

### **3. UN Documents**

The CWC is a product of the international community's multilateral disarmament negotiating forum in Geneva. Now known as the Conference on Disarmament (formerly the Ten-Nation Committee on Disarmament (1960), the Eighteen-Nation Disarmament Committee (1962-68), the Conference of the Committee on Disarmament (1969-78) and the Committee on Disarmament (1979-1984)), the CD is not a formal UN organ but it has a special relationship with the UN. Under this relationship, the CD adopts its own agenda and rules of procedure, but acts on recommendations from the UN General Assembly and it reports annually to the General Assembly. Besides the CD, chemical weapons issues have also been taken up periodically by the main organs of the UN based at UN Headquarters in New York, namely the General Assembly and the Security Council and also by the Secretary-General.

#### **3.1 UN-OPCW cooperation agreement**

In 2000, the OPCW concluded a Relationship Agreement with the United Nations which was later approved by the Conference of the States Parties on the 17 May 2001 and entered into force that year. A copy of this document is included in this section of the *Resource Guide*. At the Seventieth Session of the Executive Council in 2012, it was reported that this agreement had been augmented with a 'Supplementary Arrangement Concerning the Implementation of Article II(2)(c) of the Relationship Agreement between the United Nations and the Organisation for the Prohibition of Chemical Weapons'. This document is not publicly available and is therefore not included here.

#### **3.2 UN General Assembly resolutions on the CWC / OPCW**

Discussions in the UN General Assembly on chemical weapons stretch back to its first resolution in 1946. Every year since 1992, the General Assembly has adopted resolutions on the CWC. These resolutions typically stress the vital importance of full and effective implementation of, and compliance with, all CWC provisions; stress the importance of the OPCW in verifying compliance with CWC provisions as well as in promoting the timely and efficient accomplishment of all its objectives; and urge all States Parties to meet in full and on time their obligations under the Convention and to support the OPCW in its implementation activities. Included in this section of the *Resource Guide* are the latest resolutions on cooperation between the UN and the OPCW (A/RES/67/8) and on the implementation of the CWC (A/RES/67/54). Owing to production delays at the UN, an official copy of A/RES/67/8 is not yet available; therefore a copy of the draft resolution (A/67/L.7), which the authors understand was unamended before adoption by consensus on 19 November 2012, has been reproduced in its place here.

#### **3.3 UN Security Council**

At its first summit meeting, held in January 1992, the Security Council agreed a Presidential Statement in which it stated that proliferation of weapons of mass destruction (WMD) was a 'threat to international peace and security'. This section of the *Resource Guide* includes a copy of the 1992 Presidential Statement, S/23500 as well as Security Council resolution 620 (1988) which condemned the use of chemical weapons in the conflict between the Islamic Republic of Iran and Iraq.

This section of the *Resource Guide* also includes a copy of Security Council resolution 1540 on the non-proliferation of weapons of mass destruction. The resolution, which was adopted under Chapter VII of the UN Charter, affirms that the proliferation and illicit trafficking of nuclear, biological and chemical weapons are threats to international peace and security and it requires all UN Member States to enact and enforce laws to prohibit and prevent

the manufacture, acquisition, possession, development, transport, transfer or use of nuclear, chemical or biological weapons and their means of delivery by non-state actors. States must also take and enforce national measures to prevent the proliferation of these weapons, including means to account for and secure weapons and their means of delivery, physical protection measures, effective border controls and export controls. The resolution also obliges Member States to refrain from supporting attempts by non-state actors to acquire WMD capabilities. All States were required to provide a report on their implementation of the resolution to a committee (the '1540 Committee'), which is assisted in its work by a group of experts.

This committee had a two year mandate under resolution 1540, which was extended for a further two years by Security Council resolution 1673 in April 2006, and again through resolution 1810 in 2008 and resolution 1977 in 2011. This most recent resolution extends the mandate to 2021. A copy of the pages of the national implementation matrix used by the 1540 Committee relating to chemical weapons issues is included.

### **3.4 UN Secretary-General, including the Investigative Mechanism**

The UN Secretary-General (UNSG) has been involved with a number of initiatives and activities that are relevant to the current regime to control chemical weapons. In March 2005, the UNSG published 'In Larger Freedom: Towards Development, Security and Human Rights for All' (A/59/2005) which was intended to contribute to the 2005 World Summit and which built upon some recommendations of the 'High-Level Panel on Threats, Challenges and Change which produced the Report, A More Secure World: Our Shared Responsibility' (A/59/565). In the report, the UNSG calls for consolidation of the CWC, recommitment to the scheduled destruction of chemical weapons and CWC universality. It also proposes that the UN Security Council regularly invites the OPCW Director-General to brief it on the status of verification processes. Space constraints preclude reproducing these documents here, but extracts were published in the 2008 edition of the *Resource Guide*. The full report is available at <http://www.un.org/largerfreedom/>. All public UN documents are also available on the multilingual UN documents server at <http://documents.un.org>.

The UN Secretary-General has a long-standing authority to investigate activities that may constitute a violation of the 1925 Geneva Protocol 'or other relevant rules of customary international law'. The first action to support such an authority was the adoption by the General Assembly of resolution 35/144 C in 1980 which included a decision to carry out an impartial investigation of allegations of the use of chemical weapons in South East Asia. These allegations were controversial and a number of States voted against the resolution. The 'Group of Experts to Investigate Reports on the Alleged Use of Chemical Weapons' produced two reports in 1981 and 1982. The UNSG's mechanism emerged in a form recognizable today from General Assembly resolution 37/98 D in 1982, but which was also subject to some of the earlier controversies and was also not adopted by consensus. Under this resolution, which is included in this section of the *Resource Guide*, the General Assembly requested the UNSG to investigate, with the assistance of qualified experts, allegations of violations of the Geneva Protocol. The resolution instructed the UNSG to compile lists of qualified experts who could be sent at short notice on investigations and to devise procedures for timely and efficient investigations. The UNSG duly appointed a group of consultant experts that submitted its final report, including procedures for investigations, in 1984. Earlier in the same year, the UNSG also conducted the first investigation into allegations of the use of chemical weapons during the Iran-Iraq War, although not under the authority of resolution 37/98 D. The experience of the numerous investigations that followed led to a reappraisal of the mechanism and in 1987 the General Assembly adopted

by consensus resolution 42/37 C which called on the UNSG to update the technical guidelines and procedures for conducting investigations. The UNSG accordingly appointed another group of consultant experts which submitted its final report in 1989. The General Assembly endorsed the group's report in resolution 45/57 C adopted in 1990, which is included in this section of the *Resource Guide*. During the group's existence, the Security Council also passed resolution 620 in 1988 which endorsed the mechanism by encouraging the UNSG to investigate allegations 'promptly'. A further two investigations were carried out in 1992, these being the most recent to have been conducted. The table below provides details on the investigations carried out:

| Date        | Locations visited  | Report reference                                 |
|-------------|--------------------|--|
| 1981-1982   | Thailand           | A/36/613, 20 November 1981                       |
| 1981-1982   | Pakistan, Thailand | A/37/259, 1 December 1982                        |
| March 1984  | Iran               | S/16433, 26 March 1984 [also issued as A/39/210] |
| April 1985  | European hospitals | S/17127, 24 April 1985                           |
| March 1986  | Iran               | S/17911, 12 March 1986                           |
| May 1987    | Iran & Iraq        | S/18852, 8 May 1987                              |
| April 1988  | Iran & Iraq        | S/19823, 25 April 1988                           |
| July 1988   | Iran               | S/20060, 20 July 1988 [released 1 August 1988]   |
| July 1988   | Iraq               | S/20063, 25 July 1988 [released 1 August 1988]   |
| August 1988 | Iran               | S/20134, 19 August 1988                          |
| March 1992  | Mozambique         | S/24065, 12 June 1992                            |
| July 1992   | Azerbaijan         | S/24344, 24 July 1992                            |

During the 1990s, the mechanism was somewhat neglected as international attention was focused on the entry into force of the CWC and on the efforts to negotiate a protocol to the BWC. With the protocol negotiations coming to a halt in 2001, more attention has been paid to the mechanism, particularly in the reports released by the then UNSG. Since the entry into force of the CWC, that treaty has become the main focus of activity for chemical weapons investigations and recent attention has therefore focused on the use of the mechanism to investigate BW allegations. The CWC contains detailed procedures for investigating the alleged use of CW and the OPCW maintains a list of qualified experts who can provide additional skills not found among OPCW inspectors. The UNSG's mechanism could still be used for CW investigations in States not party to the CWC, but in such cases the CWC provides that the OPCW should cooperate closely with the UNSG and could put its resources at his disposal. Under General Assembly resolution 60/288 adopted in 2006, States encouraged the UNSG to update the roster of experts and laboratories, as well as the technical guidelines and procedures. A working group, with OPCW participation, met in New York and Sweden, and submitted a proposal for updating the technical annexes to the UNSG in December 2007.





## General Assembly

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### Fifty-fifth session

Agenda item 181

### Cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons

## Agreement concerning the Relationship between the United Nations and the Organization for the Prohibition of Chemical Weapons

### Note by the Secretary-General

1. On 22 May 1997, at its fifty-first session, the General Assembly adopted resolution 51/230, in paragraph 1 of which it invited the Secretary-General to take steps to conclude with the Director-General of the Technical Secretariat of the Organization for the Prohibition of Chemical Weapons (OPCW) an agreement between the United Nations and OPCW to regulate the relationship between the two organizations, to be applied provisionally upon signature, pending the completion of procedures necessary for its entry into force, and to present the negotiated draft relationship agreement to the General Assembly for its approval.
2. Following the completion of the negotiation and the approval on 1 September 2000 of the draft agreement by the Executive Council of OPCW, on 17 October 2000, the Deputy Secretary-General of the United Nations and the Director-General of OPCW signed the Agreement concerning the Relationship between the United Nations and OPCW, which since that date has been applied provisionally in accordance with resolution 51/230.
3. On 19 May 2001, I was informed by the Director-General of OPCW that on 17 May 2001, at its sixth session, the Conference of the States Parties to the Chemical Weapons Convention had approved the Agreement concerning the Relationship between the United Nations and OPCW and requested the Director-General of OPCW to send written notification to the United Nations that the internal requirements of OPCW for entry into force of the Agreement had been met.
4. Pursuant to paragraph 1 of General Assembly resolution 51/230, I herewith submit to the General Assembly for its approval the text of the Agreement concerning the Relationship between the United Nations and the Organization for the Prohibition of Chemical Weapons (see annex).

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## Annex

### Agreement concerning the Relationship between the United Nations and the Organization for the Prohibition of Chemical Weapons

*The United Nations and the Organization for the Prohibition of Chemical Weapons,*

*Bearing in mind* the relevant provisions of the Charter of the United Nations (hereinafter the “Charter”) and of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction (hereinafter the “Convention”),

*Bearing in mind* that, in accordance with the Charter, the United Nations is the principal organization dealing with matters relating to the maintenance of international peace and security, and acts as a centre for harmonizing the actions of nations in the attainment of the goals set out in the Charter,

*Considering* that the Organization for the Prohibition of Chemical Weapons (hereinafter “OPCW”) shares the purposes and principles of the Charter, and that its activities performed pursuant to the provisions of the Convention contribute to the realization of the purposes and principles of the Charter,

*Desiring* to make provision for a mutually beneficial relationship, to avoid unnecessary duplication of their activities and services, to facilitate the discharge of the respective responsibilities of both organizations,

*Noting* General Assembly resolution 51/230 of 22 May 1997 and the relevant decision of the Conference of the States Parties at its fourth session (C-IV/DEC.4, dated 2 July 1999), calling for the conclusion of a relationship agreement between the United Nations and OPCW,

*Have agreed* as follows:

#### Article I General

1. The United Nations recognizes OPCW as the organization, in relationship to the United Nations as specified in this Agreement, responsible for activities to achieve the comprehensive prohibition of chemical weapons in accordance with the Convention.

2. The United Nations recognizes that OPCW, by virtue of the Convention, shall function as an independent, autonomous international organization in the working relationship with the United Nations established by this Agreement.

3. OPCW recognizes the responsibilities of the United Nations, in accordance with its Charter, in particular in the fields of international peace and security and economic, social, cultural and humanitarian development, protection and preservation of the environment and peaceful settlement of disputes.

4. OPCW undertakes to conduct its activities in accordance with the purposes and principles of the Charter to promote peace, disarmament and international cooperation and with due regard to the policies of the United Nations furthering safeguarded worldwide disarmament.

#### Article II Cooperation

1. The United Nations and OPCW, recognizing the need to work jointly to achieve mutual objectives, and with a view to facilitating the effective exercise of their responsibilities, agree to cooperate closely within their respective mandates and to consult on matters of mutual interest and concern. To that end, the United Nations and OPCW shall cooperate with each other in accordance with the provisions of their respective constituent instruments.

