



**UNHCR**

**United Nations High Commissioner for Refugees**  
Haut Commissariat des Nations Unies pour les réfugiés

**Thematic Compilation of  
General Assembly &  
Economic and Social Council  
Resolutions**

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<sup>35</sup> See also *List of Country-Specific Resolutions*

<sup>36</sup> See also *Durable Solutions*

<sup>37</sup> See also *Internally Displaced Persons: Role of Secretary-General*

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<sup>38</sup> See also *4. Reporting Obligations*

<sup>39</sup> See also *Local Integration* and *Voluntary Repatriation*

<sup>40</sup> See also *Camps*

<sup>41</sup> See also *Relationship between UNHCR and ExCom / General Assembly* and *Secretary-General: 1. Cooperation with UNHCR*

<sup>42</sup> See also *Executive Committee: 5. Predecessors to ExCom: Advisory Committee & UNREF Executive Committee*

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<sup>43</sup> See also *Internally Displaced Persons* and *Stateless Persons*

<sup>44</sup> See also *Durable Solutions*

<sup>45</sup> See also 4. *Creation of Conditions Conducive to Voluntary Repatriation*

<sup>46</sup> See also *Responsibility for Refugees: 1. Responsibility of Countries of Origin*

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<sup>47</sup> See also 15. *Requests to States and Others*

<sup>48</sup> See also *Regional Refugee Issues*





## **EXPLANATORY NOTE**

The General Assembly and the Economic and Social Council have over the years adopted a number of resolutions which are of particular relevance to the work of UNHCR. This compilation contains a comprehensive selection of provisions relating to UNHCR (including its mandate), refugees and other persons of concern to UNHCR. The document includes General Assembly and Economic and Social Council resolutions from 1946 to December 2002.<sup>1</sup>

The compilation is divided into 65 chapters, organized alphabetically, many of which are further divided into sections and sub-sections.<sup>2</sup> To facilitate searches of the document, systematic cross-references between different chapters, sections and sub-sections have been made. The table of contents provides an index to the document and indicates all cross-references in italics with underlining for chapter headings.

Each chapter, section or sub-section contains a narrative, briefly summarizing the provisions reproduced and a table containing the relevant provisions. The resolutions have been included by paragraph, with General Assembly resolutions preceding those of the Economic and Social Council. The left-hand column of the table gives the resolution number, paragraph number and date of adoption of the resolution. Both preambular and operative paragraphs have been included in the compilation. Preambular paragraphs are indicated by "PP" and operative paragraphs by "OP", and the number of the paragraph is also given in the left-hand column. Where several provisions of the same resolution are relevant to a particular topic, they have been included in the same row of the table. In cases where individual provisions are identical, the first entry has been fully reproduced and references to further resolutions are indicated below the first citation in the left hand column.

In the majority of cases, the full text of the paragraph is reproduced in the right-hand column of the table. However, where considered more useful, only the general subject of the provision has been included. In these cases, a sample provision has often been provided in order to give an example of the type of language which is used.

One of the chapters of the compilation relates to regional refugee issues and seeks to offer an account of the resolutions which relate to particular regions. In addition, at the end of the compilation, a list of country-specific resolutions has been produced in order to facilitate searches for material relating to a particular country.

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Section (PPLA)  
Department of International Protection  
UNHCR Geneva, 20 February 2003**

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<sup>1</sup> Resolutions up to the 57<sup>th</sup> Session of the General Assembly and the 2002 Session of the Economic and Social Council are included.

<sup>2</sup> Any section or sub-section entitled "General" is always the first section or sub-section, and there are several other exceptions to the alphabetical listing, in order to make the sections follow each other logically.



## ACCESS TO PERSONS IN NEED OF PROTECTION

*The provisions reproduced below request States to ensure prompt, safe and unhindered access for UNHCR and other humanitarian personnel to persons in need of protection, or emphasize the importance of ensuring such access.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 49/169, OP12<br>23 Dec 1994             | 12. <i>Calls</i> , likewise, upon States and all parties to conflicts to take all possible necessary measures to ensure impartial, safe and timely humanitarian access to persons in need of protection and assistance;  |
| 49/174, PP11<br>23 Dec 1994             | <i>Bearing in mind</i> the necessity of facilitating the work of humanitarian organizations, in particular the supply of food, medicine and health care to refugees, returnees and displaced persons, deploring acts of aggression against personnel of humanitarian organizations, particularly those that have led to the loss of life, and stressing the need to guarantee the safety of the personnel of those organizations,  |
| 50/152, OP13<br>21 Dec 1995             | 13. <i>Reiterates</i> that, the grant of asylum or refuge being a peaceful and humanitarian act, refugee camps and settlements must maintain their exclusively civilian and humanitarian character and all parties are obliged to abstain from any activity likely to undermine this, condemns all acts which pose a threat to the personal security of refugees and asylum-seekers, and also those that may endanger the safety and stability of States, calls upon States of refuge to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, and further calls upon States of refuge to take effective measures to prevent the infiltration of armed elements, to provide effective physical protection to refugees and asylum-seekers and to afford the Office of the High Commissioner and other appropriate humanitarian organizations prompt and unhindered access to them; |
| 51/75, OP6<br>12 Dec 1996               | 6. <i>Emphasizes</i> the importance of ensuring access by the Office of the High Commissioner to asylum-seekers, refugees and other persons of effective manner, expresses deep concern at conditions in a number of countries or regions that seriously impede the delivery of humanitarian assistance and protection, and calls upon States to take all necessary measures to ensure such access and to ensure the security of staff engaged in humanitarian operations;   |
| 52/103, OP7<br>12 Dec 1997              | 7. <i>Condemns</i> all acts that pose a threat to the personal security of refugees and asylum-seekers, and calls upon States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, as well as to abstain from any activity likely to undermine this, <i>inter alia</i> , through effective measures to prevent the  |

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|   | infiltration of armed elements, the identification and separation of any such armed elements from refugee populations, the settlement of refugees in secure locations and by affording to the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to them;  |
| 52/167, OP3,<br>16 Dec 1997<br><br>53/87, OP11<br>7 Dec 1998<br><br>54/192, OP3<br>17 Dec 1999  | 3. <i>Calls upon</i> all Governments and parties in complex humanitarian emergencies, in particular armed conflicts and post-conflict situations, in countries where humanitarian personnel are operating, in conformity with the relevant provisions of international law and national laws, to cooperate fully with the United Nations and other humanitarian agencies and organizations, and to ensure the safe and unhindered access of humanitarian personnel in order to allow them to perform efficiently their task of assisting the affected civilian population, including refugees and internally displaced persons;         |
| 53/1/N, OP5<br><br>17 Dec 1998  | 5. <i>Again urges</i> the Governments of the region and all concerned parties to provide protection as well as safe and unhindered access for United Nations and other humanitarian personnel to the populations in need in all areas of the region, in accordance with international humanitarian law;   |
| 53/125, OP9<br>12 Feb 1999<br><br>54/146, OP10<br>17 Dec 1999<br><br>55/74, OP11<br>12 Feb 2001 | 9. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees in secure locations and to afford to the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to asylum-seekers, refugees and other persons of concern;   |
| 54/180, OP14<br><br>17 Dec 1999   | 14. <i>Calls upon</i> States to ensure effective protection of, and assistance to, refugees and internally displaced persons, consistent with international law, <i>inter alia</i> , by respecting the principle of nonrefoulement, ensuring full, safe and unhindered access by humanitarian workers to displaced populations and ensuring the security and civilian and humanitarian nature of camps and settlements for refugees and internally displaced persons;   |
| 55/175, OP4<br><br>19 Dec 2000  | 4. <i>Calls upon</i> all Governments and parties in complex humanitarian emergencies, in countries in which humanitarian personnel are operating, in conformity with the relevant provisions of international law and national laws, to cooperate fully with the United Nations and other humanitarian agencies and organizations and to ensure the safe and unhindered access of humanitarian personnel in order to allow them to perform efficiently their task of assisting the affected civilian population, including refugees and internally displaced persons;   |
| 56/217, OP4<br><br>21 Dec 2001  | 4. <i>Calls upon</i> all Governments and parties in complex humanitarian emergencies, in particular in armed conflicts and in post-conflict situations, in countries in which humanitarian personnel are operating, in conformity with the relevant provisions of international law and national laws, to cooperate fully with the United Nations and other humanitarian agencies and organizations and to ensure the safe and unhindered access of humanitarian personnel in order to allow them to perform efficiently their task of assisting the affected civilian population, including refugees and internally displaced persons; |

|                                    |  |
|------------------------------------|--|
| <p>56/166, OP8<br/>19 Dec 2001</p> | <p>8. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, consistent with international law, inter alia, through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees at safe locations, where possible away from the border, and to ensure prompt and unhindered access to them by humanitarian personnel;</p> |
|------------------------------------|--|



