



## 经济及社会理事会

Distr.  
GENERAL

E/CN.4/2001/145  
27 March 2001  
CHINESE  
Original: ENGLISH

人权委员会  
第五十七届会议  
议程项目 8

### 被占领阿拉伯领土、包括巴勒斯坦境内 人权遭受侵犯的问题

#### 2001 年 3 月 23 日埃及常驻联合国日内瓦办事处代表致 人权委员会主席的信

我以阿拉伯国家联盟成员国阿拉伯常驻日内瓦代表理事会主席的身份，在此附上阿拉伯常驻代表理事会 2001 年 3 月 23 日就巴勒斯坦人权调查委员会的报告，致该调查委员会主席 John Dugard 教授的信，该委员会是根据联合国人权委员会第五届特别会议 2000 年 10 月 19 日通过的第 S-5/1 号决议设立的。

如您能将所附信函 \* 作为联合国正式文件向人权委员会所有成员散发，阿拉伯常驻代表理事会将不胜感谢。

大 使  
常驻代表  
Fayza ABOULNAGA(签字)

---

\* 原文照发。仅有英文本。

Annex



**DELEGATION PERMANENTE  
DE LA LIGUE DES ETATS ARABES  
Auprès des Nations Unies  
et des Organisations Internationales  
GENEVE**

Ref. 53/2001

Geneva 23 March 2001

Dear Sir,

In my capacity as chairman of the Council of Arab Permanent Representatives in Geneva Members of the League of Arab States, I would like to express the Council's appreciation for the information and the facts provided in the report of the Human Rights Inquiry Commission established by resolution S-5/1 adopted on 19/10/2000, by the Fifth Special Session of the United Nations Commission on Human Rights.

The Council views the report, which was prepared generally in line with the mandate given by the fifth special session of the CHR, as an important, objective and factual report describing the actual ongoing suffering and real tragic situation of the Palestinian People in the occupied Palestinian territories subjected to what tantamounts to an all out war by Israel the occupying power.

However, the Council considers paragraph 26 of the conclusions and recommendations of the report, due to the elements and proposals contained in it, as well as its formulation, as an unacceptable paragraph that should not have been part of the said report, for the following reasons:

- 1- The Palestinian refugees issue is governed by relevant U.N Resolutions, which cannot be altered or amended by any other body and as such does not relate to the mandate given to the inquiry commission.
- 2- The General Assembly in its resolution 194 dated 11 December 1948, affirms the right of return to the Palestinian People.
- 3- The General Assembly in its resolution 302 (IV) of 8 December 1949, established the United Nations Relief and Works Agency (UNRWA) for Palestine Refugees in the Near East, as the U.N Agency responsible for carrying out relief and works programs for Palestinian refugees.

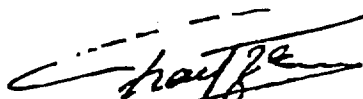
4- The 1951 Convention Relating to the Status of Refugees, in its article 1D stipulates:

"This convention shall not apply to persons who are at present receiving from organs or agencies of the United Nations other than the United Nations High Commissioner for Refugees protection or assistance."

The Council of Arab Permanent Representatives, while reiterating its appreciation for the Commission's objective report wishes to draw the latter's attention to this extremely serious issue which constitutes a fundamental element in any effort towards realization of a just and durable peace in the Middle East.

The Council would also like to inform you that they will request to circulate this letter to all members of the CHR as an official United Nations document.

Please, accept sir, the assurances of my highest consideration.



Fayza ABOULNAGA  
Ambassador, Permanent Representative  
Of Egypt and the Chairman  
Of the Arab Group  
For the month of March 2001

Professor John Dugard  
Chairman of Human Rights Inquiry Commission for Palestine  
Palais Wilson  
Geneva