2. Cooperation between the United Nations and OPCW, in particular, shall require that:

(a) Cases of particular gravity and urgency which, in accordance with paragraph 36 of article VIII of the Convention, shall, including relevant information and conclusions, be brought directly to the attention of the General Assembly and the Security Council by the Executive Council, through the Secretary-General, in accordance with the existing United Nations procedures;

(b) Cases of particular gravity which, in accordance with paragraph 4 of article XII of the Convention, shall, including relevant information and

conclusions, be brought to the attention of the General Assembly and the Security Council by the Conference of the States Parties through the Secretary-General in accordance with the existing United Nations procedures;

(c) OPCW shall, in accordance with paragraph 27 of Part XI of the Verification Annex, closely cooperate with the Secretary-General in cases of the alleged use of chemical weapons involving a State not party to the Convention or in a territory not controlled by a State Party to the Convention and, if so requested, shall in such cases place its resources at the disposal of the Secretary-General;

(d) OPCW and the United Nations shall, in accordance with their respective mandates, explore possibilities for cooperation in the provision of assistance to States concerned in cases of the use or serious threat of use of chemical weapons, as provided for in paragraph 10 of article X of the Convention;

(e) OPCW and the United Nations shall, insofar as covered by their respective mandates, in the context of economic and technological development in their Member States, cooperate to foster international cooperation for peaceful purposes in the field of chemical activities and facilitating the exchange of chemicals, equipment and scientific and technical information relating to the development and application of chemistry for purposes not prohibited under the Convention; and

(f) The United Nations and OPCW shall cooperate on any matter that may relate to the object and purpose of the Convention, or which may arise in connection with its implementation.

3. OPCW, within its competence and in accordance with the provisions of the Convention, shall cooperate with the General Assembly and the Security Council by furnishing them, at the request of either, such information and assistance as may be required in the exercise of their respective responsibilities under the Charter of the United Nations.

4. The United Nations and OPCW shall cooperate in the field of public information and shall arrange, upon request, for the exchange of information, publications and reports of mutual interest and for the furnishing of special reports and studies and information.

5. The Secretariat of the United Nations and the Technical Secretariat of OPCW shall maintain a close

working relationship in accordance with such arrangements as may be agreed between the Secretary-General and the Director-General.

### **Article III Coordination**

The United Nations and OPCW recognize the necessity of achieving, where applicable, effective coordination of the activities and services of OPCW and of the United Nations, and of avoiding unnecessary duplication of their activities and services.

### **Article IV Reporting**

1. The Director-General will keep the United Nations informed of the routine activities of OPCW, and will report on a regular basis, as appropriate and as duly mandated by the Executive Council, through the Secretary-General to the General Assembly and the Security Council.

2. If the Executive Council takes a decision to provide, pursuant to article X of the Convention, supplementary assistance to a State Party to the Convention requesting such assistance in connection with the use or threat of use of chemical weapons, the Director-General (representing OPCW, as specified in this Agreement) shall transmit to the Secretary-General (representing the United Nations, as specified in this Agreement) the above-mentioned decision of the Executive Council, together with the investigation report prepared by the Technical Secretariat in connection with the request for such assistance.

3. Whenever decisions are taken by the Conference of the States Parties, pursuant to article XII of the Convention, on measures, including collective measures recommended to States Parties, to ensure compliance with the Convention and to redress and remedy any situation which contravenes the provisions of the Convention, the Director-General, upon instructions from the Conference, shall inform the General Assembly and the Security Council accordingly, through the Secretary-General.

4. Should the Secretary-General report to the United Nations on the common activities of the United Nations and OPCW or on the development of relations between them, any such report shall be promptly transmitted by the Secretary-General to OPCW.

5. Should the Director-General report to OPCW on the common activities of OPCW and the United Nations or on the development of relations between them, any such report shall be promptly transmitted by the Director-General to the United Nations.

#### **Article V** **Reciprocal representation**

1. The Secretary-General shall be entitled to attend and to participate in relation to matters of common interest, without vote and in accordance with the relevant rules of procedure, in sessions of the Conference of the States Parties and in sessions of the Executive Council of OPCW. The Secretary-General shall also be invited as appropriate to attend and to participate without vote in such other meetings as OPCW may convene at which matters of interest to the United Nations are under consideration. The Secretary-General may, for the purposes of this paragraph, designate any person as his/her representative.

2. The Director-General shall be entitled to attend plenary meetings of the General Assembly of the United Nations for the purpose of consultations. The Director-General shall be entitled to attend and to participate without vote in the meetings of the Committees of the General Assembly, and in meetings of the Economic and Social Council and, as appropriate, of any subsidiary organs of these bodies and the General Assembly. The Director-General may, at the invitation of the Security Council, attend its meetings to supply the Council, as duly mandated by the Executive Council, with information or give other assistance with regard to matters within the competence of OPCW. The Director-General may, for the purposes of this paragraph, designate any person as his/her representative.

3. Written statements presented by the United Nations to OPCW for distribution shall be distributed by the Technical Secretariat of OPCW to all members of the appropriate organ(s) or subsidiary organ(s) of OPCW. Written statements presented by OPCW to the United Nations for distribution shall be distributed by the Secretariat of the United Nations to all members of the appropriate organ(s) or subsidiary organ(s) of the United Nations.

#### **Article VI** **Agenda items**

1. The United Nations may propose agenda items for consideration by OPCW. In such cases, the United Nations shall notify the Director-General of the agenda item or items concerned, and the Director-General shall, in accordance with his/her authority and the relevant rules of procedure, bring any such agenda item or items to the attention of the Conference of the States Parties, the Executive Council or such other organ(s) of OPCW as may be appropriate.

2. OPCW may propose agenda items for consideration by the United Nations. In such cases, OPCW shall notify the Secretary-General of the agenda item or items concerned, and the Secretary-General shall, in accordance with his/her authority, bring any such item or items to the attention of the General Assembly, the Security Council, the Economic and Social Council or such other organ(s) of the United Nations as may be appropriate.

#### **Article VII** **International Court of Justice**

1. The United Nations takes note of article XIV, paragraph 5, of the Convention, which empowers the Conference of the States Parties or the Executive Council of OPCW, subject to authorization from the General Assembly of the United Nations, to request the International Court of Justice to give an advisory opinion on any legal question(s) arising from within the scope of activities of OPCW, apart from any question(s) concerning the mutual relationship between OPCW and the United Nations.

2. The United Nations and OPCW agree that each such request for an advisory opinion shall first be submitted to the General Assembly, which will decide upon the request in accordance with Article 96 of the Charter.

3. When seeking an advisory opinion as referred to in paragraph 1 of this article, OPCW agrees to furnish, in accordance with the Confidentiality Annex to the Convention and the OPCW Policy on Confidentiality, any such information as may be required by the International Court of Justice in accordance with the Statute of the International Court of Justice.



## **Article VIII**

### **Resolutions of the United Nations**

The Secretary-General shall transmit to the Director-General resolutions of the General Assembly or the Security Council pertaining to issues relevant to the Convention. Upon receipt thereof, the Director-General will bring the resolutions concerned to the attention of the relevant organs of OPCW and will report back to the Secretary-General on any action taken by OPCW, as appropriate.

## **Article IX**

### **United Nations laissez-passer**

Officials of OPCW shall be entitled, in accordance with such administrative arrangements as may be concluded between the Secretary-General and the Director-General, to use the laissez-passer of the United Nations as a valid travel document where such use is recognized by States Parties in the applicable instruments defining the privileges and immunities of OPCW and its officials. The administrative arrangements will take into account, to the extent possible, the special requirements of OPCW arising from its verification activities under the Convention.

## **Article X**

### **Personnel arrangements**

1. The United Nations and OPCW agree to consult whenever necessary concerning matters of common interest relating to the terms and conditions of employment of staff.
2. The United Nations and OPCW agree to cooperate regarding the exchange of personnel, bearing in mind the nationality of States members of OPCW, and to determine conditions of such cooperation in supplementary arrangements to be concluded for that purpose in accordance with article XIV of this Agreement.

## **Article XI**

### **Budgetary and financial matters**

1. OPCW recognizes the desirability of establishing budgetary and financial cooperation with the United Nations in order that OPCW may benefit from the experience of the United Nations in this field and in order to ensure, as far as may be practicable, the consistency of the administrative operations of the two organizations in this field.

2. The United Nations may arrange for studies to be undertaken concerning budgetary and financial matters of interest to OPCW with a view to, as far as may be practicable, achieving coordination and securing consistency in such matters.

3. OPCW agrees to follow, as far as may be practicable, the standard budgetary and financial practices and forms used by the United Nations.

## **Article XII**

### **Expenses**

Expenses resulting from any cooperation or provision of services pursuant to this Agreement shall be subject to separate arrangements between OPCW and the United Nations.

## **Article XIII**

### **Protection of confidentiality**

1. Subject to paragraphs 1 and 3 of article II, nothing in this Agreement shall be so construed as to require either the United Nations or OPCW to furnish any material, data and information whose disclosure could in its judgement require it to violate its obligation, under its constituent instrument or policy on confidentiality, to protect such information.
2. The United Nations and OPCW shall ensure the appropriate protection, in accordance with their constituent instruments and policies on confidentiality, in respect to such information.

## **Article XIV**

### **Implementation of the Agreement**

The Secretary-General and the Director-General may enter into such supplementary arrangements and develop such practical measures for the implementation of this Agreement as may be found desirable.

## **Article XV**

### **Amendments**

This Agreement may be amended by mutual consent between the United Nations and OPCW. Any such amendment, once agreed upon, shall enter into force on the date on which the United Nations and OPCW have exchanged written notifications that their internal requirements for entry into force have been met.

**Article XVI**  
**Entry into force**

1. This Agreement shall enter into force on the date on which the United Nations and OPCW have exchanged written notifications that their internal requirements for entry into force have been met.

2. This Agreement shall be applied provisionally by the United Nations and the OPCW upon signature.

IN WITNESS THEREOF the undersigned, being duly authorized representatives of the United Nations and OPCW, have signed the present Agreement.

SIGNED this 17th day of October 2000 at New York in two originals in the English language.

**FOR THE UNITED NATIONS**

*[Signature]*

Louise **Fréchette**  
Deputy Secretary-General

**FOR THE ORGANIZATION FOR THE  
PROHIBITION OF CHEMICAL WEAPONS**

*[Signature]*

José M. **Bustani**  
Director-General

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## General Assembly

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### Sixty-seventh session

Agenda item 121 (o)

### **Cooperation between the United Nations and regional and other organizations: cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons**

#### **Luxembourg, Monaco and Netherlands: draft resolution**

### **Cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons**

*The General Assembly,*

*Recalling* its resolution 65/236 of 22 December 2010 on cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons,

*Having received* the annual report for 2010 and the draft report for 2011 of the Organization for the Prohibition of Chemical Weapons on the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction,<sup>1</sup>

1. *Takes note* of the annual report for 2010 and the draft report for 2011 of the Organization for the Prohibition of Chemical Weapons submitted on its behalf by its Director-General;<sup>1</sup>

2. *Welcomes* the convening of the high-level meeting of the Organization for the Prohibition of Chemical Weapons at United Nations Headquarters on 1 October 2012 on the theme “Fifteen Years of the Chemical Weapons Convention: Celebrating Success — Committing to the Future”, to commemorate the fifteenth anniversary of the entry into force of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction;<sup>2</sup>

3. *Notes* that the Third Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention will be held at The Hague from 8 to 19 April 2013;

4. *Decides* to include in the provisional agenda of its sixty-ninth session, under the item entitled “Cooperation between the United Nations and regional and other organizations”, the sub-item entitled “Cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons”.

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<sup>1</sup> See A/67/209.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1974, No. 33757.





# General Assembly

Distr.: General  
4 January 2013

Sixty-seventh session  
Agenda item 94 (i)

## Resolution adopted by the General Assembly

[on the report of the First Committee (A/67/409)]

### **67/54. Implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction**

*The General Assembly,*

*Recalling* its previous resolutions on the subject of chemical weapons, in particular resolution 66/35 of 2 December 2011, adopted without a vote, in which it noted with appreciation the ongoing work to achieve the objective and purpose of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction,<sup>1</sup>

*Determined* to achieve the effective prohibition of the development, production, acquisition, transfer, stockpiling and use of chemical weapons and their destruction,

*Noting with satisfaction* that, since the adoption of resolution 63/48 of 2 December 2008, four additional States have acceded to the Convention, bringing the total number of States parties to the Convention to 188,

*Reaffirming* the importance of the outcome of the Second Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention (hereinafter “the Second Review Conference”), including the consensus final report, which addressed all aspects of the Convention and made important recommendations on its continued implementation,

*Emphasizing* that the Second Review Conference welcomed the fact that, eleven years after its entry into force, the Convention remained a unique multilateral agreement banning an entire category of weapons of mass destruction in a non-discriminatory and verifiable manner under strict and effective international control,

1. *Emphasizes* that the universality of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on

<sup>1</sup> United Nations, *Treaty Series*, vol. 1974, No. 33757.