## ADMISSION OF REFUGEES

*The provisions reproduced below welcome the admission of refugees, call on States to admit refugees, express concern at non-admission or welcome UNHCR measures to facilitate admission.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 428 (V), OP2 (c)<br>14 Dec 1950         | <p>2. <i>Calls upon</i> governments to co-operate with the United Nations High Commissioner for Refugees in the performance of his functions concerning refugees falling under the competence of his Office, especially by:</p> <p style="text-align: center;">...</p> <p>(c) Admitting refugees to their territories, not excluding those in the most destitute categories;</p>   |
| 1388 (XIV), PP3<br>20 Nov 1959          | <p><i>Noting in particular</i> the progress made, within the framework of the World Refugee Year, as regards the admission of additional numbers of refugees, including handicapped cases, to countries of resettlement, as well as the contribution to the Office of the High Commissioner of additional funds for international assistance to refugees,</p>  |
| 2040 (XX), PP3<br>7 Dec 1965            | <p><i>Noting with satisfaction</i> that the African States are showing a continuing interest in the problems of refugees by generously receiving refugees in a truly humanitarian spirit and by acceding in increasing numbers to the 1951 Convention relating to the Status of Refugees,</p>  |
| 44/137, OP3<br>15 Dec 1989              | <p>3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;</p>  |
| 46/106, PP7<br>16 Dec 1991              | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p> |
| 47/105, PP6<br>16 Dec 1992              | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in</p>   |

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|--|---|
|  | many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,   |
| 48/116, PP10<br>20 Dec 1993<br><br>49/169, PP11<br>23 Dec 1994 | <i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights, |
| 50/152, PP6<br><br>21 Dec 1995                                 | <i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,  |
| 55/74, OP8<br><br>4 Dec 2000                                   | 8. <i>Welcomes</i> measures taken by the Office of the High Commissioner to make protection effective, recognizing that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure protection-oriented solutions;  |
| 56/137, OP6<br>19 Dec 2001<br><br>57/187, OP7<br>18 Dec 2002   | 6. <i>Reiterates</i> that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure durable, protection-oriented solutions, bearing in mind the particular needs of vulnerable groups;  |



## ANNIVERSARIES OF UNHCR AND 1951 CONVENTION

*The provisions reproduced below address the fortieth or fiftieth anniversary of the 1951 Convention and of UNHCR. The provisions welcome the anniversary and the events planned, including the Ministerial Meeting in 2001. The full text of the resolution dedicated to the fiftieth anniversary of UNHCR is reproduced.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 45/140, OP2<br>14 Dec 1990              | 2. <i>Recognizes</i> the urgent need to put all issues related to refugees, asylum-seekers and other migratory flows firmly on the international political agenda, especially in view of the fortieth anniversary of the Office of the High Commissioner and the 1951 Convention relating to the Status of Refugees, and in this connection welcomes initiatives to promote further awareness of and support for the Office, including accessions to this instrument;  |
| 55/74, PP4<br>12 Feb 2001               | <i>Expressing appreciation</i> , in this year which marks the fiftieth anniversary of the Office of the United Nations High Commissioner for Refugees, for the work accomplished since its establishment in responding to the protection and assistance needs of refugees and in promoting durable solutions to their plight, and commending States for their cooperation and support,   |
| 55/74, OP4<br>12 Feb 2001               | 4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty States are now parties to one instrument or to both, welcomes the fact that an intergovernmental event involving those States is planned on the occasion of the fiftieth anniversary of the Convention, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to those instruments and their full implementation;   |
| 55/76<br>4 Dec 2000                     | <p><b>50th anniversary of the Office of UNHCR and World Refugee Day</b></p> <p><i>The General Assembly</i></p> <p>1. <i>Commends</i> the Office of the United Nations High Commissioner for Refugees for its leadership and coordination of international action for refugees, and acknowledges the tireless efforts of the Office of the High Commissioner to provide international protection and assistance to refugees and other persons of concern and to promote durable solutions for their problems during the past fifty years;</p> <p>2. <i>Pays tribute</i> to the dedication of United Nations humanitarian workers and associated personnel, the staff of the Office of the High Commissioner in the field, including local staff, who risk their lives in the performance of their duties;</p> |

|                                |  |
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|                                | <p>3. <i>Reaffirms its support</i> for the activities of the Office of the High Commissioner, in accordance with the relevant General Assembly resolutions, on behalf of returnees, stateless persons and internally displaced persons;</p> <p>4. <i>Notes</i> the crucial role of partnerships with Governments and international, regional and non-governmental organizations, as well as of the participation of refugees in decisions that affect their lives;</p> <p>5. <i>Recognizes</i> that, by virtue of its activities on behalf of refugees and other persons of concern, the Office of the High Commissioner also contributes to promoting the purposes and principles of the United Nations, in particular those related to peace, human rights and development;</p> <p>6. <i>Notes</i> that 2001 marks the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, which sets out the fundamental concepts for international refugee protection;</p> <p>7. <i>Also notes</i> that the Organization of African Unity has agreed that an international refugee day may coincide with Africa Refugee Day on 20 June;</p> <p>8. <i>Decides</i> that, as from 2001, 20 June will be celebrated as World Refugee Day .</p> |
| 55/77, OP9<br>4 Dec 2000       | 9. <i>Notes</i> the intergovernmental event planned in commemoration of the fiftieth anniversary of the adoption of the 1951 Convention relating to the Status of Refugees, in 2001, and encourages African States parties to the Convention to participate actively in the event;   |
| 56/135, PP6 & 7<br>19 Dec 2001 | <p><i>Welcoming also</i> decision AHG/Dec.165 (XXXVII) on the fiftieth anniversary of the adoption of the 1951 Convention relating to the Status of Refugees adopted by the Assembly of Heads of State and Government of the Organization of African Unity at its thirty-seventh ordinary session, held at Lusaka from 9 to 11 July 2001,</p> <p><i>Noting</i> that 2001 marks the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, 7 which, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection regime in Africa,</p>   |
| 56/137, OP2<br>19 Dec 2001     | 2. <i>Welcomes</i> the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, notes that the Convention and the 1967 Protocol thereto have continuously served as the cornerstone of the international refugee protection regime, and welcomes in this context the convening of a ministerial meeting of States parties as an expression of their collective commitment to full and effective implementation of the Convention and Protocol and the values they embody;   |
| 56/166, PP4<br>19 Dec 2001     | <i>Welcoming</i> the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, and noting the continuing relevance of the provisions of the Convention to the situation of people in mass exoduses,  |
| 57/183, PP6<br>18 Dec 2002     | <i>Welcoming also</i> decision AHG/Dec.165 (XXXVII) on the fiftieth anniversary of the adoption of the 1951 Convention relating to the Status of Refugees adopted by the Assembly of Heads of State and Government of the  |

|                            |  |
|----------------------------|--|
|                            | Organization of African Unity at its thirty-seventh ordinary session, held at Lusaka from 9 to 11 July 2001,   |
| 57/187, OP3<br>18 Dec 2002 | 3. <i>Notes</i> that the 1951 Convention relating to the Status of Refugees and the 1967 Protocol thereto have continuously served as the cornerstone of the international refugee protection regime, and welcomes in this context the Declaration adopted at the Ministerial Meeting of States Parties to the Convention and/or its Protocol, held at Geneva on 12 and 13 December 2001 to commemorate the fiftieth anniversary of the Convention, as an expression of their collective commitment to full and effective implementation of the Convention and Protocol and to the values they embody; |



# ASSISTANCE<sup>1</sup>

## 1. ACCESS TO ASSISTANCE

*The provisions reproduced below call for States and donors to ensure access to assistance for women refugees.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/135, OP2 & 4<br><br>11 Dec 1980   | <p>2. <i>Calls upon</i> all States and donors providing immediate relief to refugees and displaced persons to endeavour to lessen the special vulnerability of women in these circumstances, by ensuring their access to emergency relief and to health programmes, and their active participation in decision making in centres or camps for refugees or displaced persons;</p> <p>...</p> <p>4. <i>Further calls upon</i> all States and donors assisting in the rehabilitation, resettlement or repatriation of refugees and displaced persons to recognize the pivotal role of the mother in the family, and thus in the provision of family welfare, to ensure women's rights to physical safety and to facilitate their access to counselling services and material assistance;</p> |

