

nuclear-weapon-free zone in the region of the Middle East”.

*94th plenary meeting
3 December 1986*

41/49. 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, 37/76 of 9 December 1982, 38/65 of 15 December 1983, 39/55 of 12 December 1984 and 40/83 of 12 December 1985 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 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 assist in the strengthening of the security of the States of the region against the use or threat of use of nuclear weapons,

Noting with appreciation the declarations issued at the highest level by Governments of South Asian States that are developing their peaceful nuclear programmes 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,

Bearing in mind the provisions of paragraphs 60 to 63 of the Final Document of the Tenth Special Session of the General Assembly,⁹ regarding the establishment of a nuclear-weapon-free zone, including in the region of South Asia,

Taking note of the report of the Secretary-General,¹¹

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 to continue to make all possible efforts to establish a nuclear-weapon-free zone in South Asia and to refrain, in the mean time, 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 communicate with the States of the region and other concerned States in order to ascertain their views on the issue and explore the best possibilities 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 forty-second session;

5. *Decides* to include in the provisional agenda of its forty-second session the item entitled “Establishment of a nuclear-weapon-free zone in South Asia”.

*94th plenary meeting
3 December 1986*

41/50. 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, 37/79 of 9 December 1982, 38/66 of 15 December 1983, 39/56 of 12 December 1984 and 40/84 of 12 December 1985,

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),¹²

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 submitted to the General Assembly at its fortieth session,¹³

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, consequent 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 that 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 ultimately to obtain universality of 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 Protocols and any proposals for additional protocols relating to other categories of conventional weapons not covered by the existing Protocols;

5. *Requests* the Secretary-General as 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 Convention and its Protocols;

6. *Decides* to include in the provisional agenda of its forty-second session the item entitled “Convention on Prohibitions or Restrictions on the Use of Certain Con-

¹² A/CONF.95/15 and Corr.2, annex I. For the printed text of the Convention and its Protocols, see *The United Nations Disarmament Yearbook*, vol. 5: 1980 (United Nations publication, Sales No. E.81.IX.4), appendix VII.

¹³ A/40/550.

¹¹ A/41/519.

ventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects”.

94th plenary meeting
3 December 1986

41/51. Conclusion of effective international arrangements 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,

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,

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 such weapons,

Noting with satisfaction the determination of non-nuclear-weapon States in various parts of the world to prevent nuclear weapons from being introduced into their territories and to ensure the complete absence of such weapons in their respective regions, including through the establishment of nuclear-weapon-free zones on the basis of arrangements freely arrived at among the States of the region concerned, and being anxious to encourage and contribute to the attainment of this objective,

Desirous of promoting the implementation of paragraph 59 of the Final Document of the Tenth Special Session of the General Assembly,⁹ the first special session devoted to disarmament, in which it urged the nuclear-weapon States to pursue efforts to conclude, as appropriate, effective arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons,

Recalling its numerous resolutions on this subject, as well as the relevant part of the special report of the Committee on Disarmament¹⁴ submitted to the General Assembly at its twelfth special session,¹⁵ the second special session devoted to disarmament,

Noting that the Conference on Disarmament considered in 1986 the item entitled “Effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons”, as reflected in its report,¹⁶ and that disappointment was expressed at the lack of progress on that item,

Noting further that this consideration revealed the existence of a general readiness to continue a substantive dialogue on the issue,

Recalling the proposals submitted on this subject to the General Assembly and in the Conference on Disarmament, including the drafts of an international convention, and the widespread international support for the conclusion of such a convention,

Welcoming once again the solemn declarations made by some nuclear-weapon States concerning non-first use of nuclear weapons, and convinced that if all nuclear-weapon States were to assume obligations not to be the first to use nuclear weapons, that would be tantamount in practice to banning the use of nuclear weapons against all States, including all non-nuclear-weapon States,

Considering that the non-nuclear-weapon States having no nuclear weapons on their territories have every right to receive reliable international legal guarantees against the use or threat of use of nuclear weapons,

1. *Reaffirms once again* the urgent need to reach agreement on effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons and to find a common approach acceptable to all, which could be included in an international instrument of a legally binding character;

2. *Considers* that the Conference on Disarmament should continue to explore ways and means of overcoming the difficulties encountered in carrying out negotiations on this question;

3. *Requests* the Conference on Disarmament to continue active consideration on this subject, including through the re-establishment of the *Ad Hoc* Committee on Effective International Arrangements to Assure Non-Nuclear-Weapon States against the Use or Threat of Use of Nuclear Weapons as soon as practicable, at its 1987 session;

4. *Decides* to include in the provisional agenda of its forty-second session the item entitled “Conclusion of effective international arrangements on the strengthening of the security of non-nuclear-weapon States against the use or threat of use of nuclear weapons”.

94th plenary meeting
3 December 1986

41/52. Conclusion of effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons

The General Assembly,

Bearing in mind the need to allay the legitimate concern of the States of the world with regard to ensuring lasting security for their peoples,

Convinced that nuclear weapons pose the greatest threat to mankind and to the survival of civilization,

Deeply concerned at the continuing escalation of the arms race, in particular the nuclear-arms race, and the possibility of the use or threat of use of nuclear weapons,

Convinced that nuclear disarmament and the complete elimination of nuclear weapons are essential to remove the danger of nuclear war,

Taking into account the principle of the non-use of force or threat of force enshrined in the Charter of the United Nations,

Deeply concerned about the possibility of the use or threat of use of nuclear weapons,

Recognizing that the independence, territorial integrity and sovereignty of non-nuclear-weapon States need to be safeguarded against the use or threat of use of force, including the use or threat of use of nuclear weapons,

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

¹⁴ The Committee on Disarmament was redesignated the Conference on Disarmament as from 7 February 1984.

¹⁵ *Official Records of the General Assembly. Twelfth Special Session. Supplement No. 2 (A/S-12/2)*, sect. III.C.

¹⁶ *Ibid.*, *Forty-first Session. Supplement No. 27 (A/41/27)*, sect. III.F.