

Check against delivery

STATEMENT
BY MR. OMAR HILALE (MOROCCO)
CHAIR OF THE 2018 SESSION OF
THE SPECIAL COMMITTEE ON THE CHARTER OF THE
UNITED NATIONS AND ON THE STRENGTHENING OF THE ROLE OF
THE ORGANIZATION
BEFORE THE SIXTH COMMITTEE
SEVENTY-THIRD SESSION OF THE GENERAL ASSEMBLY
AGENDA ITEM 85

12 October 2018

Mr. Chair,

I have the honour and great pleasure to introduce the report of the 2018 session of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, contained in Supplement No. 33 (A/73/33).

The Special Committee met in New York from 20 to 28 February 2018 and continued its deliberations on the questions mandated by General Assembly resolution 72/118. It may be recalled that in operative paragraph 3 of the resolution, the Special Committee was requested:

“(a) To continue its consideration of all proposals concerning the question of the maintenance of international peace and security in all its aspects in order to strengthen the role of the United Nations and, in this context, to consider other proposals relating to the maintenance of international peace and security already submitted or which may be submitted to the Special Committee at its session in 2018, including strengthening the relationship and cooperation between the United Nations and regional organizations or arrangements in the peaceful settlement of disputes;

(b) To consider, in accordance with paragraph 2 of the annex to resolution [71/146](#) of 13 December 2016, in an appropriate, substantive manner and framework, the question of the implementation of the provisions of the Charter of the United Nations relating to assistance to third States affected by the application of sanctions (Article 50 of the Charter) based on all of the related reports of the Secretary-General¹ and the proposals submitted on the question, and requests the Secretary-General to submit his next report on this issue to the General Assembly at its seventy-fourth session;

(c) To keep on its agenda the question of the peaceful settlement of disputes between States;

(d) To consider, as appropriate, any proposal referred to it by the General Assembly in the implementation of the decisions of the high-level plenary meeting of the sixtieth session of the Assembly in

¹ [A/48/573-S/26705](#), [A/49/356](#), [A/50/60-S/1995/1](#), [A/50/361](#), [A/50/423](#), [A/51/317](#), [A/52/308](#), [A/53/312](#), [A/54/383](#) and [A/54/383/Add.1](#), [A/55/295](#) and [A/55/295/Add.1](#), [A/56/303](#), [A/57/165](#) and [A/57/165/Add.1](#), [A/58/346](#), [A/59/334](#), [A/60/320](#), [A/61/304](#), [A/62/206](#) and [A/62/206/Corr.1](#), [A/63/224](#), [A/64/225](#), [A/65/217](#), [A/66/213](#), [A/67/190](#), [A/68/226](#), [A/69/119](#), [A/70/119](#), [A/71/166](#) and [A/72/136](#).

September 2005 that concern the Charter and any amendments thereto;

(e) To continue to consider, on a priority basis, ways and means of improving its working methods and enhancing its efficiency and utilization of resources with a view to identifying widely acceptable measures for future implementation;”

Pursuant to the decision of the General Assembly in operative paragraph 6 of the resolution, the Special Committee also undertook an annual thematic debate, under the agenda item on the peaceful settlement of disputes, to discuss the means for the settlement of disputes, in accordance with Chapter VI of the Charter, including in particular those contained in Article 33 thereof, and consistent with the Manila Declaration on the Peaceful Settlement of International Disputes. This year, the Special Committee focused on the subtopic “Exchange of information on State practices regarding the use of negotiation and enquiry”.

Mr. Chair,

Allow me now to take you through the Report, which consists of five chapters and an annex. The first of these chapters is entirely procedural. Paragraphs 10 to 12 list all items and proposals that were under consideration by the Special Committee.

Chapter II of the Report relates to the **maintenance of international peace and security**. Paragraphs 14 to 16 pertain to general comments on the topic. Sections A to F of Chapter II then set out the Special Committee’s consideration of a number of items under the topic.