## 2. APPEALS FOR ASSISTANCE

### 2.1 GENERAL APPEALS

*The provisions listed below appeal to States, United Nations agencies, international organizations and non-governmental organizations to provide assistance to refugees. Which of the above entities are addressed varies from provision to provision. There are minor differences in the language used in the appeal but the sample below is indicative of a typical provision.*

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<sup>1</sup> See also Capacity-Building: 3. Assistance for Capacity-Building, Development: 2. Development-Oriented Assistance, Emergency Situations: 1. Assistance, Host Countries: 1. Aid to Host Countries, Internally Displaced Persons: 1. Assistance to Internally Displaced Persons, Secretary General: 3. Mobilization of Assistance, Voluntary Repatriation: 2. Assistance to Countries of Origin & 3. Assistance to Returnees, Women: 1. Access to Assistance & Appeals for Assistance to Refugee Women

## Sample Text

“Calls upon all States to promote durable solutions and to contribute generously to the High Commissioner’s humanitarian programmes in order to assist persons of concern to the High Commissioner in a spirit of international solidarity and burden-sharing.” (39/140, OP10)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |              |  |                                       |             |
|--|--------------|--|---------------------------------------|-------------|
| <b>Resolution &amp; Paragraph No.</b>          | <b>Date</b>  |  | <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |
| 639 (VII), OP4                                 | 20 Dec 1952  |  | 37/195, OP13                          | 18 Dec 1982 |
| 925 (X), OP3                                   | 25 Oct 1955  |  | 38/121, OP10                          | 16 Dec 1983 |
| 1039 (XI), OP6                                 | 23 Jan 1957  |  | 39/140, OP10                          | 14 Dec 1984 |
| 1284 (XIII), OP4                               | 5 Dec 1958   |  | 40/118, OP13                          | 13 Dec 1985 |
| 1388 (XIV), OP1(c)                             | 20 Nov 1958  |  | 41/124, OP16                          | 4 Dec 1986  |
| 1390 (XIV), OP1(b)                             | 20 Nov 1959  |  | 42/109, OP15                          | 7 Dec 1987  |
| 1499 (XV), PP5(c)                              | 5 Dec 1960   |  | 43/117, OP19                          | 8 Dec 1988  |
| 1502 (XV), OP2(d)                              | 5 Dec 1960   |  | 44/137, OP20                          | 15 Dec 1989 |
| 1673 (XVI), OP2(c)                             | 18 Dec 1961  |  | 45/140 A, OP21                        | 14 Dec 1990 |
| 1959 (XVIII), OP2(c)                           | 12 Dec 1963  |  | 46/106, OP17                          | 16 Dec 1991 |
| 2039 (XX), OP2(b)                              | 7 Dec 1965   |  | 47/105, OP22                          | 16 Dec 1992 |
| 2197 (XXI), OP3                                | 16 Dec 1966  |  | 48/116, OP23                          | 20 Dec 1993 |
| 2399 (XXIII), OP2(c)                           | 6 Dec 1968   |  | 49/169, OP24                          | 23 Dec 1994 |
| 2594 (XXIV), OP3                               | 16 Dec 1969  |  | 50/152, OP24                          | 21 Dec 1995 |
| 2650 (XXV), OP3(c)                             | 20 Nov 1970  |  | 51/75, OP20                           | 12 Dec 1996 |
| 2956 (XXVII), OP5(c)                           | 12 Dec 1972  |  | 52/103, OP17                          | 12 Dec 1997 |
| 3143 (XXVIII), OP4(c)                          | 14 Dec 1973  |  | 53/125, OP21                          | 9 Dec 1998  |
| 3271 (XXIX), OP5(c)                            | 10 Dec 1974  |  | 54/146, OP23                          | 17 Dec 1999 |
| 31/35, OP5(c)                                  | 30 Nov 1976  |  | 55/74, OP25                           | 4 Dec 2000  |
| 32/67, OP6                                     | 8 Dec 1977   |  | 56/137, OP11                          | 19 Dec 2001 |
| 34/60, OP5                                     | 29 Nov 1979  |  | 56/166, OP7                           | 19 Dec 2001 |
| 35/41, OP11                                    | 25 Nov 1980  |  | 57/187, OP12                          | 18 Dec 2002 |
| 36/125, OP16                                   | 14 Dec 1981  |  |                                       |             |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |              |  |                                       |             |
| 589 (XX), OP2                                  | 29 July 1955 |  |                                       |             |
| 686 (XXVI), B, OP1(a)                          | 21 July 1958 |  |                                       |             |

## **2.2 COUNTRY-SPECIFIC OR SUBJECT-SPECIFIC APPEALS<sup>2</sup>**

*The provisions listed below appeal to States, United Nations agencies, international organizations and non-governmental organizations to provide assistance to a specific host country or region, to refugees of a specific origin, or for a particular purpose. The purpose of the appeal is indicated in the column of the table entitled “Subject of Appeal”. Which of the above entities are addressed varies from provision to provision. There are minor differences in the language used in the appeal but the sample below is indicative of a typical country-specific appeal.*

<sup>2</sup> See also *Capacities for Protection: 3.2 Appeals for Assistance to Receiving Countries*

Sample Text

“*Appeals* to Member States, international organizations and voluntary agencies to render maximum material, financial and technical assistance to the Government of Somalia in its efforts to provide all necessary assistance to the refugees;” (38/188, OP4)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject of Appeal</b>  |
| 1006 (ES-II), OP2                     | 9 Nov 1956  | Hungarian Refugees  |
| 1129 (XI), OP3                        | 21 Nov 1956 | Hungarian Refugees  |
| 1167 (XII), OP1                       | 26 Nov 1957 | Chinese Refugees in Hong Kong   |
| 1671 (XVI), OP3                       | 18 Dec 1961 | Angolan Refugees in Congo   |
| 1672 (XVI), OP1(c)                    | 18 Dec 1961 | Algerian Refugees in Morocco and Tunisia  |
| 1784 (XVII), OP2                      | 7 Dec 1962  | Chinese Refugees in Hong Kong   |
| 2040 (XX), OP2                        | 7 Dec 1965  | Africa  |
| 2790 (XXVI),                          | 6 Dec 1971  | East Pakistan   |
| 32/70, OP2                            | 8 Dec 1977  | Southern Africa   |
| 32/119, OP5                           | 16 Dec 1977 | Student refugees in southern Africa   |
| 35/42, OP8 & 9                        | 25 Nov 1980 | Assistance for International Conference on Assistance to Refugees in Africa (ICARA) |
|                                       |             | Refugee women and developing, receiving countries                                   |
| 35/135, OP3                           | 11 Dec 1980 |   |
| 35/180, OP4                           | 15 Dec 1980 | Somalia   |
| 35/181, OP4                           | 15 Dec 1980 | Sudan   |
| 35/184, OP6                           | 15 Dec 1980 | Student refugees in southern Africa   |
| 36/124, OP4                           | 14 Dec 1981 | Africa  |
| 36/125, OP10                          | 14 Dec 1981 | Africa  |
| 36/153, OP4                           | 16 Dec 1981 | Somalia   |
| 36/158, OP4                           | 16 Dec 1981 | Sudan   |
| 36/161, OP1                           | 16 Dec 1981 | Ethiopia  |
| 36/170, OP6                           | 16 Dec 1981 | Southern Africa   |
| 37/173, OP5                           | 17 Dec 1982 | Sudan   |
| 37/174, OP4                           | 17 Dec 1982 | Somalia   |
| 37/175, OP3                           | 17 Dec 1982 | Ethiopia  |
| 37/176, OP5                           | 17 Dec 1982 | Djibouti  |
| 37/177, OP6                           | 17 Dec 1982 | Southern Africa   |
| 37/197, OP9                           | 18 Dec 1982 | Assistance for ICARA II   |
| 38/88, OP4                            | 16 Dec 1983 | Somalia   |
| 38/89, OP7                            | 16 Dec 1983 | Djibouti  |
| 38/90, OP6                            | 16 Dec 1983 | Sudan   |
| 38/91, OP3                            | 16 Dec 1983 | Ethiopia  |
| 38/95, OP6 & 7                        | 16 Dec 1983 | Southern Africa   |
| 38/103, OP2                           | 16 Dec 1983 | Assistance to address problem of mass exoduses                                      |
| 38/120, OP4                           | 16 Dec 1983 | Africa  |
| 38/213, OP4                           | 20 Dec 1983 | Djibouti  |
| 39/104, OP4                           | 14 Dec 1984 | Somalia   |
| 39/105, OP2                           | 14 Dec 1984 | Ethiopia  |
| 39/106, OP1 & 2                       | 14 Dec 1984 | Chad  |
| 39/107, OP8                           | 14 Dec 1984 | Djibouti  |
| 39/108, OP6                           | 14 Dec 1984 | Sudan   |
| 39/109, OP6                           | 14 Dec 1984 | Student refugees in southern Africa   |