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Their Destruction<sup>1</sup> is fundamental to the achievement of its objective and purpose, acknowledges progress made in the implementation of the action plan for the universality of the Convention, and calls upon all States that have not yet done so to become parties to the Convention without delay;

2. *Underlines* that implementation of the Convention makes a major contribution to international peace and security through the elimination of existing stockpiles of chemical weapons and the prohibition of the acquisition or use of chemical weapons, and provides for assistance and protection in the event of use, or threat of use, of chemical weapons and for international cooperation for peaceful purposes in the field of chemical activities;

3. *Stresses* the importance to the Convention that all possessors of chemical weapons, chemical weapons production facilities or chemical weapons development facilities, including previously declared possessor States, should be among the States parties to the Convention, and welcomes progress to that end;

4. *Recalls* that, at its sixteenth session, the Conference of States Parties to the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction decided that, if the final extended deadline had not been fully met, the destruction of the remaining chemical weapons in the possessor States concerned should be completed in the shortest time possible in accordance with the provisions of the Convention and the Verification Annex and under the verification of the Technical Secretariat of the Organization for the Prohibition of Chemical Weapons, as prescribed under the Convention and the Verification Annex;

5. *Stresses* that the full and effective implementation of all provisions of the Convention, including those on national implementation (article VII) and assistance and protection (article X), constitutes an important contribution to the efforts of the United Nations in the global fight against terrorism in all its forms and manifestations;

6. *Notes* that the effective application of the verification system builds confidence in compliance with the Convention by States parties;

7. *Stresses* the importance of the Organization for the Prohibition of Chemical Weapons in verifying compliance with the provisions of the Convention as well as in promoting the timely and efficient accomplishment of all its objectives;

8. *Urges* all States parties to the Convention to meet in full and on time their obligations under the Convention and to support the Organization for the Prohibition of Chemical Weapons in its implementation activities;

9. *Welcomes* progress made in the national implementation of article VII obligations, commends the States parties and the Technical Secretariat for assisting other States parties, on request, with the implementation of the follow-up to the plan of action regarding article VII obligations, and urges States parties that have not fulfilled their obligations under article VII to do so without further delay, in accordance with their constitutional processes;

10. *Emphasizes* the continuing relevance and importance of the provisions of article X of the Convention, and welcomes the activities of the Organization for the Prohibition of Chemical Weapons in relation to assistance and protection against chemical weapons;

11. *Reaffirms* that the provisions of the Convention shall be implemented in a manner that avoids hampering the economic or technological development of

States parties and international cooperation in the field of chemical activities for purposes not prohibited under the Convention, including the international exchange of scientific and technical information, and chemicals and equipment for the production, processing or use of chemicals for purposes not prohibited under the Convention;

12. *Emphasizes* the importance of article XI provisions relating to the economic and technological development of States parties, recalls that the full, effective and non-discriminatory implementation of those provisions contributes to universality, and also reaffirms the undertaking of the States parties to foster international cooperation for peaceful purposes in the field of chemical activities of the States parties and the importance of that cooperation and its contribution to the promotion of the Convention as a whole;

13. *Notes with appreciation* the ongoing work of the Organization for the Prohibition of Chemical Weapons to achieve the objective and purpose of the Convention, to ensure the full implementation of its provisions, including those for international verification of compliance with it, and to provide a forum for consultation and cooperation among States parties;

14. *Notes* the ongoing preparatory work by the States parties on the substance of the Third Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention;

15. *Welcomes* the cooperation between the United Nations and the Organization for the Prohibition of Chemical Weapons within the framework of the Relationship Agreement between the United Nations and the Organization, in accordance with the provisions of the Convention;

16. *Decides* to include in the provisional agenda of its sixty-eighth session, under the item entitled “General and complete disarmament”, the sub-item entitled “Implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction”.

*48th plenary meeting  
3 December 2012*



## Security Council

Distr.  
GENERAL

S/23500  
31 January 1992

ORIGINAL: ENGLISH

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### NOTE BY THE PRESIDENT OF THE SECURITY COUNCIL

At the conclusion of the 3046th meeting of the Security Council, held at the level of Heads of State and Government on 31 January 1992 in connection with the item entitled "The responsibility of the Security Council in the maintenance of international peace and security", the President of the Security Council made the following statement on behalf of the members of the Council.

"The members of the Security Council have authorized me to make the following statement on their behalf.

"The Security Council met at the Headquarters of the United Nations in New York on 31 January 1992, for the first time at the level of Heads of State and Government. The members of the Council considered, within the framework of their commitment to the United Nations Charter, 'The responsibility of the Security Council in the maintenance of international peace and security'. 1/

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1/ The meeting was chaired by the Prime Minister of the United Kingdom of Great Britain and Northern Ireland as the President of the Security Council for January. Statements were made by His Excellency Dr. Franz Vranitzky, Federal Chancellor of Austria, His Excellency Mr. Wilfried Martens, Prime Minister of Belgium, His Excellency Dr. Carlos Alberto Wahnnon de Carvalho Veiga, Prime Minister of Cape Verde, His Excellency Mr. Li Peng, Premier of the State Council of China, His Excellency Dr. Rodrigo Borja-Cevallos, Constitutional President of Ecuador, His Excellency Mr. François Mitterrand, President of France, His Excellency Dr. Géza Jeszenszky, Minister for Foreign Affairs and Personal Emissary of the Prime Minister of Hungary, His Excellency Mr. P. V. Narasimha Rao, Prime Minister of India, His Excellency Mr. Kiichi Miyazawa, Prime Minister of Japan, His Majesty Hassan II, King of Morocco, His Excellency Mr. Boris N. Yeltsin, President of the Russian Federation, His Excellency the Rt. Hon. John Major MP, Prime Minister of the United Kingdom of Great Britain and Northern Ireland, His Excellency Mr. George Bush, President of the United States of America, His Excellency Dr. Carlos Andrés Pérez, President of Venezuela and His Excellency Dr. Nathan Shamuyarira, Minister of Foreign Affairs and Personal Emissary of the President of Zimbabwe, as well as by the Secretary-General, His Excellency Dr. Boutros Boutros-Ghali.

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"The members of the Security Council consider that their meeting is a timely recognition of the fact that there are new favourable international circumstances under which the Security Council has begun to fulfil more effectively its primary responsibility for the maintenance of international peace and security.

"A time of change

"This meeting takes place at a time of momentous change. The ending of the Cold War has raised hopes for a safer, more equitable and more humane world. Rapid progress has been made, in many regions of the world, towards democracy and responsive forms of government, as well as towards achieving the Purposes set out in the Charter. The completion of the dismantling of apartheid in South Africa would constitute a major contribution to these Purposes and positive trends, including to the encouragement of respect for human rights and fundamental freedoms.

"Last year, under the authority of the United Nations, the international community succeeded in enabling Kuwait to regain its sovereignty and territorial integrity, which it had lost as a result of Iraqi aggression. The resolutions adopted by the Security Council remain essential to the restoration of peace and stability in the region and must be fully implemented. At the same time the members of the Council are concerned by the humanitarian situation of the innocent civilian population of Iraq.

"The members of the Council support the Middle East peace process, facilitated by the Russian Federation and the United States, and hope that it will be brought to a successful conclusion on the basis of Council resolutions 242 (1967) and 338 (1973).

"They welcome the role the United Nations has been able to play under the Charter in progress towards settling long-standing regional disputes, and will work for further progress towards their resolution. They applaud the valuable contribution being made by United Nations peace-keeping forces now operating in Asia, Africa, Latin America and Europe.

"The members of the Council note that United Nations peace-keeping tasks have increased and broadened considerably in recent years. Election monitoring, human rights verification and the repatriation of refugees have in the settlement of some regional conflicts, at the request or with the agreement of the parties concerned, been integral parts of the Security Council's effort to maintain international peace and security. They welcome these developments.

"The members of the Council also recognize that change, however welcome, has brought new risks for stability and security. Some of the most acute problems result from changes to State structures. The members of the Council will encourage all efforts to help achieve peace, stability and cooperation during these changes.



"The international community therefore faces new challenges in the search for peace. All Member States expect the United Nations to play a central role at this crucial stage. The members of the Council stress the importance of strengthening and improving the United Nations to increase its effectiveness. They are determined to assume fully their responsibilities within the United Nations Organization in the framework of the Charter.

"The absence of war and military conflicts amongst States does not in itself ensure international peace and security. The non-military sources of instability in the economic, social, humanitarian and ecological fields have become threats to peace and security. The United Nations membership as a whole, working through the appropriate bodies, needs to give the highest priority to the solution of these matters.

"Commitment to collective security

"The members of the Council pledge their commitment to international law and to the United Nations Charter. All disputes between States should be peacefully resolved in accordance with the provisions of the Charter.

"The members of the council reaffirm their commitment to the collective security system of the Charter to deal with threats to peace and to reverse acts of aggression.

"The members of the Council express their deep concern over acts of international terrorism and emphasize the need for the international community to deal effectively with all such acts.

"Peacemaking and peace-keeping

"To strengthen the effectiveness of these commitments, and in order that the Security Council should have the means to discharge its primary responsibility under the Charter for the maintenance of international peace and security, the members of the Council have decided on the following approach.

"They invite the Secretary-General to prepare, for circulation to the Members of the United Nations by 1 July 1992, his analysis and recommendations on ways of strengthening and making more efficient within the framework and provisions of the Charter the capacity of the United Nations for preventive diplomacy, for peacemaking and for peace-keeping.

"The Secretary-General's analysis and recommendations could cover the role of the United Nations in identifying potential crises and areas of instability as well as the contribution to be made by regional organizations in accordance with Chapter VIII of the United Nations Charter in helping the work of the Council. They could also cover the need for adequate resources, both material and financial. The

Secretary-General might draw on lessons learned in recent United Nations peace-keeping missions to recommend ways of making more effective Secretariat planning and operations. He could also consider how greater use might be made of his good offices, and of his other functions under the United Nations Charter.

"Disarmament, arms control and weapons of mass destruction

"The members of the Council, while fully conscious of the responsibilities of other organs of the United Nations in the fields of disarmament, arms control and non-proliferation, reaffirm the crucial contribution which progress in these areas can make to the maintenance of international peace and security. They express their commitment to take concrete steps to enhance the effectiveness of the United Nations in these areas.

"The members of the Council underline the need for all Member States to fulfil their obligations in relation to arms control and disarmament; to prevent the proliferation in all its aspects of all weapons of mass destruction; to avoid excessive and destabilizing accumulations and transfers of arms; and to resolve peacefully in accordance with the Charter any problems concerning these matters threatening or disrupting the maintenance of regional and global stability. They emphasize the importance of the early ratification and implementation by the States concerned of all international and regional arms control arrangements, especially the START and CFE Treaties.

"The proliferation of all weapons of mass destruction constitutes a threat to international peace and security. The members of the Council commit themselves to working to prevent the spread of technology related to the research for or production of such weapons and to take appropriate action to that end.

"On nuclear proliferation, they note the importance of the decision of many countries to adhere to the Non-Proliferation Treaty and emphasize the integral role in the implementation of that Treaty of fully effective IAEA safeguards, as well as the importance of effective export controls. The members of the Council will take appropriate measures in the case of any violations notified to them by the IAEA.

"On chemical weapons, they support the efforts of the Geneva Conference with a view to reaching agreement on the conclusion, by the end of 1992, of a universal convention, including a verification regime, to prohibit chemical weapons.

"On conventional armaments, they note the General Assembly's vote in favour of a United Nations register of arms transfers as a first step, and in this connection recognize the importance of all States providing all the information called for in the General Assembly's resolution.

\* \* \*

"In conclusion, the members of the Security Council affirm their determination to build on the initiative of their meeting in order to secure positive advances in promoting international peace and security. They agree that the United Nations Secretary-General has a crucial role to play. The members of the Council express their deep appreciation to the outgoing Secretary-General, His Excellency Mr. Javier Pérez de Cuéllar, for his outstanding contribution to the work of the United Nations, culminating in the signature of the El Salvador peace agreement. They welcome the new Secretary-General, His Excellency Dr. Boutros Boutros-Ghali, and note with satisfaction his intention to strengthen and improve the functioning of the United Nations. They pledge their full support to him, and undertake to work closely with him and his staff in fulfilment of their shared objectives, including a more efficient and effective United Nations system.

"The members of the Council agree that the world now has the best chance of achieving international peace and security since the foundation of the United Nations. They undertake to work in close cooperation with other United Nations Member States in their own efforts to achieve this, as well as to address urgently all the other problems, in particular those of economic and social development, requiring the collective response of the international community. They recognize that peace and prosperity are indivisible and that lasting peace and stability require effective international cooperation for the eradication of poverty and the promotion of a better life for all in larger freedom."

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## Security Council

Distr.: General  
28 April 2004

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### Resolution 1540 (2004)

**Adopted by the Security Council at its 4956th meeting,  
on 28 April 2004**

*The Security Council,*

*Affirming* that proliferation of nuclear, chemical and biological weapons, as well as their means of delivery,\* constitutes a threat to international peace and security,

*Reaffirming*, in this context, the Statement of its President adopted at the Council's meeting at the level of Heads of State and Government on 31 January 1992 (S/23500), including the need for all Member States to fulfil their obligations in relation to arms control and disarmament and to prevent proliferation in all its aspects of all weapons of mass destruction,

*Recalling also* that the Statement underlined the need for all Member States to resolve peacefully in accordance with the Charter any problems in that context threatening or disrupting the maintenance of regional and global stability,

*Affirming* its resolve to take appropriate and effective actions against any threat to international peace and security caused by the proliferation of nuclear, chemical and biological weapons and their means of delivery, in conformity with its primary responsibilities, as provided for in the United Nations Charter,

*Affirming* its support for the multilateral treaties whose aim is to eliminate or prevent the proliferation of nuclear, chemical or biological weapons and the importance for all States parties to these treaties to implement them fully in order to promote international stability,

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\* Definitions for the purpose of this resolution only:

Means of delivery: missiles, rockets and other unmanned systems capable of delivering nuclear, chemical, or biological weapons, that are specially designed for such use.

Non-State actor: individual or entity, not acting under the lawful authority of any State in conducting activities which come within the scope of this resolution.

Related materials: materials, equipment and technology covered by relevant multilateral treaties and arrangements, or included on national control lists, which could be used for the design, development, production or use of nuclear, chemical and biological weapons and their means of delivery.