Section A of Chapter II covers the work of the Special Committee on the question of the **implementation of the provisions of the Charter relating to assistance to third States affected by the application of sanctions**. Paragraphs 17 to 18 of the Report reflect the Special Committee’s discussion on this question. As requested in paragraph 5 of resolution 72/118, the Special Committee was briefed by the Secretariat on developments relating to paragraph 12 of

the report of the Secretary-General (A/72/136). A summary of the briefing can be found at paragraph 19 of the Report.

The Special Committee also addressed the question of the **introduction and implementation of sanctions imposed by the United Nations**, as set out in Section B of Chapter II. Paragraphs 20 to 24 of the Report reflect the consideration in the Special Committee on this question. As requested in paragraph 4 of resolution 72/118, the Special Committee was briefed by the Secretariat on the document entitled “Introduction and implementation of sanctions imposed by the United Nations”, annexed to General Assembly resolution 64/115. A summary of the briefing and the following discussion in the Special Committee can be found at paragraphs 25 to 30 of the Report.

Section C of Chapter II, at paragraphs 31 to 33, reflects the Special Committee’s consideration of the revised proposal by Libya with a view to **strengthening the role of the United Nations in the maintenance of international peace and security**.

Section D of Chapter II, at paragraphs 34 to 37, summarizes the discussion on the revised working paper submitted by Belarus and the Russian Federation concerning the **request for an advisory opinion from the International Court of Justice** as to the legal consequences of the resort to the use of force by States without prior authorization by the Security Council, except in the exercise of the right to self-defense.

Section E of Chapter II, at paragraphs 38 to 41, deals with the consideration of the working paper submitted by Cuba on **the strengthening of the role of the Organization and enhancing its effectiveness: adoption of recommendations**.

The last section of Chapter II, Section F, at paragraphs 42 to 46, covers the work of the Special Committee on the revised working paper submitted by Ghana on **strengthening the relationship and cooperation between the United Nations and regional arrangements or agencies in the peaceful settlement of disputes**. The revised working paper is annexed to the Report.

Mr. Chair,

I turn now to Chapter III of the Report, which deals with the item on the **peaceful settlement of disputes**. Paragraphs 47 to 52 pertain to general comments on the topic.

Section A of Chapter III covers the Special Committee's **annual thematic debate on the means for the settlement of disputes**, on the subtopic, "Exchange of information on State practices regarding the use of negotiation and enquiry". A summary of the debate can be found at paragraphs 53 to 57. Paragraph 58 of the Report reflects the recommendation of the Special Committee that the thematic debate for the next session be on the subtopic "Exchange of information on State practices regarding the use of mediation".

Section B of Chapter III, at paragraphs 59 to 61, summarizes the discussion on the Russian Federation's proposal recommending that the Secretariat be requested to establish **a website dedicated to the peaceful settlement of disputes between States and update the 1992 Handbook on the Peaceful Settlement of Disputes between States**.

Mr. Chair,

Chapter IV of the Report, from paragraphs 62 to 73, summarizes the Special Committee's discussion on the *Repertory of Practice of United Nations Organs* and the *Repertoire of the Practice of the Security Council*. The Special Committee was briefed by the Secretariat on the status of the *Repertory* and the *Repertoire*. The recommendations of the Special Committee on this item are set out in paragraph 74 of the Report.

Finally, Mr. Chair,

Chapter V of the Report concerns the consideration of the remaining items on the agenda of the Special Committee. Section A, at paragraphs 75 to 80, reflects a summary of the discussion on the **working methods of the Special Committee**.

Section B, found in paragraphs 81 to 84, summarizes the views expressed on the **identification of new subjects**.

Mr. Chair,

Before concluding, I would like to convey my appreciation to the delegations for their cooperation, as well as to the members of the Bureau for their invaluable assistance and advice.

Thank you.