|                 |             |   |
|-----------------|-------------|---|
| 40/117, OP7     | 13 Dec 1985 | Support for ICARA II commitments  |
| 40/132, OP4     | 13 Dec 1985 | Somalia   |
| 40/132, OP5     | 13 Dec 1985 | Somalia   |
| 40/133, OP2     | 13 Dec 1985 | Ethiopia  |
| 40/134, OP6     | 13 Dec 1985 | Djibouti  |
| 40/135, OP7     | 13 Dec 1985 | Sudan   |
| 40/136, OP2     | 13 Dec 1985 | Chad  |
| 40/138, OP6     | 13 Dec 1985 | Student refugees in southern Africa   |
| 41/122, OP7     | 4 Dec 1986  | Support for ICARA II commitments  |
| 41/136, OP6     | 4 Dec 1986  | Student refugees in southern Africa   |
| 41/137, OP5     | 4 Dec 1986  | Djibouti  |
| 41/138, OP5     | 4 Dec 1986  | Somalia   |
| 41/139, OP8     | 4 Dec 1986  | Sudan   |
| 41/140, OP1 & 2 | 4 Dec 1986  | Chad  |
| 41/141, OP2     | 4 Dec 1986  | Ethiopia  |
| 42/106, OP5     | 7 Dec 1987  | Assistance for International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa |
| 42/106, OP6     | 7 Dec 1987  | Southern Africa   |
| 42/107, OP8     | 7 Dec 1987  | Support for ICARA II commitments  |
| 42/110, OP4     | 7 Dec 1987  | Central America   |
| 42/126, OP5     | 7 Dec 1987  | Djibouti  |
| 42/127, OP3     | 7 Dec 1987  | Somalia   |
| 42/128, OP1 & 2 | 7 Dec 1987  | Chad  |
| 42/129, OP8     | 7 Dec 1987  | Sudan   |
| 42/132, OP4     | 7 Dec 1987  | Malawi  |
| 42/138, OP6     | 7 Dec 1987  | Student refugees in southern Africa   |
| 42/139, OP2     | 7 Dec 1987  | Ethiopia  |
| 43/20, OP10     | 3 Nov 1988  | Afghanistan   |
| 43/116, OP3     | 8 Dec 1988  | Southern Africa   |
| 43/118, OP5     | 8 Dec 1988  | Assistance for International Conference on Central American Refugees  |
| 43/118, OP6     | 8 Dec 1988  | Central America   |
| 43/119, OP4     | 8 Dec 1988  | Assistance for Conference on Indo-Chinese Refugees  |
| 43/141, OP6     | 8 Dec 1988  | Sudan   |
| 43/142, OP5     | 8 Dec 1988  | Djibouti  |
| 43/143, OP1 & 2 | 8 Dec 1988  | Chad  |
| 43/144, OP2     | 8 Dec 1988  | Ethiopia  |
| 43/147, OP5     | 8 Dec 1988  | Somalia   |
| 43/148, OP5     | 8 Dec 1988  | Malawi  |
| 43/149, OP6     | 8 Dec 1988  | Student refugees in southern Africa   |
| 44/15, OP12     | 1 Nov 1989  | Afghanistan   |
| 44/17, OP21     | 1 Nov 1989  | Africa  |
| 44/22, OP12     | 16 Nov 1989 | Kampuchea   |
| 44/136, OP4     | 15 Dec 1989 | Southern Africa   |
| 44/138, OP8     | 15 Dec 1989 | Indo-Chinese Refugees   |
| 44/139, OP6     | 15 Dec 1989 | Central America   |
| 44/149, OP5     | 15 Dec 1989 | Malawi  |
| 44/150, OP5     | 15 Dec 1989 | Djibouti  |
| 44/151, OP6     | 15 Dec 1989 | Sudan   |
| 44/152, OP6 & 7 | 15 Dec 1989 | Somalia   |
| 44/154, OP2     | 15 Dec 1989 | Ethiopia  |
| 44/157, OP6     | 15 Dec 1989 | Student refugees in southern Africa   |
| 45/137, OP4     | 14 Dec 1990 | Southern Africa   |
| 45/139, OP3     | 14 Dec 1990 | Liberia   |
| 45/141, OP11    | 14 Dec 1990 | Central America   |
| 45/154, OP6 & 7 | 18 Dec 1990 | Somalia   |
| 45/156, OP3     | 18 Dec 1990 | Chad  |



|  |               |   |
|--|---------------|---|
| 45/157, OP5                                    | 18 Dec 1990   | Djibouti                                  |
| 45/159, OP5                                    | 18 Dec 1990   | Malawi                                    |
| 45/160, OP6                                    | 18 Dec 1990   | Sudan                                     |
| 45/161, OP2                                    | 18 Dec 1990   | Ethiopia                                  |
| 45/171, OP7                                    | 18 Dec 1990   | Student refugees in southern Africa       |
| 46/107, OP8                                    | 16 Dec 1991   | Central America                           |
| 46/108, OP6                                    | 16 Dec 1991   | Africa                                    |
| 47/103, OP9                                    | 16 Dec 1992   | Central America                           |
| 47/107, OP6                                    | 16 Dec 1992   | Africa                                    |
| 48/114, OP2                                    | 20 Dec 1993   | Azerbaijan                                |
| 48/117, OP10                                   | 20 Dec 1993   | Support for Conference on Central America |
| 48/118, OP6                                    | 20 Dec 1993   | Africa                                    |
| 49/23, OP3 & 4                                 | 2 Dec 1994    | Rwanda                                    |
| 49/169, OP11                                   | 23 Dec 1994   | Internally Displaced Persons              |
| 49/174, OP6, 9 & 10                            | 23 Dec 1994   | Africa                                    |
| 50/149, OP6, 22 & 23                           | 21 Dec 1995   | Africa                                    |
| 50/151, OP8                                    | 21 Dec 1996   | Commonwealth of Independent States (CIS)  |
| 51/71, OP18 & 20                               | 12 Dec 1996   | Africa                                    |
| 52/101, OP18 & 20                              | 12 Dec 1997   | Africa                                    |
| 53/126, OP20 & 22                              | 9 Dec 1998    | Africa                                    |
| 54/147, OP21                                   | 17 Dec 1999   | Africa                                    |
| 55/77, OP27, 30 & 34                           | 4 Dec 2000    | Africa                                    |
| 56/135, OP23, 26 & 29                          | 19 Dec 2001   | Africa                                    |
| 57/113A, OP8 & 9                               | 6 Dec 2002    | Afghanistan                               |
| 57/113B, OP19, 20, 21 & 22                     | 6 Dec 2002    | Afghanistan                               |
| 57/183, PP15, OP9, 25, 27 & 30                 | 18 Dec 2002   | Africa                                    |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |
| 1655 (LII), OP4                                | 1 June 1872   | Sudan                                     |
| 1705 (LIII), OP1                               | 27 July 1972  | Sudan                                     |
| 1741 (LIV), OP4                                | 4 May 1973    | Sudan                                     |
| 1799 (LV), OP3                                 | 30 July 1973  | Sudan                                     |
| 1978/39, OP1                                   | 1 Aug 1978    | Horn of Africa                            |
| 1978/55, OP6                                   | 2 Aug 1978    | Student refugees in Southern Africa       |
| 1980/8, OP1                                    | 28 April 1980 | Ethiopia                                  |
| 1980/9, OP1                                    | 28 April 1980 | Somalia                                   |
| 1980/10, OP5 & 7                               | 28 April 1980 | Sudan                                     |
| 1980/11, OP1                                   | 28 April 1980 | Djibouti                                  |
| 1980/45, OP3 & 4                               | 23 July 1980  | Sudan                                     |
| 1980/53, OP3                                   | 24 July 1980  | Somalia                                   |
| 1980/54, OP3 & 4                               | 24 July 1980  | Ethiopia                                  |
| 1980/55, OP5                                   | 24 July 1980  | Africa                                    |
| 1981/4, OP6                                    | 4 May 1981    | Djibouti                                  |
| 1981/31, OP1                                   | 6 May 1981    | Somalia                                   |
| 1981/32, OP2 & 4                               | 6 May 1981    | Ethiopia                                  |
| 1982/1, OP4                                    | 27 April 1982 | Sudan                                     |
| 1982/2, OP1 & 2                                | 27 April 1982 | Ethiopia                                  |
| 1982/4, OP5                                    | 27 April 1982 | Somalia                                   |
| 1982/25, OP2                                   | 4 May 1982    | Kampuchean Refugees                       |
| 1991/5, OP4                                    | 20 May 1991   | Iraqi Refugees                            |