04-32843 (E)

\* 0432843 \*

*Welcoming* efforts in this context by multilateral arrangements which contribute to non-proliferation,

*Affirming* that prevention of proliferation of nuclear, chemical and biological weapons should not hamper international cooperation in materials, equipment and technology for peaceful purposes while goals of peaceful utilization should not be used as a cover for proliferation,

*Gravely concerned* by the threat of terrorism and the risk that non-State actors\* such as those identified in the United Nations list established and maintained by the Committee established under Security Council resolution 1267 and those to whom resolution 1373 applies, may acquire, develop, traffic in or use nuclear, chemical and biological weapons and their means of delivery,

*Gravely concerned* by the threat of illicit trafficking in nuclear, chemical, or biological weapons and their means of delivery, and related materials,\* which adds a new dimension to the issue of proliferation of such weapons and also poses a threat to international peace and security,

*Recognizing* the need to enhance coordination of efforts on national, subregional, regional and international levels in order to strengthen a global response to this serious challenge and threat to international security,

*Recognizing* that most States have undertaken binding legal obligations under treaties to which they are parties, or have made other commitments aimed at preventing the proliferation of nuclear, chemical or biological weapons, and have taken effective measures to account for, secure and physically protect sensitive materials, such as those required by the Convention on the Physical Protection of Nuclear Materials and those recommended by the IAEA Code of Conduct on the Safety and Security of Radioactive Sources,

*Recognizing further* the urgent need for all States to take additional effective measures to prevent the proliferation of nuclear, chemical or biological weapons and their means of delivery,

*Encouraging* all Member States to implement fully the disarmament treaties and agreements to which they are party,

*Reaffirming* the need to combat by all means, in accordance with the Charter of the United Nations, threats to international peace and security caused by terrorist acts,

*Determined* to facilitate henceforth an effective response to global threats in the area of non-proliferation,

*Acting* under Chapter VII of the Charter of the United Nations,

1. *Decides that* all States shall refrain from providing any form of support to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery;

2. *Decides also* that all States, in accordance with their national procedures, shall adopt and enforce appropriate effective laws which prohibit any non-State actor to manufacture, acquire, possess, develop, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery, in particular for

terrorist purposes, as well as attempts to engage in any of the foregoing activities, participate in them as an accomplice, assist or finance them;

3. *Decides also* that all States shall take and enforce effective measures to establish domestic controls to prevent the proliferation of nuclear, chemical, or biological weapons and their means of delivery, including by establishing appropriate controls over related materials and to this end shall:

(a) Develop and maintain appropriate effective measures to account for and secure such items in production, use, storage or transport;

(b) Develop and maintain appropriate effective physical protection measures;

(c) Develop and maintain appropriate effective border controls and law enforcement efforts to detect, deter, prevent and combat, including through international cooperation when necessary, the illicit trafficking and brokering in such items in accordance with their national legal authorities and legislation and consistent with international law;

(d) Establish, develop, review and maintain appropriate effective national export and trans-shipment controls over such items, including appropriate laws and regulations to control export, transit, trans-shipment and re-export and controls on providing funds and services related to such export and trans-shipment such as financing, and transporting that would contribute to proliferation, as well as establishing end-user controls; and establishing and enforcing appropriate criminal or civil penalties for violations of such export control laws and regulations;

4. *Decides* to establish, in accordance with rule 28 of its provisional rules of procedure, for a period of no longer than two years, a Committee of the Security Council, consisting of all members of the Council, which will, calling as appropriate on other expertise, report to the Security Council for its examination, on the implementation of this resolution, and to this end calls upon States to present a first report no later than six months from the adoption of this resolution to the Committee on steps they have taken or intend to take to implement this resolution;

5. *Decides* that none of the obligations set forth in this resolution shall be interpreted so as to conflict with or alter the rights and obligations of State Parties to the Nuclear Non-Proliferation Treaty, the Chemical Weapons Convention and the Biological and Toxin Weapons Convention or alter the responsibilities of the International Atomic Energy Agency or the Organization for the Prohibition of Chemical Weapons;

6. *Recognizes* the utility in implementing this resolution of effective national control lists and calls upon all Member States, when necessary, to pursue at the earliest opportunity the development of such lists;

7. *Recognizes* that some States may require assistance in implementing the provisions of this resolution within their territories and invites States in a position to do so to offer assistance as appropriate in response to specific requests to the States lacking the legal and regulatory infrastructure, implementation experience and/or resources for fulfilling the above provisions;

8. *Calls upon* all States:

(a) To promote the universal adoption and full implementation, and, where necessary, strengthening of multilateral treaties to which they are parties, whose aim is to prevent the proliferation of nuclear, biological or chemical weapons;

(b) To adopt national rules and regulations, where it has not yet been done, to ensure compliance with their commitments under the key multilateral non-proliferation treaties;

(c) To renew and fulfil their commitment to multilateral cooperation, in particular within the framework of the International Atomic Energy Agency, the Organization for the Prohibition of Chemical Weapons and the Biological and Toxin Weapons Convention, as important means of pursuing and achieving their common objectives in the area of non-proliferation and of promoting international cooperation for peaceful purposes;

(d) To develop appropriate ways to work with and inform industry and the public regarding their obligations under such laws;

9. *Calls upon* all States to promote dialogue and cooperation on non-proliferation so as to address the threat posed by proliferation of nuclear, chemical, or biological weapons, and their means of delivery;

10. Further to counter that threat, *calls upon* all States, in accordance with their national legal authorities and legislation and consistent with international law, to take cooperative action to prevent illicit trafficking in nuclear, chemical or biological weapons, their means of delivery, and related materials;

11. *Expresses* its intention to monitor closely the implementation of this resolution and, at the appropriate level, to take further decisions which may be required to this end;

12. *Decides* to remain seized of the matter.

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## Security Council

Distr.: General  
20 April 2011

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### Resolution 1977 (2011)

#### Adopted by the Security Council at its 6518th meeting, on 20 April 2011

*The Security Council,*

*Reaffirming* its resolutions 1540 (2004) of 28 April 2004, 1673 (2006) of 27 April 2006 and 1810 (2008) of 25 April 2008,

*Reaffirming* that the proliferation of nuclear, chemical and biological weapons, as well as their means of delivery, constitutes a threat to international peace and security,

*Reaffirming* the need for all Member States to comply fully with their obligations and fulfil their commitments in relation to arms control, disarmament and non-proliferation in all its aspects of all weapons of mass destruction and their means of delivery,

*Reaffirming* that prevention of proliferation of nuclear, chemical and biological weapons should not hamper international cooperation in materials, equipment and technology for peaceful purposes while goals of peaceful utilization should not be misused for proliferation purposes,

*Remaining gravely concerned* by the threat of terrorism and the risk that non state actors may acquire, develop, traffic in or use nuclear, chemical, and biological weapons and their means of delivery,

*Reaffirming* its resolve to take appropriate and effective actions against any threat to international peace and security caused by the proliferation of nuclear, chemical and biological weapons and their means of delivery, in conformity with its primary responsibilities, as provided for in the United Nations Charter,

*Reaffirming* its decision that none of the obligations in resolution 1540 (2004) shall be interpreted so as to conflict with or alter the rights and obligations of State Parties to the Treaty on the Non-Proliferation of Nuclear Weapons, the Chemical Weapons Convention and the Biological and Toxin Weapons Convention or alter the responsibilities of the International Atomic Energy Agency or the Organization for the Prohibition of Chemical Weapons,

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\* Reissued for technical reasons on 21 April 2011.



*Noting* that international cooperation between States, in accordance with international law, is required to counter the illicit trafficking by non-State actors in nuclear, chemical and biological weapons, their means of delivery and related materials,

*Recognizing* the need to enhance coordination of efforts at national, regional, subregional and international levels, as appropriate, in order to strengthen a global response to the serious challenge and threat to international peace and security posed by the proliferation of weapons of mass destruction and their means of delivery,

*Emphasizing* the need for States to take all appropriate national measures in accordance with their national authorities and legislation, and consistent with international law, to strengthen export controls, to control access to intangible transfers of technology and to information that could be used for weapons of mass destruction and their means of delivery, to prevent proliferation financing and shipments, and to secure sensitive materials,

*Endorsing* the work already carried out by the Committee established pursuant to resolution 1540 (2004), hereafter the 1540 Committee, in accordance with its programmes of work, including the establishment of the working groups for facilitating implementation of the Programme of Work,

*Recognizing* States' progress in implementing resolution 1540 (2004), *while noting* that States have taken fewer measures in some of its areas,

*Endorsing* also the valuable activities of the 1540 Committee with relevant international regional and subregional organizations,

*Taking note* of international efforts towards full implementation of resolution 1540 (2004), including on preventing the financing of proliferation-related activities, and *taking into consideration* the guidance of the framework of the Financial Action Task Force (FATF),

*Noting* that not all States have presented to the 1540 Committee their national reports on implementation of resolution 1540 (2004),

*Further noting* that the full implementation of resolution 1540 (2004) by all States, including the adoption of national laws and measures to ensure implementation of these laws, is a long-term task that will require continuous efforts at national, regional and international levels,

*Recognizing*, in that regard, the importance of dialogue between the 1540 Committee and Member States and stressing that direct contact is an effective means of such dialogue,

*Recognizing* that many States continue to require assistance in implementing resolution 1540 (2004), *emphasizing* the importance of providing States, in response to their requests, with effective assistance that meets their needs, and *welcoming* the coordinating and facilitating role of the 1540 Committee in this regard,

*Stressing*, in that regard, the need of enhanced assistance and collaboration among States, between the 1540 Committee and States, and between the 1540 Committee and relevant international, regional and subregional organizations in assisting States to implement resolution 1540 (2004),

*Recognizing* the importance of progress towards achieving the goals and objectives of the 2010 Nuclear Security Summit as a contribution to the effective implementation of Security Council resolution 1540 (2004),

*Calling on* States to work together urgently to prevent and suppress acts of nuclear terrorism including through increased cooperation and full implementation of the relevant international conventions, and through appropriate measures to reinforce the existing legal framework with a view to ensure that those committing offences of nuclear terrorism are effectively held accountable,

*Endorsing* the 2009 comprehensive review of the status of implementation of resolution 1540 and *taking note* of the findings and recommendations contained in its final document,

*Acting under* Chapter VII of the Charter of the United Nations:

1. *Reiterates* its decisions in and the requirements of resolution 1540 (2004), and *re-emphasizes* the importance for all States to implement fully that resolution;

2. *Decides* to extend the mandate of the 1540 Committee for a period of 10 years until 25 April 2021;

3. *Decides* that the 1540 Committee will conduct a comprehensive review on the status of implementation of resolution 1540 (2004), both after five years and prior to the renewal of its mandate, including, if necessary, recommendations on adjustments to the mandate, and will submit to the Security Council a report on the conclusions of those reviews, and *decides* that, accordingly, the first review should be held before December 2016;

4. *Again decides* that the 1540 Committee should submit an annual Programme of Work to the Security Council before the end of each May, and *decides* that next Programme of Work will be prepared before 31 May 2011;

5. *Decides* to continue to provide the 1540 Committee with the assistance of experts, and to this end:

(a) *Requests* the Secretary-General to establish, in consultation with the 1540 Committee, a group of up to eight experts ("group of experts"), acting under the direction and purview of the Committee, composed of individuals with the appropriate experience and knowledge to provide the Committee with expertise, to assist the Committee in carrying out its mandate under resolutions 1540 (2004), 1673 (2006), 1810 (2008) and this resolution, including through facilitation of assistance to improve implementation of resolution 1540 (2004);

(b) *Requests*, in that regard, the 1540 Committee to consider recommendations for the Committee and the group of experts on expertise requirements, broad geographic representation, working methods, modalities, and structure, including consideration of the feasibility of a coordination and leadership position of the group of experts, and to present these recommendations to the Security Council no later than 31 August 2011;

### Implementation

6. *Again calls upon* all States that have not yet presented a first report on steps they have taken or intend to take to implement resolution 1540 (2004) to submit such a report to the Committee without delay;

7. *Again encourages* all States that have submitted such reports to provide, when appropriate or upon the request of the 1540 Committee, additional information on their implementation of resolution 1540 (2004), including, voluntarily, on States' effective practices;

8. *Encourages* all States to prepare on a voluntary basis national implementation action plans, with the assistance of the 1540 Committee as appropriate, mapping out their priorities and plans for implementing the key provisions of resolution 1540 (2004), and to submit those plans to the 1540 Committee;

9. *Decides* that the 1540 Committee shall continue to intensify its efforts to promote the full implementation by all States of resolution 1540 (2004), through its Programme of Work, which includes the compilation and general examination of information on the status of States' implementation of resolution 1540 (2004) as well as States' efforts at outreach, dialogue, assistance and cooperation; and which addresses in particular all aspects of paragraphs 1, 2 and 3 of that resolution, which encompasses (a) accountability, (b) physical protection, (c) border controls and law enforcement efforts and (d) national export and trans-shipment controls including controls on providing funds and services such as financing to such exports and trans-shipments; and includes, as necessary, specific priorities for its work, taking into account its annual review on the implementation of resolution 1540 (2004), prepared with the assistance of the group of experts before the end of each December;

10. *Urges* the 1540 Committee to continue to engage actively with States and relevant international, regional and subregional organizations to promote the sharing of experience, lessons learned and effective practices, in the areas covered by resolution 1540 (2004), drawing in particular on information provided by States as well as examples of successful assistance, and to liaise on the availability of programmes which might facilitate the implementation of resolution 1540 (2004), while bearing in mind that customized assistance is useful for the effective implementation of resolution 1540 (2004) at national levels;

11. *Encourages*, in that regard, the 1540 Committee, with the support of necessary relevant expertise, to actively engage in dialogue with States on the implementation of resolution 1540 (2004), including through visits to States at their invitation;

