and technological developments,<sup>147</sup>

1. *Stresses* the importance of the implementation by all States of the provisions and principles contained in the Declaration on the Use of Scientific and Technological Progress in the Interests of Peace and for the Benefit of Mankind in order to promote human rights and fundamental freedoms:

2. *Calls upon* all States to make every effort to use the achievements of science and technology in order to promote peaceful social, economic and cultural development and progress;

3. *Requests* the specialized agencies and other organizations of the United Nations system to take into account in their programmes and activities the provisions of the Declaration;

4. *Invites* those Member States, specialized agencies and other organizations of the United Nations system that have not yet done so to submit their information pursuant to General Assembly resolution 35/130 A of 11 December 1980;

5. *Requests* the Commission on Human Rights to pay special attention, in its consideration of the item entitled "Human rights and scientific and technological developments", to the question of the implementation of the provisions of the Declaration, taking into consideration the information submitted by Member States, specialized agencies and other organizations of the United Nations system pursuant to General Assembly resolution 35/130 A;

<sup>146</sup> *Ibid.*, chap. XVII.

<sup>147</sup> A/38/195.

6. *Decides* to include in the provisional agenda of its thirty-ninth session the item entitled "Human rights and scientific and technological developments".

*100th plenary meeting  
16 December 1983*

### 38/113. Human rights and use of scientific and technological developments

*The General Assembly.*

*Reaffirming* the determination of the peoples of the United Nations to save succeeding generations from the scourge of war, to reaffirm faith in the dignity and worth of the human person, to maintain international peace and security and to develop friendly relations among peoples and international co-operation in promoting and encouraging universal respect for human rights and fundamental freedoms.

*Recalling* the relevant provisions of the Universal Declaration of Human Rights,<sup>148</sup> the International Covenant on Economic, Social and Cultural Rights,<sup>149</sup> and the International Covenant on Civil and Political Rights,<sup>149</sup>

*Recalling also* the Charter of Economic Rights and Duties of States<sup>150</sup> and the Declaration and the Programme of Action on the Establishment of a New International Economic Order,<sup>151</sup>

*Recalling further* the Declaration on the Strengthening of International Security,<sup>152</sup> the Declaration on the Use of Scientific and Technological Progress in the Interests of Peace and for the Benefit of Mankind,<sup>153</sup> the Declaration on the Preparation of Societies for Life in Peace,<sup>154</sup> the Declaration on the Prevention of Nuclear Catastrophe<sup>155</sup> and General Assembly resolutions 36/92 I of 9 December 1981, on the non-use of nuclear weapons and prevention of nuclear war, and 37/100 C of 13 December 1982, on a convention on the prohibition of the use of nuclear weapons,

*Taking note with appreciation* of Commission on Human Rights resolutions 1982/7 of 19 February 1982<sup>156</sup> and 1983/43 of 9 March 1983,<sup>157</sup>

*Reaffirming* the inherent right to life,

*Profoundly concerned* that international peace and security continue to be threatened by the arms race in all its aspects, particularly the nuclear arms race, as well as by violations of the principles of the Charter of the United Nations regarding the sovereignty and territorial integrity of States and the self-determination of peoples,

*Aware* that all the horrors of past wars and all other calamities that have befallen people would pale in comparison with what is inherent in the use of nuclear weapons capable of destroying civilization on Earth,

*Noting* the pressing need for urgent measures towards general and complete disarmament, particularly nuclear disarmament, for the sake of life on Earth,

*Bearing in mind* that, in accordance with the International Covenant on Civil and Political Rights, any propaganda for war shall be prohibited by law,

*Recalling* the historic responsibility of the Governments of all countries of the world to remove the threat of war

from the lives of people, to preserve civilization and ensure that everyone enjoys his inherent right to life,

*Convinced* that for no people in the world today is there a more important question than that of the preservation of peace and of ensuring the cardinal right of every human being, namely, the right to life,

1. *Reaffirms* that all peoples and all individuals have an inherent right to life and that the safeguarding of this cardinal right is an essential condition for the enjoyment of the entire range of economic, social and cultural, as well as civil and political, rights;

2. *Stresses once again* the urgent need for the international community to make every effort to strengthen peace, remove the growing threat of war, particularly nuclear war, halt the arms race and achieve general and complete disarmament under effective international control, and prevent violations of the principles of the Charter of the United Nations regarding the sovereignty and territorial integrity of States and self-determination of peoples, thus contributing to ensuring the right to life;

3. *Stresses further* the foremost importance of the implementation of practical measures of disarmament for releasing substantial additional resources, which should be utilized for social and economic development, particularly for the benefit of the developing countries;

4. *Calls upon* all States, appropriate organs of the United Nations, specialized agencies and intergovernmental and non-governmental organizations concerned to take the necessary measures to ensure that the results of scientific and technological progress are used exclusively in the interests of international peace, for the benefit of mankind and for promoting and encouraging universal respect for human rights and fundamental freedoms;

5. *Again calls upon* all States that have not yet done so to take effective measures with a view to prohibiting by law any propaganda for war;

6. *Looks forward* to further efforts by the Commission on Human Rights with a view to ensuring the inherent right of all peoples and all individuals to life;

7. *Decides* to consider this question at its thirty-ninth session under the item entitled "Human rights and scientific and technological developments".

*100th plenary meeting  
16 December 1983*

### 38/114. Question of a convention on the rights of the child

*The General Assembly.*

*Recalling* its resolutions 33/166 of 20 December 1978, 34/4 of 18 October 1979, 35/131 of 11 December 1980, 36/57 of 25 November 1981 and 37/190 of 18 December 1982,

*Recalling also* Commission on Human Rights resolutions 20 (XXXIV) of 8 March 1978,<sup>158</sup> 19 (XXXV) of 14 March 1979,<sup>159</sup> 36 (XXXVI) of 12 March 1980,<sup>160</sup> 26 (XXXVII) of 10 March 1981,<sup>161</sup> 1982/39 of 11 March 1982<sup>156</sup> and 1983/52 of 10 March 1983<sup>157</sup> as well as Economic and Social Council resolutions 1978/18 of 5 May

<sup>157</sup> *Ibid.*, 1983, *Supplement No. 3* (E/1983/13 and Corr.1), chap. XXVII, sect. A.

<sup>158</sup> *Ibid.*, 1978, *Supplement No. 4* (E/1978/34), chap. XXVI, sect. A.

<sup>159</sup> *Ibid.*, 1979, *Supplement No. 6* (E/1979/36), chap. XXIV, sect. A.

<sup>160</sup> *Ibid.*, 1980, *Supplement No. 3* (E/1980/13 and Corr.1), chap. XXVI, sect. A.

<sup>161</sup> *Ibid.*, 1981, *Supplement No. 5* (E/1981/25 and Corr.1), chap. XXVIII, sect. A.

<sup>148</sup> Resolution 217 A (III).

<sup>149</sup> Resolution 2200 (XXI), annex.

<sup>150</sup> Resolution 3281 (XXXIX).

<sup>151</sup> Resolutions 3201 (S-VI) and 3202 (S-VI).

<sup>152</sup> Resolution 2734 (XXXV).

<sup>153</sup> Resolution 3384 (XXX).

<sup>154</sup> Resolution 33/73.

<sup>155</sup> Resolution 36/100.

<sup>156</sup> See *Official Records of the Economic and Social Council, 1982, Supplement No. 2* (E/1982/12 and Corr.1), chap. XXVI, sect. A.