## 2.3 GENERAL ASSEMBLY OR ECOSOC AUTHORIZATION OF UNHCR APPEALS

*In the provisions reproduced below, the General Assembly or ECOSOC “authorizes” UNHCR to make an appeal for assistance. The appeals are either general or relate to a specific situation or project, and this is indicated in the column entitled “Subject of Appeal”.*

### Sample Text

*“Authorizes the High Commissioner, under paragraph 10 of the Statute of his Office, to issue an appeal for funds for the purpose of enabling emergency aid to be given to the most needy groups among refugees within his mandate;” [538 (V), B, OP1]*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |              |  |
|--|--------------|--|
| <b>Resolution &amp; Paragraph No.</b>          | <b>Date</b>  | <b>Subject of Appeal</b>                                       |
| 538 (VI), B, OP1                               | 2 Feb 1952   | General  |
| 832 (IX), OP3                                  | 21 Oct 1954  | General  |
| 1129 (XI), OP4                                 | 21 Nov 1956  | Hungary  |
| 1166 (XII), OP1(b)                             | 26 Nov 1957  | General  |
| 1166 (XII), OP6                                | 26 Nov 1957  | General  |
| 3456 (XXX), OP3                                | 9 Dec 1975   | Funds for Conference on draft Convention on Territorial Asylum |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |              |  |
| 650 (XXIV), C, OP2                             | 24 July 1957 | General  |

## 2.4 GENERAL ASSEMBLY OR ECOSOC ENDORSEMENT OF APPEALS

*In the provisions reproduced below, the General Assembly or ECOSOC “endorses” an appeal already made by UNHCR or the Government of the host country with regard to a specific situation.*

### Sample Text

*“Endorses the appeals made by the Government of Chad concerning emergency assistance to the voluntary returnees and displaced persons in Chad” (41/140, OP1)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |                |
|---------------------------------------|-------------|----------------|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b> |
| 35/180, OP4                           | 15 Dec 1980 | Somalia        |
| 36/161, OP1                           | 16 Dec 1981 | Ethiopia       |
| 39/106, OP1                           | 14 Dec 1984 | Chad           |
| 40/136, OP1                           | 13 Dec 1985 | Chad           |

|  |               |         |
|--|---------------|---------|
| 41/140, OP1                                    | 4 Dec 1986    | Chad    |
| 42/128, OP1                                    | 7 Dec 1987    | Chad    |
| 43/143, OP1                                    | 8 Dec 1988    | Chad    |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |         |
| 1980/9, OP1                                    | 28 April 1980 | Somalia |

### **3. EVALUATION OF ASSISTANCE NEEDS**

*A number of the provisions reproduced below request UNHCR to review the assistance needs in a certain country or region, sometimes in co-operation with the Secretary-General of the Organization of African Unity. Other provisions request UNHCR to send an inter-agency mission to the country, in co-operation with the UN Secretary-General in order to evaluate assistance needs. In some paragraphs, the country or region at issue is not clear and has therefore been included in brackets below the text.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/42, OP10<br>25 Nov 1980              | 10. <i>Requests</i> the High Commissioner, in close cooperation with the Secretary-General of the Organization of African Unity, to keep under constant review the situation of refugees in Africa in order to ensure maximum international assistance on a global basis;  |
| 35/180, OP6 & 7<br>15 Dec 1980          | 6. <i>Requests</i> the Secretary-General, in co-operation with the High Commissioner, to dispatch a mission to Somalia to make a comprehensive review of the refugee situation in that country in the light of developments since the publication of the report of the interagency mission which visited Somalia in December 1979;<br><br>7. <i>Further requests</i> the Secretary-General, in co-operation with the High Commissioner, to arrange for the report of the review mission to be circulated as soon as it is published, so that the international community may have an updated report on the condition of the refugees in Somalia and an assessment of their over-all needs, including measures for strengthening the social and economic infrastructure of the country; |
| 36/124, OP8<br>14 Dec 1981              | 8. <i>Requests</i> the United Nations High Commissioner for Refugees, in close co-operation with the Secretary-General of the Organization of African Unity, to keep under constant review the situation of refugees in Africa in order to ensure maximum international assistance on a global basis;  |
| 36/153, OP5<br>16 Dec 1981              | 5. <i>Requests</i> the Secretary-General, in co-operation with the United Nations High Commissioner for Refugees, to dispatch a mission to Somalia early in 1982 to make a comprehensive review of the over-all needs of the refugees, including those aspects relating to their settlement and rehabilitation;  |

|                                     |  |
|-------------------------------------|--|
| <p>36/170, OP9<br/>16 Dec 1981</p>  | <p>9. <i>Requests</i> the Secretary-General, in co-operation with the High Commissioner, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1982, of the current status of programmes and to report to the General Assembly at its thirty-seventh session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>   |
| <p>37/174, OP5<br/>17 Dec 1982</p>  | <p>5. <i>Requests</i> the United Nations High Commissioner for Refugees in consultation with the Secretary-General to make a comprehensive review of the over-all needs of the refugees, including those aspects relating to their settlement and rehabilitation;</p> <p>(Somalia)</p>   |
| <p>37/176, OP6<br/>17 Dec 1982</p>  | <p>6. <i>Requests</i> the High Commissioner for Refugees, in co-operation with the Secretary-General, to send an interagency mission to Djibouti to evaluate the needs and the magnitude of the aid required to finance the relief and rehabilitation programmes for the refugees, and to report to the Economic and Social Council at its second regular session in 1983 and to the General Assembly at its thirty-eighth session on the progress achieved in the implementation of the present resolution.</p> |
| <p>37/177, OP9<br/>17 Dec 1982</p>  | <p>9. <i>Requests</i> the Secretary-General, in co-operation with the High Commissioner, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1983, of the current status of the programmes and to report to the General Assembly at its thirty-eighth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| <p>38/88, OP7<br/>16 Dec 1983</p>   | <p>7. <i>Requests</i> the High Commissioner to make a further comprehensive review of the overall needs of the refugees, taking into account those aspects relating to their rehabilitation and settlement;</p> <p>(Somalia)</p>   |
| <p>38/95, OP10<br/>16 Dec 1983</p>  | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1984, of the current status of the programmes and to report to the General Assembly at its thirty-ninth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| <p>39/109, OP10<br/>14 Dec 1984</p> | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1985, of the current status of the programmes and to report to the General Assembly at its fortieth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |

|  |  |
|--|--|
| <p>39/139, OP7<br/>14 Dec 1984</p>                                     | <p>7. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to keep the situation of refugees in Africa under constant review with a view to providing adequate humanitarian assistance for relief and expanded durable solutions;</p>   |
| <p>40/117, OP5<br/>13 Dec 1985<br/><br/>41/122, OP5<br/>4 Dec 1986</p> | <p>5. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to keep the situation of refugees in Africa under constant review so as to ensure that adequate assistance is available for care and maintenance and for bringing about durable solutions;</p>   |
| <p>40/135, OP5<br/>13 Dec 1985</p>                                     | <p>5. <i>Requests</i> the Secretary-General, in view of the massive and increasing presence of the refugees, shrinking financial resources, drought and the serious economic situation in the country, to send, in co-operation and co-ordination with the High Commissioner and relevant specialized agencies, a high-level inter-agency mission to assess the needs and the magnitude of assistance required by the programmes for refugees in the Sudan, as well as the impact of the refugees on the economy and vital public services, with a view to preparing a comprehensive programme of assistance to be submitted to the international community;</p> |
| <p>40/138, OP10<br/>13 Dec 1985</p>                                    | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1986, of the current status of the programmes and to report to the General Assembly at its forty-first session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>   |
| <p>41/136, OP10<br/>4 Dec 1986</p>                                     | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1987, of the current status of the programmes and to report to the General Assembly at its forty-second session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| <p>41/138, OP6<br/>4 Dec 1986</p>                                      | <p>6. <i>Requests</i> the Secretary-General, in co-operation with the Office of the High Commissioner, the United Nations Development Programme and other relevant United Nations agencies, to dispatch a high-level inter-agency mission to Somalia to review existing refugee programmes, taking into account the country's extremely limited resources and the burden that the presence of the refugees places on its economy and vital public services, and to prepare a comprehensive programme of assistance, combining both refugee-related humanitarian and developmental needs, for eventual submission to the international community;</p>             |
| <p>42/107, OP6<br/>7 Dec 1987</p>                                      | <p>6. <i>Requests</i> the High Commissioner to continue to keep the situation of refugees in Africa under constant review so as to ensure that adequate assistance is available for care and maintenance and for bringing about durable solutions;</p>   |
| <p>42/138, OP10</p>  | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-</p>  |

|  |   |
|--|---|
| 7 Dec 1987                                     | <p>General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1988, of the current status of the programmes and to report to the General Assembly at its forty-third session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| 43/149, OP10<br>8 Dec 1988                     | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1989, of the current status of the programmes and to report to the General Assembly at its forty-fourth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p> |
| 44/157, OP10<br>15 Dec 1989                    | <p>10. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1990, of the current status of the programmes and to report to the General Assembly at its forty-fifth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| 45/171, OP11<br>18 Dec 1990                    | <p>11. <i>Requests</i> the High Commissioner, in co-operation with the Secretary-General, to continue to keep the matter under review, to apprise the Economic and Social Council, at its second regular session of 1991, of the current status of the programmes and to report to the General Assembly at its forty-sixth session on the implementation of the present resolution.</p> <p>(Student refugees in southern Africa)</p>  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1980/8, OP2 (a)<br>28 Apr 1980                 | <p>2. <i>Requests</i> the Secretary-General, in co-operation with the United Nations High Commissioner for Refugees:</p> <p>(a) To send a multi-agency mission to Ethiopia to assess the extent of the problem as well as the magnitude of assistance required;</p>   |
| 1980/10, OP8<br>28 Apr 1980                    | <p>8. <i>Requests</i> the Secretary-General, in co-operation with the United Nations High Commissioner for Refugees, to send an interagency mission to the Sudan to assess the needs and the magnitude of assistance required for the financing of the programmes for the relief and settlement of refugees, and to report to the Economic and Social Council on this matter at its first regular session in 1981.</p>                |
| 1980/11, OP4<br>28 Apr 1980                    | <p>4. <i>Requests</i> the Secretary-General to send a United Nations interagency mission to Djibouti to assess the needs of the refugees;</p>   |
| 1980/44, OP4<br>23 July 1980                   | <p>4. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to ensure that adequate assistance programmes are organized for the refugees, to keep the refugee situation in Djibouti under constant review</p>   |

|                             |  |
|-----------------------------|--|
|                             | and to maintain close contact with Member States and governmental and non-governmental organizations concerned, so as to mobilize the necessary assistance for the Government of Djibouti to enable it to cope effectively with the refugee situation;   |
| 1980/53, OP1<br>24 Jul 1980 | 1. <i>Requests</i> the Secretary-General, in co-operation with the United Nations High Commissioner for Refugees, to consider the necessity of dispatching a review mission to Somalia to assess current developments in the refugee situation, as a follow-up to the earlier report of the United Nations interagency mission;  |
| 1981/4, OP7<br>4 May 1981   | 7. <i>Requests</i> the Secretary-General, in collaboration with the United Nations High Commissioner for Refugees, to review the current refugee situation in Djibouti and to submit an updated report, including an assessment of the needs of the people affected by the severe floods in Djibouti, to the General Assembly at its thirty-sixth session;   |
| 1981/31, OP9<br>6 May 1981  | 9. <i>Further requests</i> the United Nations High Commissioner for Refugees to arrange for all pertinent changes and developments in the refugee situation in Somalia since the visit of the United Nations review mission in January 1981 to be brought to the attention of the General Assembly at its thirty-sixth session so that the report of the review mission can be updated;                                  |
| 1982/3, OP6<br>27 Apr 1982  | 6. <i>Requests</i> the Secretary-General, in co-operation with the United Nations High Commissioner for Refugees, to evaluate the needs and the scope of the assistance necessary to finance the relief and rehabilitation programmes for the refugees and to report to the General Assembly, at its thirty-seventh session, on the progress achieved in the implementation of the present resolution;<br><br>(Djibouti) |

#### **4. IMPLEMENTATION OF ASSISTANCE**

*The provisions reproduced below stress the need for the participation of women in the implementation of assistance programmes and request Member States, UNHCR and other organizations to ensure such participation. Another provision urges the UN system to review protection and distribution mechanisms and recommends actions that protect against the misuse of humanitarian assistance.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/135, OP5<br>11 Dec 1980           | 5. <i>Urges</i> the High Commissioner to work with host country Governments to encourage the participation of women, including refugee women, in the administration of refugee assistance programmes, notably the provision of essential food, shelter and medical services in countries of asylum and to |

|  |  |
|--|--|
|  | promote their participation in training and orientation programmes in countries of asylum and resettlement;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, PP3 & OP6<br>30 May 1991              | <p><i>Stressing</i> the potential of refugee and displaced women and the importance of ensuring their full participation when their needs are analysed and programmes are designed and implemented,</p> <p>...</p> <p>6. <i>Urges</i> Member States and the organizations concerned to ensure the full participation of refugee and displaced women in the process of assessing their own needs and in the planning and implementing of programmes;</p>  |
| 2002/32, OP30<br>26 July 2002                  | <p>30. <i>Strongly urges</i> the United Nations system and all humanitarian organizations to adopt and implement appropriate measures, including codes of conduct, for all personnel involved in humanitarian assistance activities, to review protection and distribution mechanisms, and to recommend actions that protect against sexual abuse and exploitation and the misuse of humanitarian assistance, and requests the Secretary-General to report back to the Council in this regard;</p> |

## **5. LOCAL POPULATION AND REFUGEE NEEDS**

*The provision reproduced below recognizes that for the purposes of assistance, it may be impossible to separate the needs of the refugees and the local population.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1671 (XVI), PP3<br>18 Dec 1961          | Recognizing that it is desirable to maintain unity of action in the further provision of assistance in an area where the needs of the refugees cannot, in practice, be separated from those of the local population, |

## **6. NON-DISCRIMINATION IN PROVISION OF ASSISTANCE**

*The provision reproduced below, repeated on three occasions, emphasizes that there should be no discrimination in the provision of assistance to Africa.*



| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 54/147, PP12<br>17 Dec 1999          | <i>Stressing</i> that the provision of relief and assistance to African refugees by the international community should be on (an) equitable, non-discriminatory basis, |
| 55/77, PP14<br>4 Dec 2000            |  |
| 56/135, PP16<br>19 Dec 2001          |  |
| 57/183, PP19<br>18 Dec 2002          |  |

## **7. OBSTACLES TO PROVISION OF ASSISTANCE**

*The provisions reproduced below express concern at the difficult conditions which impede the delivery of humanitarian assistance and call on States to ensure access for assistance.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 47/105, OP20<br>16 Dec 1992          | 20. <i>Expresses</i> deep concern at conditions, in a number of countries or regions, which seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplors the recent loss of lives among the staff involved in humanitarian operations, and calls upon States to take all necessary measures to ensure the safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in their countries;   |
| 48/116, OP22<br>20 Dec 1993          | 22. <i>Expresses</i> deep concern at conditions in a number of countries and regions that seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplors the recent loss of lives among personnel involved in humanitarian operations, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in the countries concerned; |

|                            |  |
|----------------------------|--|
| 51/75, OP6<br>12 Dec 1996  | 6. <i>Emphasizes</i> the importance of ensuring access by the Office of the High Commissioner to asylum-seekers, refugees and other persons of concern in order to enable it to carry out its protection functions in an effective manner, expresses deep concern at conditions in a number of countries or regions that seriously impede the delivery of humanitarian assistance and protection, and calls upon States to take all necessary measures to ensure such access and to ensure the security of staff engaged in humanitarian operations; |
| 56/127, PP7<br>19 Feb 2002 | Concerned by the increasingly difficult context in which humanitarian assistance takes place in some areas, in particular the continuous erosion, in many cases, of respect for the principles and rules of international humanitarian law,  |