12. *Requests* the 1540 Committee, with the support of the group of experts, to identify effective practices, templates and guidance, with a view to develop a compilation, as well as to consider preparing a technical reference guide about resolution 1540 (2004), to be used by States on a voluntary basis in implementing resolution 1540 (2004), and in that regard, *encourages* the 1540 Committee, at its discretion, to draw also on relevant expertise, including, civil society and the private sector, with, as appropriate, their State's consent;

### **Assistance**

13. *Encourages* States that have requests for assistance to convey them to the 1540 Committee, and *encourages* them to make use of the Committee's assistance template to that effect;

14. *Urges* States and relevant international, regional and subregional organizations to inform the Committee as appropriate of areas in which they are able to provide assistance; and *calls upon* States and such organizations, if they have not done so previously, to provide the 1540 Committee with a point of contact for assistance by 31 August 2011;

15. *Urges* the 1540 Committee to continue strengthening the Committee's role in facilitating technical assistance for implementation of resolution 1540 (2004), in particular by engaging actively, with the support of the group of experts, in matching offers and requests for assistance, through such means as visits to States, at the invitation of the State concerned, assistance templates, action plans or other information submitted to the 1540 Committee;

16. *Supports* the continued efforts of the 1540 Committee to secure a coordinated and transparent assistance process that provides timely and ready availability of information for States seeking assistance and for States prepared to provide assistance;

17. *Encourages* meetings on assistance issues with the participation of the 1540 Committee, between States prepared to offer assistance, States requesting assistance, other interested States, and relevant international, regional and subregional organizations;

### **Cooperation with International, Regional, and Subregional Organizations**

18. *Calls upon* relevant international, regional and subregional organizations to designate and provide the 1540 Committee by 31 August 2011 with a point of contact or coordinator for the implementation of resolution 1540 (2004); and *encourages* them to enhance cooperation and information sharing with the 1540 Committee on technical assistance and all other issues of relevance for the implementation of resolution 1540 (2004);

19. *Reiterates* the need to continue to enhance ongoing cooperation among the 1540 Committee, the Security Council Committee established pursuant to resolution 1267 (1999), concerning Al-Qaida and the Taliban, and the Security Council Committee established pursuant to resolution 1373 (2001), concerning counter-terrorism, including through, as appropriate, enhanced information sharing, coordination on visits to States, within their respective mandates, technical assistance and other issues of relevance to all three committees; and expressing its intention to provide guidance to the committees on areas of common interest in order to better coordinate their efforts;

### **Transparency and Outreach**

20. *Requests* the 1540 Committee to continue to institute transparency measures and activities, inter alia by making fullest possible use of the Committee's website, and *urges* the Committee to conduct, with the participation of the group of

experts, regular meetings open to all Member States on the Committee's and group's activities related to the aforementioned objectives;

21. *Requests* the 1540 Committee to continue to organize and participate in outreach events on the implementation of resolution 1540 (2004) at the international, regional, subregional, and, as appropriate, national level, and promote the refinement of these outreach efforts to focus on specific thematic and regional issues related to implementation;

#### **Administration and Resources**

22. *Recognizes* that implementation of the mandate of the 1540 Committee requires sustained support and adequate resources; and to that end:

(a) *Endorses* the existing administrative and logistics support to the 1540 Committee from the Office for Disarmament Affairs, and decides that the Committee should report to the Council by January 2012 on the possibility of strengthening this support, including through strengthening of ODA's regional capacity to support the implementation of the resolution at regional, subregional and national levels;

(b) *Calls upon* the Secretariat to provide and maintain sufficient expertise to support activities of the 1540 Committee as outlined in the present resolution;

(c) *Encourages* States that are able to do so to provide resources to the Office of Disarmament Affairs to assist States in implementing their 1540 obligations, and to make available "in kind" contributions or cost-free training and expertise to the 1540 Committee to help the group of experts meet requests for assistance in a timely and effective manner;

(d) *Invites* the 1540 Committee to consider developing, in close cooperation with relevant international, regional and subregional organizations and other United Nations bodies, ways to utilize and maintain expertise, including, in particular, of former experts of the group, that could be made available for specific missions and assistance needs regarding the implementation of resolution 1540 (2004);

(e) *Urges* the 1540 Committee to continue to encourage and take full advantage of voluntary financial contributions to assist States in identifying and addressing their needs for the implementation of resolution 1540 (2004), and *requests* the 1540 Committee at its discretion, to promote the efficient and effective use of the existing funding mechanisms within the United Nations system;

23. *Decides* to remain seized of the matter.

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**OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10**

State: {State's name} {date}  
Date of Report:

| Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements ? | YES | if YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc) | Remarks<br>(information refers to the page of the English version of the report or an official web site) |
|---|-----|---|--|
| 1 General statement on non-possession of WMD  |     |   |  |
| 2 General statement on commitment to disarmament and non-proliferation  |     |   |  |
| 3 of WMD and related materials to non-State actors  |     |   |  |
| 4 Biological Weapons Convention (BWC)   |     |   |  |
| 5 Chemical Weapons Convention (CWC)   |     |   |  |
| 6 Nuclear Non-Proliferation Treaty (NPT)  |     |   |  |

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to inter-governmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council Resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council Resolutions 1540 and 1673. They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations

|    |   |  |  |  |
|----|---|--|--|--|
| 7  | Comprehensive Nuclear Test Ban Treaty (CTBT)                  |  |  |  |
| 8  | Convention on Physical Protection of Nuclear Material (CPPNM) |  |  |  |
| 9  | Hague Code of Conduct (HCOC)                                  |  |  |  |
| 10 | Geneva Protocol of 1925                                       |  |  |  |
| 11 | International Atomic Energy Agency (IAEA)                     |  |  |  |
| 12 | Nuclear Weapons Free Zone/ Protocol(s)                        |  |  |  |
| 13 | Other Conventions/Treaties                                    |  |  |  |
| 14 | Other Arrangements  |  |  |  |
| 15 | Other   |  |  |  |



## OP 2 - Chemical Weapons (CW)

State: {State's name} {date}  
Date of Report:

| Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ? | National legal framework |   | Enforcement: civil/criminal penalties and others |                                  | Remarks |
|---|--------------------------|---|--|----------------------------------|---------|
|   | YES                      | if YES, indicate source document of national implementation law | YES  | if YES, indicate source document |         |
| 1 manufacture/produce   |                          |   |  |                                  |         |
| 2 acquire   |                          |   |  |                                  |         |
| 3 possess   |                          |   |  |                                  |         |
| 4 stockpile/store   |                          |   |  |                                  |         |
| 5 develop   |                          |   |  |                                  |         |
| 6 transport   |                          |   |  |                                  |         |
| 7 transfer  |                          |   |  |                                  |         |
| 8 use   |                          |   |  |                                  |         |
| 9 participate as an accomplice in a.m. activities   |                          |   |  |                                  |         |
| 10 assist in a.m. activities  |                          |   |  |                                  |         |
| 11 finance a.m. activities  |                          |   |  |                                  |         |
| 12 a.m. activities related to means of delivery   |                          |   |  |                                  |         |
| 13 involvement of non-State actors in a.m. activities   |                          |   |  |                                  |         |
| 14 Other  |                          |   |  |                                  |         |

# **OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials**

State: {State's name} {date}  
Date of Report:

| Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized ? | National legal framework             |                                      | Enforcement: civil/criminal penalties, and others |                                  | Remarks |
|--|--------------------------------------|--------------------------------------|---|----------------------------------|---------|
|  | YES if YES, indicate source document | YES if YES, indicate source document | YES   | If YES, indicate source document |         |
| 1 Measures to account for production   |                                      |                                      |   |                                  |         |
| 2 Measures to account for use  |                                      |                                      |   |                                  |         |
| 3 Measures to account for storage  |                                      |                                      |   |                                  |         |
| 4 Measures to account for transport  |                                      |                                      |   |                                  |         |
| 5 Other measures for accounting  |                                      |                                      |   |                                  |         |
| 6 Measures to secure production  |                                      |                                      |   |                                  |         |
| 7 Measures to secure use   |                                      |                                      |   |                                  |         |
| 8 Measures to secure storage   |                                      |                                      |   |                                  |         |
| 9 Measures to secure transport   |                                      |                                      |   |                                  |         |
| 10 Other measures for securing   |                                      |                                      |   |                                  |         |
| 11 Regulations for physical protection of facilities/materials/ transports   |                                      |                                      |   |                                  |         |
| 12 Licensing of chemical installations/entities/use of materials   |                                      |                                      |   |                                  |         |
| 13 Reliability check of personnel  |                                      |                                      |   |                                  |         |
| 14 Measures to account for/secure/ physically protect means of delivery  |                                      |                                      |   |                                  |         |
| 15 National CWC authority  |                                      |                                      |   |                                  |         |
| 16 Reporting Schedule I, II and III chemicals to OPCW  |                                      |                                      |   |                                  |         |

|    |  |  |  |  |  |  |  |  |  |
|----|--|--|--|--|--|--|--|--|--|
| 17 | Account for, secure or physically protect old chemical weapons |  |  |  |  |  |  |  |  |
| 18 | Other legislation/ regulations controlling chemical materials  |  |  |  |  |  |  |  |  |
| 19 | Other  |  |  |  |  |  |  |  |  |

## OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of CW including Related Materials

State: {State's name} {date}  
Date of Report:

| Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials ? Can violators be penalized ? | National legal framework |                                  | Enforcement: civil/criminal penalties, and measures of implementation, etc |                                  | Remarks |
|--|--------------------------|----------------------------------|--|----------------------------------|---------|
|  | YES                      | if YES, indicate source document | YES  | if YES, indicate source document |         |
| 1 Border control   |                          |                                  |  |                                  |         |
| 2 Technical support of border control measures   |                          |                                  |  |                                  |         |
| 3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology   |                          |                                  |  |                                  |         |
| 4 Enforcement agencies/authorities   |                          |                                  |  |                                  |         |
| 5 Export control legislation in place  |                          |                                  |  |                                  |         |
| 6 Licensing provisions   |                          |                                  |  |                                  |         |
| 7 Individual licensing   |                          |                                  |  |                                  |         |
| 8 General licensing  |                          |                                  |  |                                  |         |
| 9 Exceptions from licensing  |                          |                                  |  |                                  |         |
| 10 Licensing of deemed export/visa   |                          |                                  |  |                                  |         |
| 11 National licensing authority  |                          |                                  |  |                                  |         |
| 12 Interagency review for licenses   |                          |                                  |  |                                  |         |
| 13 Control lists   |                          |                                  |  |                                  |         |
| 14 Updating of lists   |                          |                                  |  |                                  |         |
| 15 Inclusion of technologies   |                          |                                  |  |                                  |         |

|    |   |  |  |  |  |  |  |
|----|---|--|--|--|--|--|--|
| 16 | Inclusion of means of delivery          |  |  |  |  |  |  |
| 17 | End-user controls                       |  |  |  |  |  |  |
| 18 | Catch all clause                        |  |  |  |  |  |  |
| 19 | Intangible transfers                    |  |  |  |  |  |  |
| 20 | Transit control                         |  |  |  |  |  |  |
| 21 | Trans-shipment control                  |  |  |  |  |  |  |
| 22 | Re-export control                       |  |  |  |  |  |  |
| 23 | Control of providing funds              |  |  |  |  |  |  |
| 24 | Control of providing transport services |  |  |  |  |  |  |
| 25 | Control of importation                  |  |  |  |  |  |  |
| 26 | Extraterritorial applicability          |  |  |  |  |  |  |
| 27 | Other                                   |  |  |  |  |  |  |

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

State: {State's name}

Date of Report: {date}

| Can information be provided on the following issues ?               | YES | Remarks |
|---|-----|---------|
| 1 Control lists - items (goods/ equipment/ materials/ technologies) |     |         |
| 2 Control lists - other   |     |         |
| 3 Assistance offered  |     |         |
| 4 Assistance requested  |     |         |
| 5 Assistance in place (bilateral/plurilateral/multilateral)         |     |         |
| 6 Information for industry  |     |         |
| 7 Information for the public  |     |         |

## D

## PROVISIONAL PROCEDURES TO UPHOLD THE AUTHORITY OF THE 1925 GENEVA PROTOCOL

*The General Assembly,*

*Recalling* the provisions of the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods in Warfare, signed at Geneva on 17 June 1925,<sup>88</sup> which entered into force on 8 February 1928,

*Noting* that States parties to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction<sup>89</sup> have reaffirmed their adherence to the principles and objectives of that Protocol and called upon all States to comply with them,

*Noting also* that the Protocol does not provide for the establishment of procedures for investigating reports concerning activities prohibited by the Protocol,

*Noting further* that the Committee on Disarmament is currently engaged in the negotiation of a convention on the prohibition of chemical weapons, which should contain provisions to ensure its effective verification,

*Believing* it conducive to the continued authority of the Protocol that, pending eventual formal arrangements, procedures be established to make possible the prompt and impartial investigation of information concerning possible violations of the provisions of the Protocol,

1. *Calls upon* all States that have not yet done so to accede to the 1925 Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare;

2. *Calls upon* all States to comply with the provisions of the Protocol;

3. *Calls upon* the Committee on Disarmament to expedite its negotiations on a convention on the prohibition of chemical weapons with a view to its submission to the General Assembly with the shortest possible delay;

4. *Requests* the Secretary-General to investigate, with the assistance of qualified experts, information that may be brought to his attention by any Member State concerning activities that may constitute a violation of the Protocol or of the relevant rules of customary international law in order to ascertain thereby the facts of the matter, and promptly to report the results of any such investigation to all Member States and to the General Assembly;

5. *Requests* the Secretary-General, with the co-operation of Member States, to compile, as a matter of priority, and maintain lists of qualified experts whose services could be made available at short notice to undertake such investigations, and of laboratories with the capability to undertake testing for the presence of agents the use of which is prohibited;

6. *Requests* the Secretary-General, in meeting the objectives of paragraph 4 above:

(a) To appoint, as necessary, groups of experts selected from the above-mentioned list to undertake urgent investigation of possible violations;

(b) To make the necessary arrangements for the experts to collect and examine evidence, including on-site, with the co-operation of the countries concerned, to the extent relevant to the investigation, and for such testing as may be required;

(c) To seek, in any such investigation, appropriate assistance and relevant information from all Governments and international organizations concerned, as well as from other appropriate sources;

7. *Further requests* the Secretary-General, with the assistance of qualified consultant experts, to devise procedures for the timely and efficient investigation of information concerning activities that may constitute a violation of the Geneva Protocol or of the relevant rules of customary international law and to assemble and organize systematically documentation relating to the identification of signs and symptoms associated with the use of such agents as a means of facilitating such investigations and the medical treatment that may be required;

8. *Requests* Governments, national and international organizations, as well as scientific and research institutions, to co-operate fully with the Secretary-General in this work;

9. *Requests* the Secretary-General to report to the General Assembly at its thirty-eighth session on the implementation of the present resolution.

101st plenary meeting  
13 December 1982

## E

## CHEMICAL AND BACTERIOLOGICAL (BIOLOGICAL) WEAPONS

*The General Assembly,*

*Having considered* the report of the Secretary-General<sup>93</sup> to which was annexed the report of the Group of Experts to Investigate Reports on the Alleged Use of Chemical Weapons, appointed by the Secretary-General pursuant to General Assembly resolutions 35/144 C of 12 December 1980 and 36/96 C of 9 December 1981,

*Taking note* of the final conclusion of the Group of Experts that, while it could not state that the allegations had been proven, nevertheless it could not disregard the circumstantial evidence suggestive of the possible use of some sort of toxic chemical substance in some instances,<sup>94</sup>

*Recalling* that the use of chemical and biological weapons has been declared incompatible with the accepted norms of civilization,

1. *Takes note* of the report of the Secretary-General and expresses its appreciation to the Group of Experts to Investigate Reports on the Alleged Use of Chemical Weapons for the work it has accomplished, as well as to the Member States that co-operated with the Group in fulfilling its mandate;

2. *Calls anew* for strict observance by all States of the principles and objectives of the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare<sup>88</sup> and condemns all actions that are contrary to those objectives.

101st plenary meeting  
13 December 1982

## 37/99. General and complete disarmament

## A

## NON-STATIONING OF NUCLEAR WEAPONS ON THE TERRITORIES OF STATES WHERE THERE ARE NO SUCH WEAPONS AT PRESENT

*The General Assembly,*

*Conscious* that a nuclear war would have devastating consequences for the whole of mankind,

*Recalling* its resolution 33/91 F of 16 December 1978, which contains an appeal to all nuclear-weapon States to

<sup>93</sup> A/37/259.

<sup>94</sup> *Ibid.*, para. 197.

the consent of the Council, to appoint Major-General Slavko Jović, of Yugoslavia, as Chief Military Observer of the United Nations Iran-Iraq Military Observer Group. In a letter dated 11 August 1988,<sup>47</sup> the President of the Council informed the Secretary-General as follows:

"I have the honour to inform you that your letter dated 10 August 1988<sup>48</sup> concerning your proposal to appoint Major-General Slavko Jović of Yugoslavia as the Chief Military Observer of the United Nations Iran-Iraq Military Observer Group has been brought to the attention of the members of the Security Council. They considered the matter in informal consultations held on 11 August 1988 and agreed with the proposal contained in your letter."

In a letter dated 23 August 1988,<sup>49</sup> the Secretary-General informed the President of the Council of his intention to add Peru and Uruguay to the list of contingents included in the United Nations Iran-Iraq Military Observer Group. In a letter dated 26 August 1988,<sup>50</sup> the President of the Council informed the Secretary-General as follows:

"I have the honour to inform you that your letter dated 23 August 1988<sup>48</sup> concerning the additional contingents for the United Nations Iran-Iraq Military Observer Group has been brought to the attention of the members of the Security Council. They considered the matter in informal consultations held on 26 August and agreed with the proposal contained in your letter."

At its 2825th meeting, on 26 August 1988, the Council proceeded with the discussion of the item entitled "The situation between Iran and Iraq: reports of the missions dispatched by the Secretary-General to investigate allegations of the use of chemical weapons in the conflict between the Islamic Republic of Iran and Iraq (S/20060 and Add.1, S/20063 and Add.1 and S/20134)".<sup>42</sup>

#### **Resolution 620 (1988) of 26 August 1988**

*The Security Council,*

*Recalling* its resolution 612 (1988) of 9 May 1988,

*Having considered* the reports of 20 and 25 July and of 2 and 19 August 1988<sup>50</sup> of the missions dispatched by the

Secretary-General to investigate allegations of the use of chemical weapons in the conflict between the Islamic Republic of Iran and Iraq,

*Deeply dismayed* by the missions' conclusions that there had been continued use of chemical weapons in the conflict between the Islamic Republic of Iran and Iraq and that such use against Iranians had become more intense and frequent,

*Profoundly concerned* by the danger of possible use of chemical weapons in the future,

*Bearing in mind* the current negotiations in the Conference on Disarmament on the complete and effective prohibition of the development, production and stockpiling of chemical weapons and on their destruction,

*Determined* to intensify its efforts to end all use of chemical weapons in violation of international obligations now and in the future,

1. *Condemns resolutely* the use of chemical weapons in the conflict between the Islamic Republic of Iran and Iraq, in violation of obligations under the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare, signed at Geneva on 17 June 1925,<sup>51</sup> and in defiance of its resolution 612 (1988);

2. *Encourages* the Secretary-General to carry out promptly investigations in response to allegations brought to his attention by any Member State concerning the possible use of chemical and bacteriological (biological) or toxic weapons that may constitute a violation of the 1925 Geneva Protocol or other relevant rules of customary international law, in order to ascertain the facts of the matter, and to report the results;

3. *Calls upon* all States to continue to apply, to establish or to strengthen strict control of the export of chemical products serving for the production of chemical weapons, in particular to parties to a conflict, when it is established or when there is substantial reason to believe that they have used chemical weapons in violation of international obligations;

4. *Decides* to consider immediately, taking into account the investigations of the Secretary-General, appropriate and effective measures in accordance with the Charter of the United Nations, should there be any future use of chemical weapons in violation of international law, wherever and by whomever committed.

*Adopted unanimously at the  
2825th meeting.*

<sup>47</sup> S/20112.

<sup>48</sup> S/20154.

<sup>49</sup> S/20155.

<sup>50</sup> *Official Records of the Security Council, Forty-third Year, Supplement for July, August and September 1988*, documents S/20060 and Add.1, S/20063 and Add.1 and S/20134.



be required for the Third Review Conference and its preparation;

3. *Recalls* in that regard the decision taken at the Second Review Conference that the Third Review Conference should consider, *inter alia*, the issues set out in article XII of the Final Declaration of the Second Review Conference;

4. *Reiterates its call* upon all States parties to the Convention to participate in the exchange of information and data agreed to in the Final Declaration of the Second Review Conference and to provide such information and data in conformity with the standardized procedure<sup>40</sup> to the Secretary-General on an annual basis and not later than 15 April;

5. *Also recalls* its request in resolution 44/115 C of 15 December 1989 that the Secretary-General should render the necessary assistance and should provide such services as may be required for the implementation of the relevant parts of the Final Declaration of the Second Review Conference;

6. *Further recalls* its request in resolution 44/115 C that the Secretary-General should circulate to the States parties to the Convention not later than four months prior to the convening of the Third Review Conference a report on the implementation of these confidence-building measures;

7. *Calls upon* all States that have not ratified or acceded to the Convention to do so without delay, thus contributing to the achievement of universal adherence to the Convention and to the strengthening of international confidence.

*54th plenary meeting  
4 December 1990*

## C

### CHEMICAL AND BACTERIOLOGICAL (BIOLOGICAL) WEAPONS: MEASURES TO UPHOLD THE AUTHORITY OF THE 1925 GENEVA PROTOCOL

*The General Assembly,*

*Recalling* its previous resolutions, and those adopted by the Security Council, on the use of chemical weapons,

*Reaffirming* its resolution 44/115 B of 15 December 1989 on measures to uphold the authority of the 1925 Geneva Protocol and to support the conclusion of a chemical weapons convention,

*Bearing in mind* the reaffirmation in the Final Declaration of the Conference of States Parties to the 1925 Geneva Protocol and Other Interested States, held in Paris from 7 to 11 January 1989, of the importance and the continuing validity of the 1925 Protocol,<sup>41</sup>

*Deploring* the use and threat of use of chemical weapons,

1. *Condemns vigorously* all actions that violate or threaten to violate the obligations assumed under the Protocol for the Prohibition of the Use in War of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare, signed at Geneva on 17 June 1925,<sup>42</sup> and other relevant provisions of international law;

<sup>40</sup> BWC/CONF.II/EX/2.

2. *Renews its call* to all States to observe strictly the principles and objectives of the 1925 Geneva Protocol, and reaffirms the vital necessity of upholding its provisions;

3. *Endorses* the proposals of the group of qualified experts established in pursuance of its resolution 42/37 C of 30 November 1987 concerning technical guidelines and procedures to guide the Secretary-General in the conduct of timely and efficient investigation of the reports of use of chemical and bacteriological (biological) or toxin weapons;<sup>43</sup>

4. *Notes* the continuing significance of the Security Council decision to consider immediately, taking into account the investigations of the Secretary-General, appropriate and effective measures in accordance with the Charter of the United Nations,<sup>42</sup> should there be any future use of chemical weapons in violation of international law.

*54th plenary meeting  
4 December 1990*

## 45/58. General and complete disarmament

### A

#### RELATIONSHIP BETWEEN DISARMAMENT AND DEVELOPMENT

*The General Assembly,*

*Recalling* the provisions of the Final Document of the Tenth Special Session of the General Assembly<sup>45</sup> related to the relationship between disarmament and development,

*Recalling also* the adoption on 11 September 1987 of the Final Document of the International Conference on the Relationship between Disarmament and Development,<sup>43</sup>

*Stressing* the growing importance of the relationship between disarmament and development in current international relations,

1. *Welcomes* the report of the Secretary-General<sup>44</sup> and actions undertaken in accordance with the Final Document of the International Conference on the Relationship between Disarmament and Development;

2. *Requests* the Secretary-General to continue to take action, through the appropriate organs and within available resources, for the implementation of the action programme adopted at the International Conference;<sup>45</sup>

3. *Also requests* the Secretary-General to submit a report to the General Assembly at its forty-sixth session;

4. *Decides* to include in the provisional agenda of its forty-sixth session the item entitled "Relationship between disarmament and development".

*54th plenary meeting  
4 December 1990*

<sup>41</sup> A/44/561, annex.

<sup>42</sup> Security Council resolution 620 (1988).

<sup>43</sup> United Nations publication, Sales No. E.87.IX.8.

<sup>44</sup> A/45/592.

<sup>45</sup> United Nations publication, Sales No. E.87.IX.8, para. 35.





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## Sixtieth session

Agenda items 46 and 120

### **Integrated and coordinated implementation of and follow-up to the outcomes of the major United Nations conferences and summits in the economic, social and related fields**

#### **Follow-up to the outcome of the Millennium Summit**

## **Uniting against terrorism: recommendations for a global counter-terrorism strategy**

### **Report of the Secretary-General**

#### **I. Introduction**

1. As Member States will recall, in 2004 the High-level Panel on Threats, Challenges and Change recommended in its report (A/59/565) that I promote a comprehensive global strategy against terrorism, one that would strengthen the ability of responsible States to counter terrorism and promote the rule of law, all while protecting human rights. In Madrid in March of the following year, on the one-year anniversary of the train bombings that killed and maimed more than 1,600 innocent people, I took up the challenge and set out elements of such a strategy. These consisted of five pillars: dissuading people from resorting to terrorism or supporting it; denying terrorists the means to carry out an attack; deterring States from supporting terrorism; developing State capacity to defeat terrorism; and defending human rights. Later the same month, in my report, entitled “In larger freedom: towards development, security, and human rights for all” (A/59/2005), I urged Member States to adopt a strategy along those lines.

2. In the 2005 World Summit Outcome (General Assembly resolution 60/1), Member States welcomed those elements of a strategy, and agreed to develop them further. They requested that I submit proposals to strengthen the capacity of the United Nations system to assist States in combating terrorism and to enhance the coordination of United Nations activities in this regard. In December 2005, the President of the General Assembly asked me for a report on capacity-building, as well as for additional inputs of relevance for the forthcoming work of the General Assembly on a counter-terrorism strategy.

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3. In response to those requests, the present report contains recommendations for a global counter-terrorism strategy, with an emphasis on specific proposals for strengthening the capacity of the United Nations to combat terrorism. In formulating these recommendations, I have been assisted by the Counter-Terrorism Implementation Task Force, which I created in 2005 to bring together key actors in the United Nations system and its partners dealing with counter-terrorism issues. The Task Force is the first step in ensuring that United Nations departments, funds, programmes, agencies and other related entities contribute fully to counter-terrorism efforts, while maximizing synergies and avoiding duplication of work.