## 8. TYPES OF ASSISTANCE

*The provisions reproduced below request various specific forms of assistance for the student refugees in southern Africa.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 31/126, OP3<br>16 Dec 1976           | 3. <i>Requests</i> the Secretary-General, as a matter of urgency, to consult with the Governments of Botswana, Lesotho and Swaziland and the liberation movements concerned with a view to taking immediate steps to organize and provide appropriate emergency financial and other forms of assistance for the care, subsistence and education of these refugee students; |
| 32/70, OP2<br>8 Dec 1977             | 2. <i>Urges</i> Governments to contribute generously towards the programmes of the High Commissioner and to provide him with the necessary facilities required to assist the refugees in southern Africa, inter alia by providing opportunities for local settlement, education and vocational training;   |
| 32/119, OP5<br>16 Dec 1977           | 5. <i>Urges</i> all Governments, intergovernmental and non-governmental organizations and United Nations agencies to contribute generously towards the assistance programmes for these student refugees, both through financial support and by offering the necessary opportunities for their care and subsistence, education and vocational training;                     |
| 33/164, OP7<br>20 Dec 1978           | 7. <i>Requests</i> the Secretary-General and the United Nations High Commissioner for Refugees to continue all efforts necessary for an effective programme of educational and other appropriate assistance for the South African student refugees in Botswana, Lesotho, Swaziland and Zambia;   |

35/184, PP8

15 Dec 1980

*Recognizing* the need to enable former student refugees from Zimbabwe to continue their education in neighbouring countries until alternative arrangements can be made for their education in their own country,



# ASYLUM

## 1. ASYLUM MIGRATION NEXUS

*The majority of the provisions reproduced below note the distinction between migrants and refugees. The first two General Assembly provisions, adopted in the early 1950s, request States to allow refugees to benefit from projects to promote migration.*

| Resolution / Paragraph<br>Number & Date        | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 538 (VI), OP3<br>2 Feb 1952                    | 3. <i>Appeals</i> to States interested in migration to give to refugees within the mandate of the High Commissioner every possible opportunity to participate in and benefit from projects to promote migration.  |
| 639 (VII), OP5<br>20 Dec 1952                  | 5. <i>Reiterates its appeal</i> to all governments, specialized agencies and other inter-governmental and non-governmental organizations interested in migration to give to refugees under the mandate of the High Commissioner every possible opportunity in and benefit from projects to promote migration, including such measures as will facilitate the transit, resettlement and employment of refugees in occupations suitable to their training and skills.   |
| 45/140, OP15<br>14 Dec 1990                    | 15. <i>Endorses</i> the conclusion on the note on international protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, in which, in particular, the Executive Committee recognized the importance of human rights and humanitarian principles and recognized that the current size and characteristics of the refugee and asylum problem necessitate appropriate reassessment of international responses to the problem to date, with a view to developing comprehensive approaches to meet present realities, and at the same time noted the difference between refugees and persons seeking to migrate for economic and related reasons; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 156 (VII), OP5<br>10 August 1948               | 5. <i>Notes</i> that the problem of refugees and displaced persons must be distinguished from the general question of migration as a special question which is to be settled separately in connexion with General Assembly resolution 136 (11);   |
| 1994/14, OP7<br>25 July 1994                   | 7. <i>Emphasizes</i> that international efforts to prevent the smuggling of illegal migrants should not inhibit legal migration or freedom of travel, or undercut the protection provided by international law to refugees;   |

|                              |   |
|------------------------------|---|
| 1995/10, OP7<br>24 July 1995 | 7. <i>Reiterates</i> that international efforts to prevent the smuggling of illegal migrants should not inhibit legal migration or freedom of travel, or undercut the protection provided by international law to refugees, |
|------------------------------|---|

**2. INTERNALLY DISPLACED PERSONS AND ASYLUM** (See *Internally Displaced Persons: 2. Asylum and Internally Displaced Persons*)

**3. OBSERVANCE OF / RESPECT FOR PRINCIPLE OF ASYLUM**

*A number of the provisions reproduced below reaffirm the need for States to observe the principle of asylum, and call on States to uphold the institution of asylum. Other provisions express concern at threats to asylum, and call on States to refrain from measures that jeopardize the institution of asylum. One provision welcomes the “Conclusion on the civilian and humanitarian character of asylum.”*

| Resolution / Paragraph Number & Date                         | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |  |
| 35/41, OP5(a)<br>25 Nov 1980                                 | 5. <i>Urges</i> Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with relevant resolutions of the General Assembly and the Economic and Social Council, especially by:<br><br>(a) Facilitating his efforts in the field of international protection by observing the principle of asylum and non-refoulement relating to refugees;  |
| 36/125, OP5(a)<br>14 Dec 1981                                | 5. <i>Urges</i> Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with his mandate and relevant resolutions of the General Assembly and the Economic and Social Council, especially by:<br><br>(a) Facilitating the High Commissioner's efforts in the field of international protection, in particular by scrupulously observing the principle of asylum and non-refoulement and by protecting asylum-seekers in situations of large-scale influx, as endorsed by the Executive Committee of the Programme of the High Commissioner at its thirty-second session; |
| 37/195, OP2<br>18 Dec 1982<br><br>38/121, OP2<br>16 Dec 1983 | 2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;  |

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|--|--|
| <p>39/140, OP2<br/>14 Dec 1984</p>                                     | <p>2. <i>Strongly</i> reaffirms the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and fully implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>                |
| <p>40/118, OP2<br/>13 Dec 1985<br/><br/>41/124, OP2<br/>4 Dec 1986</p> | <p>2. Strongly reaffirms the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>                             |
| <p>42/109, OP1<br/>7 Dec 1987<br/><br/>43/117, OP1<br/>15 Dec 1989</p> | <p>1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for Governments to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p> |
| <p>44/137, OP3<br/>15 Dec 1989</p>                                     | <p>3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;</p>  |
| <p>45/140 A, OP3<br/>14 Dec 1990</p>                                   | <p>3. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>  |
| <p>46/106, OP4<br/>16 Dec 1991</p>                                     | <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees and asylum-seekers contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>   |
| <p>47/105, OP4<br/>16 Dec 1992</p>                                     | <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures for asylum-seekers and to continue to give humane treatment and to grant asylum to refugees;</p>   |
| <p>48/116, OP3<br/>20 Dec 1993</p>                                     | <p>3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the international protection of refugees, and to respect scrupulously the fundamental principle of non-refoulement;</p>  |

|   |  |
|---|--|
| <p>49/169, OP4<br/>24 Feb 1995</p>                                    | <p>4. <i>Calls upon</i> all States to uphold asylum as an indispensable instrument for the international protection of refugees, and to respect scrupulously the fundamental principle of non-refoulement;</p>   |
| <p>50/149, OP7<br/>21 Dec 1995</p>                                    | <p>7. <i>Expresses its concern</i> regarding instances, in some parts of Africa, where the fundamental principle of asylum is jeopardized as a result of unlawful expulsion, refoulement, or other threats to life, physical security, dignity and well-being;</p>   |
| <p>50/152, OP3<br/>9 Feb 1996</p>                                     | <p>3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the protection of refugees, to ensure respect for the principles of refugee protection, including the fundamental principle of non-refoulement, as well as the humane treatment of asylum-seekers and refugees in accordance with internationally recognized human rights and humanitarian norms;</p>  |
| <p>51/75, OP3 &amp; 5<br/>12 Feb 1997</p>                             | <p>3. <i>Reiterates</i> that everyone, without distinction of any kind, has the right to seek and to enjoy in other countries asylum from persecution, and calls upon all States to uphold asylum as an indispensable instrument for the international protection of refugees and to respect scrupulously the fundamental principle of non-refoulement, which is not subject to derogation;</p> <p>...</p> <p>5. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement, or the threat to life, physical security, integrity, dignity and the well-being of refugees;</p> |
| <p>52/101, OP4<br/>9 Feb 1998<br/><br/>53/126, OP5<br/>9 Dec 1998</p> | <p>4. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;</p>   |
| <p>52/103, OP5<br/>9 Feb 1998</p>                                     | <p>5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law;</p>  |
| <p>53/125, OP5<br/>12 Feb 1999</p>                                    | <p>5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p>  |
| <p>54/146, OP6<br/>17 Dec 1999<br/><br/>55/74, OP6<br/>4 Dec 2000</p> | <p>6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p>  |



|                             |  |
|-----------------------------|--|
| 54/147, OP11<br>17 Dec 1999 | 11. <i>Expresses its concern</i> about instances in which the fundamental principle of asylum is jeopardized by unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees; |
| 55/77, OP16<br>4 Dec 2000   |  |
| 56/135, OP14<br>29 Dec 2001 |  |
| 57/183, OP15<br>18 Dec 2002 |  |