4. A real strategy is more than simply a list of laudable goals or an observation of the obvious. To say that we seek to prevent future acts of terrorism and that we seek better responses in the event of a terrorist attack does not amount to a strategy. Only when it guides us in the accomplishment of our goals is a strategy worthy of its name. In order to unite against terrorism, we need an operational strategy that will enable us to work together to counter terrorism. As laid out here, my recommendations for a strategy seek to both guide and unite us by emphasizing operational elements of dissuasion, denial, deterrence, development of State capacity and defence of human rights. What is common to all of these elements is the indispensability of the rule of law, nationally and internationally, in countering the threat of terrorism.

5. Inherent to the rule of law is the defence of human rights — a core value of the United Nations and a fundamental pillar of our work. Effective counter-terrorism measures and the protection of human rights are not conflicting goals, but complementary and mutually reinforcing ones. Accordingly, the defence of human rights is essential to the fulfilment of all aspects of a counter-terrorism strategy. The central role of human rights is therefore highlighted in every substantive section of this report, in addition to a section on human rights per se.

6. Victims of terrorist acts are denied their most fundamental human rights. Accordingly, a counter-terrorism strategy must emphasize the victims and promote their rights. In addition, implementing a global strategy that relies in part on dissuasion, is firmly grounded in human rights and the rule of law, and gives focus to victims depends on the active participation and leadership of civil society. Therefore, highlighted throughout this report is the role civil society can play in promoting a truly global strategy against terrorism.

**2. Nuclear, biological, chemical or radiological weapons**

47. A nuclear, biological, chemical or radiological terrorist attack would have a devastatingly far-reaching impact. In addition to causing widespread death and destruction, it could deal a crippling blow to the world economy and drive millions of people into dire poverty. An ensuing effect on infant mortality could unleash a second wave of deaths throughout the developing world.

48. Our common goal must be to secure, and wherever possible eliminate, nuclear, biological, chemical or radiological weapons and implement effective domestic and export controls on dual-use materials related to weapons of mass destruction. Although there exist distinct challenges for controlling the peaceful use of each type of hazardous material, United Nations organizations like the International Atomic Energy Agency (IAEA) and the Organization for the Prohibition of Chemical Weapons have been working with Member States to address these challenges. That vital work must be strengthened.

49. Equally, States should reinforce existing non-proliferation mechanisms and create effective tools to prevent the proliferation of weapons of mass destruction and missiles, consistent with relevant international treaties. As stressed, inter alia, in the Riyadh Declaration adopted at the Counter-Terrorism International Conference held in February 2005, there is, inter alia, a need to strengthen international measures to prevent terrorists from acquiring weapons of mass destruction and to support the role of the United Nations in this respect. States must fully implement Security Council resolution 1540 (2004) by enacting and enforcing effective national legal and regulatory measures to prevent non-State actors from acquiring weapons of mass destruction. I also urge Member States to take steps specified in General Assembly resolution 60/78 on measures to prevent terrorists from acquiring weapons of mass destruction and resolution 60/73 on preventing the risk of radiological terrorism.

50. A majority of States have reported to the Security Council Committee established pursuant to resolution 1540 (2004) on the status of their planned steps in fulfilling the resolution's requirements, including those pertaining to domestic and export controls and contributions to international cooperation. Yet, as at 19 April 2006, 62 States had not yet reported to the Committee. I urge them to do so without delay. Those reports help to identify and close gaps in the system that terrorists might exploit.

51. The recent adoption of the International Convention for the Suppression of Acts of Nuclear Terrorism, which aims to assist States in thwarting terrorist groups

possessing nuclear material and in post-crisis situations by rendering the nuclear material safe in accordance with safeguards provided by IAEA, is a major advance in multilateral efforts to prevent nuclear terrorism. I call on all States to become parties to it and implement it fully. The same applies to the amended Convention on the Physical Protection of Nuclear Material. I also commend the Global Threat Reduction Initiative and the beneficial work that it has brought about.

### **3. The challenge of biological terrorism**

52. The most important under-addressed threat relating to terrorism, and one which acutely requires new thinking on the part of the international community, is that of terrorists using a biological weapon. Biotechnology, like computer technology, has developed exponentially. Such advances herald promising breakthroughs and are one of the key battlefronts in our attempts to eliminate the infectious diseases that kill upwards of 14 million people every year. They can, however, also bring incalculable harm if put to destructive use by those who seek to develop designer diseases and pathogens.

53. We find ourselves now at a point akin to the period in the 1950s, when farsighted citizens, scientists, diplomats and international civil servants recognized the enormous potential impact, both good and bad, of nuclear power. The challenge then was to harness the power of nuclear energy for civilian purposes, and to minimize its use and spread in nuclear weapons. The result was the creation of IAEA and, eventually, the Treaty on the Non-Proliferation of Nuclear Weapons. The answer to biotechnology's dual-use dilemma will look very different. But the approach to developing it must be equally ambitious.

54. Preventing bioterrorism requires innovative solutions specific to the nature of the threat. Biotechnology is not like nuclear technology. Soon, tens of thousands of laboratories worldwide will be operating in a multi-billion-dollar industry. Even students working in small laboratories will be able to carry out gene manipulation. The approach to fighting the abuse of biotechnology for terrorist purposes will have more in common with measures against cybercrime than with the work to control nuclear proliferation.

55. Many Member States see biological weapons as a State-sponsored threat, for which the proper antidote is the Biological Weapons Convention. Indeed, the Convention does need strengthening and I hope that progress is made at the forthcoming Sixth Review Conference. Nonetheless, we need additional measures to address the problem of non-State actors.

56. International dialogue has begun through the follow-up process to the Biological Weapons Convention, while civil society has made novel efforts to address the dual-use issue. The International Committee of the Red Cross has sought to bring attention to the problem among Governments, industry and scientific communities. The International Centre for Genetic Engineering and Biotechnology, working together with various national academies of science, has drafted a code of conduct for scientists working in the biotechnology field.

57. These efforts are to be applauded but, unless they are brought together, their effects will be diffuse. What we need now is a forum that will bring together the various stakeholders — Governments, industry, science, public health, security, the public writ large — into a common programme, built from the bottom up, to ensure

that biotechnology's advances are used for the public good and that the benefits are shared equitably around the world. Such an effort must ensure that nothing is done to impede the potential positive benefits from this technology. The United Nations is well placed to coordinate and facilitate such a forum, and to bring to the table a wide range of relevant actors. I urge Member States to consider this proposal in the near future.







# General Assembly

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## Resolution adopted by the General Assembly

[without reference to a Main Committee (A/60/L.62)]

### 60/288. The United Nations Global Counter-Terrorism Strategy

*The General Assembly,*

*Guided* by the purposes and principles of the Charter of the United Nations, and reaffirming its role under the Charter, including on questions related to international peace and security,

*Reiterating its strong condemnation* of terrorism in all its forms and manifestations, committed by whomever, wherever and for whatever purposes, as it constitutes one of the most serious threats to international peace and security,

*Reaffirming* the Declaration on Measures to Eliminate International Terrorism, contained in the annex to General Assembly resolution 49/60 of 9 December 1994, the Declaration to Supplement the 1994 Declaration on Measures to Eliminate International Terrorism, contained in the annex to General Assembly resolution 51/210 of 17 December 1996, and the 2005 World Summit Outcome,<sup>1</sup> in particular its section on terrorism,

*Recalling* all General Assembly resolutions on measures to eliminate international terrorism, including resolution 46/51 of 9 December 1991, and Security Council resolutions on threats to international peace and security caused by terrorist acts, as well as relevant resolutions of the General Assembly on the protection of human rights and fundamental freedoms while countering terrorism,

*Recalling also* that, in the 2005 World Summit Outcome, world leaders rededicated themselves to support all efforts to uphold the sovereign equality of all States, respect their territorial integrity and political independence, to refrain in their international relations from the threat or use of force in any manner inconsistent with the purposes and principles of the United Nations, to uphold the resolution of disputes by peaceful means and in conformity with the principles of justice and international law, the right to self-determination of peoples which remain under colonial domination or foreign occupation, non-interference in the internal affairs of States, respect for human rights and fundamental freedoms, respect for the equal rights of all without distinction as to race, sex, language or religion, international cooperation in solving international problems of an economic, social, cultural or

<sup>1</sup> See resolution 60/1.

humanitarian character, and the fulfilment in good faith of the obligations assumed in accordance with the Charter,

*Recalling further* the mandate contained in the 2005 World Summit Outcome that the General Assembly should develop without delay the elements identified by the Secretary-General for a counter-terrorism strategy, with a view to adopting and implementing a strategy to promote comprehensive, coordinated and consistent responses, at the national, regional and international levels, to counter terrorism, which also takes into account the conditions conducive to the spread of terrorism,

*Reaffirming* that acts, methods and practices of terrorism in all its forms and manifestations are activities aimed at the destruction of human rights, fundamental freedoms and democracy, threatening territorial integrity, security of States and destabilizing legitimately constituted Governments, and that the international community should take the necessary steps to enhance cooperation to prevent and combat terrorism,

*Reaffirming also* that terrorism cannot and should not be associated with any religion, nationality, civilization or ethnic group,

*Reaffirming further* Member States' determination to make every effort to reach an agreement on and conclude a comprehensive convention on international terrorism, including by resolving the outstanding issues related to the legal definition and scope of the acts covered by the convention, so that it can serve as an effective instrument to counter terrorism,

*Continuing* to acknowledge that the question of convening a high-level conference under the auspices of the United Nations to formulate an international response to terrorism in all its forms and manifestations could be considered,

*Recognizing* that development, peace and security, and human rights are interlinked and mutually reinforcing,

*Bearing in mind* the need to address the conditions conducive to the spread of terrorism,

*Affirming* Member States' determination to continue to do all they can to resolve conflict, end foreign occupation, confront oppression, eradicate poverty, promote sustained economic growth, sustainable development, global prosperity, good governance, human rights for all and rule of law, improve intercultural understanding and ensure respect for all religions, religious values, beliefs or cultures,

1. *Expresses its appreciation* for the report entitled "Uniting against terrorism: recommendations for a global counter-terrorism strategy" submitted by the Secretary-General to the General Assembly;<sup>2</sup>

2. *Adopts* the present resolution and its annex as the United Nations Global Counter-Terrorism Strategy ("the Strategy");

3. *Decides*, without prejudice to the continuation of the discussion in its relevant committees of all their agenda items related to terrorism and counter-terrorism, to undertake the following steps for the effective follow-up of the Strategy:

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<sup>2</sup> A/60/825.

- (a) To launch the Strategy at a high-level segment of its sixty-first session;
  - (b) To examine in two years progress made in the implementation of the Strategy, and to consider updating it to respond to changes, recognizing that many of the measures contained in the Strategy can be achieved immediately, some will require sustained work through the coming few years and some should be treated as long-term objectives;
  - (c) To invite the Secretary-General to contribute to the future deliberations of the General Assembly on the review of the implementation and updating of the Strategy;
  - (d) To encourage Member States, the United Nations and other appropriate international, regional and subregional organizations to support the implementation of the Strategy, including through mobilizing resources and expertise;
  - (e) To further encourage non-governmental organizations and civil society to engage, as appropriate, on how to enhance efforts to implement the Strategy;
4. *Decides* to include in the provisional agenda of its sixty-second session an item entitled “The United Nations Global Counter-Terrorism Strategy”.

*99th plenary meeting  
8 September 2006*

## **Annex**

### **Plan of action**

We, the States Members of the United Nations, resolve:

1. To consistently, unequivocally and strongly condemn terrorism in all its forms and manifestations, committed by whomever, wherever and for whatever purposes, as it constitutes one of the most serious threats to international peace and security;
2. To take urgent action to prevent and combat terrorism in all its forms and manifestations and, in particular:
  - (a) To consider becoming parties without delay to the existing international conventions and protocols against terrorism, and implementing them, and to make every effort to reach an agreement on and conclude a comprehensive convention on international terrorism;
  - (b) To implement all General Assembly resolutions on measures to eliminate international terrorism and relevant General Assembly resolutions on the protection of human rights and fundamental freedoms while countering terrorism;
  - (c) To implement all Security Council resolutions related to international terrorism and to cooperate fully with the counter-terrorism subsidiary bodies of the Security Council in the fulfilment of their tasks, recognizing that many States continue to require assistance in implementing these resolutions;
3. To recognize that international cooperation and any measures that we undertake to prevent and combat terrorism must comply with our obligations under international law, including the Charter of the United Nations and relevant international conventions and protocols, in particular human rights law, refugee law and international humanitarian law.

**I. Measures to address the conditions conducive to the spread of terrorism**

We resolve to undertake the following measures aimed at addressing the conditions conducive to the spread of terrorism, including but not limited to prolonged unresolved conflicts, dehumanization of victims of terrorism in all its forms and manifestations, lack of the rule of law and violations of human rights, ethnic, national and religious discrimination, political exclusion, socio-economic marginalization and lack of good governance, while recognizing that none of these conditions can excuse or justify acts of terrorism:

1. To continue to strengthen and make best possible use of the capacities of the United Nations in areas such as conflict prevention, negotiation, mediation, conciliation, judicial settlement, rule of law, peacekeeping and peacebuilding, in order to contribute to the successful prevention and peaceful resolution of prolonged unresolved conflicts. We recognize that the peaceful resolution of such conflicts would contribute to strengthening the global fight against terrorism;

2. To continue to arrange under the auspices of the United Nations initiatives and programmes to promote dialogue, tolerance and understanding among civilizations, cultures, peoples and religions, and to promote mutual respect for and prevent the defamation of religions, religious values, beliefs and cultures. In this regard, we welcome the launching by the Secretary-General of the initiative on the Alliance of Civilizations. We also welcome similar initiatives that have been taken in other parts of the world;

3. To promote a culture of peace, justice and human development, ethnic, national and religious tolerance and respect for all religions, religious values, beliefs or cultures by establishing and encouraging, as appropriate, education and public awareness programmes involving all sectors of society. In this regard, we encourage the United Nations Educational, Scientific and Cultural Organization to play a key role, including through inter-faith and intra-faith dialogue and dialogue among civilizations;

4. To continue to work to adopt such measures as may be necessary and appropriate and in accordance with our respective obligations under international law to prohibit by law incitement to commit a terrorist act or acts and prevent such conduct;

5. To reiterate our determination to ensure the timely and full realization of the development goals and objectives agreed at the major United Nations conferences and summits, including the Millennium Development Goals. We reaffirm our commitment to eradicate poverty and promote sustained economic growth, sustainable development and global prosperity for all;

6. To pursue and reinforce development and social inclusion agendas at every level as goals in themselves, recognizing that success in this area, especially on youth unemployment, could reduce marginalization and the subsequent sense of victimization that propels extremism and the recruitment of terrorists;

7. To encourage the United Nations system as a whole to scale up the cooperation and assistance it is already conducting in the fields of rule of law, human rights and good governance to support sustained economic and social development;

8. To consider putting in place, on a voluntary basis, national systems of assistance that would promote the needs of victims of terrorism and their families and facilitate the normalization of their lives. In this regard, we encourage States to request the relevant United Nations entities to help them to develop such national

systems. We will also strive to promote international solidarity in support of victims and foster the involvement of civil society in a global campaign against terrorism and for its condemnation. This could include exploring at the General Assembly the possibility of developing practical mechanisms to provide assistance to victims.

## **II. Measures to prevent and combat terrorism**

We resolve to undertake the following measures to prevent and combat terrorism, in particular by denying terrorists access to the means to carry out their attacks, to their targets and to the desired impact of their attacks:

1. To refrain from organizing, instigating, facilitating, participating in, financing, encouraging or tolerating terrorist activities and to take appropriate practical measures to ensure that our respective territories are not used for terrorist installations or training camps, or for the preparation or organization of terrorist acts intended to be committed against other States or their citizens;

2. To cooperate fully in the fight against terrorism, in accordance with our obligations under international law, in order to find, deny safe haven and bring to justice, on the basis of the principle of extradite or prosecute, any person who supports, facilitates, participates or attempts to participate in the financing, planning, preparation or perpetration of terrorist acts or provides safe havens;

3. To ensure the apprehension and prosecution or extradition of perpetrators of terrorist acts, in accordance with the relevant provisions of national and international law, in particular human rights law, refugee law and international humanitarian law. We will endeavour to conclude and implement to that effect mutual judicial assistance and extradition agreements and to strengthen cooperation between law enforcement agencies;

4. To intensify cooperation, as appropriate, in exchanging timely and accurate information concerning the prevention and combating of terrorism;

5. To strengthen coordination and cooperation among States in combating crimes that might be connected with terrorism, including drug trafficking in all its aspects, illicit arms trade, in particular of small arms and light weapons, including man-portable air defence systems, money-laundering and smuggling of nuclear, chemical, biological, radiological and other potentially deadly materials;

6. To consider becoming parties without delay to the United Nations Convention against Transnational Organized Crime<sup>3</sup> and to the three protocols supplementing it,<sup>4</sup> and implementing them;

7. To take appropriate measures, before granting asylum, for the purpose of ensuring that the asylum-seeker has not engaged in terrorist activities and, after granting asylum, for the purpose of ensuring that the refugee status is not used in a manner contrary to the provisions set out in section II, paragraph 1, above;

8. To encourage relevant regional and subregional organizations to create or strengthen counter-terrorism mechanisms or centres. Should they require cooperation and assistance to this end, we encourage the Counter-Terrorism Committee and its Executive Directorate and, where consistent with their existing

<sup>3</sup> Resolution 55/25, annex I.

<sup>4</sup> Resolution 55/25, annexes II and III; and resolution 55/255, annex.

mandates, the United Nations Office on Drugs and Crime and the International Criminal Police Organization, to facilitate its provision;

9. To acknowledge that the question of creating an international centre to fight terrorism could be considered, as part of international efforts to enhance the fight against terrorism;

10. To encourage States to implement the comprehensive international standards embodied in the Forty Recommendations on Money-Laundering and Nine Special Recommendations on Terrorist Financing of the Financial Action Task Force, recognizing that States may require assistance in implementing them;

11. To invite the United Nations system to develop, together with Member States, a single comprehensive database on biological incidents, ensuring that it is complementary to the biocrimes database contemplated by the International Criminal Police Organization. We also encourage the Secretary-General to update the roster of experts and laboratories, as well as the technical guidelines and procedures, available to him for the timely and efficient investigation of alleged use. In addition, we note the importance of the proposal of the Secretary-General to bring together, within the framework of the United Nations, the major biotechnology stakeholders, including industry, the scientific community, civil society and Governments, into a common programme aimed at ensuring that biotechnology advances are not used for terrorist or other criminal purposes but for the public good, with due respect for the basic international norms on intellectual property rights;

12. To work with the United Nations with due regard to confidentiality, respecting human rights and in compliance with other obligations under international law, to explore ways and means to:

(a) Coordinate efforts at the international and regional levels to counter terrorism in all its forms and manifestations on the Internet;

(b) Use the Internet as a tool for countering the spread of terrorism, while recognizing that States may require assistance in this regard;

13. To step up national efforts and bilateral, subregional, regional and international cooperation, as appropriate, to improve border and customs controls in order to prevent and detect the movement of terrorists and prevent and detect the illicit traffic in, inter alia, small arms and light weapons, conventional ammunition and explosives, and nuclear, chemical, biological or radiological weapons and materials, while recognizing that States may require assistance to that effect;

14. To encourage the Counter-Terrorism Committee and its Executive Directorate to continue to work with States, at their request, to facilitate the adoption of legislation and administrative measures to implement the terrorist travel-related obligations and to identify best practices in this area, drawing whenever possible on those developed by technical international organizations, such as the International Civil Aviation Organization, the World Customs Organization and the International Criminal Police Organization;

15. To encourage the Committee established pursuant to Security Council resolution 1267 (1999) to continue to work to strengthen the effectiveness of the travel ban under the United Nations sanctions regime against Al-Qaida and the Taliban and associated individuals and entities, as well as to ensure, as a matter of priority, that fair and transparent procedures exist for placing individuals and entities on its lists, for removing them and for granting humanitarian exceptions. In

this regard, we encourage States to share information, including by widely distributing the International Criminal Police Organization/United Nations special notices concerning people subject to this sanctions regime;

16. To step up efforts and cooperation at every level, as appropriate, to improve the security of manufacturing and issuing identity and travel documents and to prevent and detect their alteration or fraudulent use, while recognizing that States may require assistance in doing so. In this regard, we invite the International Criminal Police Organization to enhance its database on stolen and lost travel documents, and we will endeavour to make full use of this tool, as appropriate, in particular by sharing relevant information;

17. To invite the United Nations to improve coordination in planning a response to a terrorist attack using nuclear, chemical, biological or radiological weapons or materials, in particular by reviewing and improving the effectiveness of the existing inter-agency coordination mechanisms for assistance delivery, relief operations and victim support, so that all States can receive adequate assistance. In this regard, we invite the General Assembly and the Security Council to develop guidelines for the necessary cooperation and assistance in the event of a terrorist attack using weapons of mass destruction;

18. To step up all efforts to improve the security and protection of particularly vulnerable targets, such as infrastructure and public places, as well as the response to terrorist attacks and other disasters, in particular in the area of civil protection, while recognizing that States may require assistance to this effect.

### **III. Measures to build States' capacity to prevent and combat terrorism and to strengthen the role of the United Nations system in this regard**

We recognize that capacity-building in all States is a core element of the global counter-terrorism effort, and resolve to undertake the following measures to develop State capacity to prevent and combat terrorism and enhance coordination and coherence within the United Nations system in promoting international cooperation in countering terrorism:

1. To encourage Member States to consider making voluntary contributions to United Nations counter-terrorism cooperation and technical assistance projects, and to explore additional sources of funding in this regard. We also encourage the United Nations to consider reaching out to the private sector for contributions to capacity-building programmes, in particular in the areas of port, maritime and civil aviation security;

2. To take advantage of the framework provided by relevant international, regional and subregional organizations to share best practices in counter-terrorism capacity-building, and to facilitate their contributions to the international community's efforts in this area;

3. To consider establishing appropriate mechanisms to rationalize States' reporting requirements in the field of counter-terrorism and eliminate duplication of reporting requests, taking into account and respecting the different mandates of the General Assembly, the Security Council and its subsidiary bodies that deal with counter-terrorism;

4. To encourage measures, including regular informal meetings, to enhance, as appropriate, more frequent exchanges of information on cooperation and technical assistance among Member States, United Nations bodies dealing with counter-terrorism, relevant specialized agencies, relevant international, regional and

subregional organizations and the donor community, to develop States' capacities to implement relevant United Nations resolutions;

5. To welcome the intention of the Secretary-General to institutionalize, within existing resources, the Counter-Terrorism Implementation Task Force within the Secretariat in order to ensure overall coordination and coherence in the counter-terrorism efforts of the United Nations system;

6. To encourage the Counter-Terrorism Committee and its Executive Directorate to continue to improve the coherence and efficiency of technical assistance delivery in the field of counter-terrorism, in particular by strengthening its dialogue with States and relevant international, regional and subregional organizations and working closely, including by sharing information, with all bilateral and multilateral technical assistance providers;

7. To encourage the United Nations Office on Drugs and Crime, including its Terrorism Prevention Branch, to enhance, in close consultation with the Counter-Terrorism Committee and its Executive Directorate, its provision of technical assistance to States, upon request, to facilitate the implementation of the international conventions and protocols related to the prevention and suppression of terrorism and relevant United Nations resolutions;

8. To encourage the International Monetary Fund, the World Bank, the United Nations Office on Drugs and Crime and the International Criminal Police Organization to enhance cooperation with States to help them to comply fully with international norms and obligations to combat money-laundering and the financing of terrorism;

9. To encourage the International Atomic Energy Agency and the Organization for the Prohibition of Chemical Weapons to continue their efforts, within their respective mandates, in helping States to build capacity to prevent terrorists from accessing nuclear, chemical or radiological materials, to ensure security at related facilities and to respond effectively in the event of an attack using such materials;

10. To encourage the World Health Organization to step up its technical assistance to help States to improve their public health systems to prevent and prepare for biological attacks by terrorists;

11. To continue to work within the United Nations system to support the reform and modernization of border management systems, facilities and institutions at the national, regional and international levels;

12. To encourage the International Maritime Organization, the World Customs Organization and the International Civil Aviation Organization to strengthen their cooperation, work with States to identify any national shortfalls in areas of transport security and provide assistance, upon request, to address them;

13. To encourage the United Nations to work with Member States and relevant international, regional and subregional organizations to identify and share best practices to prevent terrorist attacks on particularly vulnerable targets. We invite the International Criminal Police Organization to work with the Secretary-General so that he can submit proposals to this effect. We also recognize the importance of developing public-private partnerships in this area.



#### **IV. Measures to ensure respect for human rights for all and the rule of law as the fundamental basis of the fight against terrorism**

We resolve to undertake the following measures, reaffirming that the promotion and protection of human rights for all and the rule of law is essential to all components of the Strategy, recognizing that effective counter-terrorism measures and the protection of human rights are not conflicting goals, but complementary and mutually reinforcing, and stressing the need to promote and protect the rights of victims of terrorism:

1. To reaffirm that General Assembly resolution 60/158 of 16 December 2005 provides the fundamental framework for the “Protection of human rights and fundamental freedoms while countering terrorism”;

2. To reaffirm that States must ensure that any measures taken to combat terrorism comply with their obligations under international law, in particular human rights law, refugee law and international humanitarian law;

3. To consider becoming parties without delay to the core international instruments on human rights law, refugee law and international humanitarian law, and implementing them, as well as to consider accepting the competence of international and relevant regional human rights monitoring bodies;

4. To make every effort to develop and maintain an effective and rule of law-based national criminal justice system that can ensure, in accordance with our obligations under international law, that any person who participates in the financing, planning, preparation or perpetration of terrorist acts or in support of terrorist acts is brought to justice, on the basis of the principle to extradite or prosecute, with due respect for human rights and fundamental freedoms, and that such terrorist acts are established as serious criminal offences in domestic laws and regulations. We recognize that States may require assistance in developing and maintaining such effective and rule of law-based criminal justice systems, and we encourage them to resort to the technical assistance delivered, inter alia, by the United Nations Office on Drugs and Crime;

5. To reaffirm the important role of the United Nations system in strengthening the international legal architecture by promoting the rule of law, respect for human rights and effective criminal justice systems, which constitute the fundamental basis of our common fight against terrorism;

6. To support the Human Rights Council and to contribute, as it takes shape, to its work on the question of the promotion and protection of human rights for all in the fight against terrorism;

7. To support the strengthening of the operational capacity of the Office of the United Nations High Commissioner for Human Rights, with a particular emphasis on increasing field operations and presences. The Office should continue to play a lead role in examining the question of protecting human rights while countering terrorism, by making general recommendations on the human rights obligations of States and providing them with assistance and advice, in particular in the area of raising awareness of international human rights law among national law-enforcement agencies, at the request of States;

8. To support the role of the Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism. The Special Rapporteur should continue to support the efforts of States and offer concrete advice by corresponding with Governments, making country visits, liaising with the United Nations and regional organizations and reporting on these issues.