#### 4. RIGHT TO SEEK ASYLUM

*The provisions reproduced below reaffirm the right to seek and enjoy asylum from persecution, sometimes with a specific reference to Article 14 of the Universal Declaration of Human Rights.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 50/152, OP4<br>21 Dec 1995           | 4. <i>Reaffirms</i> that everyone, without distinction of any kind, is entitled to the right to seek and enjoy in other countries asylum from persecution;   |
| 51/75, OP3<br>12 Feb 1997            | 3. <i>Reiterates</i> that everyone, without distinction of any kind, has the right to seek and to enjoy in other countries asylum from persecution, and calls upon all States to uphold asylum as an indispensable instrument for the international protection of refugees and to respect scrupulously the fundamental principle of non-refoulement, which is not subject to derogation;   |
| 52/103, OP5<br>9 Feb 1998            | 5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law; |
| 53/125, OP5<br>12 Feb 1999           | 5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;   |
| 54/146, OP6<br>17 Dec 1999           | 6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries   |

55/47, OP6  
4 Dec 2000

asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;

## ASYLUM PROCEDURES / RECEPTION

### 1. ACCESS TO PROCEDURES

*The provisions reproduced below emphasize that asylum seekers should have access to fair and efficient refugee status determination procedures.*

| Resolution / Paragraph<br>Number & Date                      | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |  |
| 48/116, OP4<br>20 Dec 1993<br><br>51/75, OP4<br>12 Dec 1996  | 4. <i>Urges</i> States to ensure access, consistent with relevant international and regional instruments, for all asylum-seekers to fair and efficient procedures for the determination of refugee status and the granting of asylum to eligible persons;  |
| 49/169, OP5<br>23 Dec 1994<br><br>50/152, OP5<br>21 Dec 1995 | 5. <i>Reiterates</i> the importance of ensuring access, for all persons seeking international protection, to fair and efficient procedures for the determination of refugee status or, as appropriate, to other mechanisms to ensure that persons in need of international protection are identified and granted such protection, while not diminishing the protection afforded to refugees under the terms of the 1951 Convention, the 1967 Protocol and relevant regional instruments; |
| 52/132, PP13<br><br>12 Dec 1997                              | <i>Recalling</i> all relevant human rights standards, including the Universal Declaration of Human Rights, the principles of international protection for refugees and the general conclusions of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees on international protection, and that asylum applicants should have access to fair and expeditious status-determination procedures,  |

### 2. MANIFESTLY UNFOUNDED CLAIMS

*The provision reproduced below urges States to deal expeditiously with manifestly unfounded claims.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

|                            |  |
|----------------------------|--|
| 44/137, OP4<br>15 Dec 1989 | 4. <i>Urges</i> all States to establish quick and effective procedures for determining refugee status and granting asylum in accordance with internationally accepted criteria and appropriate legal guarantees, in order to deal expeditiously with manifestly unfounded claims and to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps; |
|----------------------------|--|

### **3. MISUSE OF ASYLUM PROCEDURES**

*The provisions reproduced below recognize that the misuse of asylum procedures has negative effects on the institution of asylum and on refugee protection.*

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 46/106, OP6<br>16 Dec 1991   | 6. <i>Recognizes</i> that growing misuse of asylum procedures could compromise the institution of asylum and the maintenance of fair and efficient refugee status determination procedures, and endorses the general conclusion on international protection, in particular in relation to refugee status determination, adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its forty-second session; |
| 48/116, PP11<br>20 Dec 1993<br><br>49/169, PP12<br>23 Dec 1994<br><br>50/152, PP8<br>21 Dec 1995 | <i>Recognizing</i> that, in certain regions, the misuse by individuals of asylum procedures jeopardizes the institution of asylum and adversely affects the prompt and effective protection of refugees,  |

### **4. REFUGEE STATUS DETERMINATION**

*The provisions reproduced below recognize the importance of fair and expeditious procedures for refugee status determination and call on States to establish such procedures. In some cases, the provision states that the reason for this request is, inter alia, to avoid prolonged detention or stay in refugee camps.*

| Resolution / Paragraph Number & Date   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 41/124, OP8<br>4 Dec 1986  | 8. <i>Recognizes</i> the importance of fair and expeditious procedures for determining refugee status or granting asylum in order, inter alia, to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps, and urges States to establish such procedures;  |
| 42/109, OP8<br>7 Dec 1987<br>43/117, OP10<br>8 Dec 1988                                  | 8. <i>Recognizes</i> the importance of fair and expeditious procedures for determining refugee status and/or granting asylum in order, inter alia, to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps, and urges States to establish such procedures;  |
| 44/137, OP4<br>15 Dec 1989   | 4. <i>Urges</i> all States to establish quick and effective procedures for determining refugee status and granting asylum in accordance with internationally accepted criteria and appropriate legal guarantees, in order to deal expeditiously with manifestly unfounded claims and to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps;   |
| 45/140 A, OP3<br>14 Dec 1990<br>46/106, OP4<br>16 Dec 1991<br>47/105, OP4<br>16 Dec 1992 | 3. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;   |
| 48/116, OP4<br>20 Dec 1993<br>51/75, OP4<br>12 Dec 1996                                  | 4. <i>Urges</i> States to ensure access, consistent with relevant international and regional instruments, for all asylum-seekers to fair and efficient procedures for the determination of refugee status and the granting of asylum to eligible persons;  |
| 49/169, OP5<br>23 Dec 1994<br>50/152, OP5<br>21 Dec 1995                                 | 5. <i>Reiterates</i> the importance of ensuring access, for all persons seeking international protection, to fair and efficient procedures for the determination of refugee status or, as appropriate, to other mechanisms to ensure that persons in need of international protection are identified and granted such protection, while not diminishing the protection afforded to refugees under the terms of the 1951 Convention, the 1967 Protocol and relevant regional instruments; |
| 52/132, PP13<br>12 Dec 1997  | <i>Recalling</i> all relevant human rights standards, including the Universal Declaration of Human Rights, the principles of international protection for refugees and the general conclusions of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees on international protection, and that asylum applicants should have access to fair and expeditious status-determination procedures,  |

## 5. RECEPTION

*The provision reproduced welcomes the “Conclusion on reception of asylum-seekers in the context of individual asylum systems.”*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 57/187, OP2 & 7<br><br>18 Dec 2002      | <p>2. <i>Welcomes</i> the important work undertaken by the Office of the High Commissioner and its Executive Committee in the course of the year and notes in this context the conclusion on the civilian and humanitarian character of asylum, the conclusion on reception of asylum-seekers in the context of individual asylum systems and the progress achieved with respect to recognizing the important contribution of host developing countries; welcomes also the importance attached to cooperation with the New Partnership for Africa’s Development; welcomes further the active engagement of the Office of the High Commissioner in the Inter-Agency Standing Committee Task Force on Protection from Sexual Exploitation and Abuse in Humanitarian Crises and the drafting of a policy on sexual exploitation, and encourages the Office of the High Commissioner to continue combating such practices; and welcomes the renewed efforts made by the Office of the High Commissioner to promote durable solutions for refugees;</p> <p>...</p> <p>7. <i>Reiterates</i> that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure durable, protection-oriented solutions, bearing in mind the particular needs of vulnerable groups;</p> |

## BURDEN SHARING<sup>1</sup>

*The provisions listed below refer to burden-sharing, typically in the context of an appeal for assistance. Some provisions reaffirm the principle of burden-sharing and others include a general call on the international community to share the burden of assisting refugees.*

### Sample Text

*"Urges the international community, in accordance with the principle of international solidarity and burden-sharing, to assist the above-mentioned countries in order to enable them to cope with the additional burden that care for refugees and asylum seekers represents;" (43/117, OP14)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |                                       |             |
|---------------------------------------|-------------|---------------------------------------|-------------|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |
| 62(e) (I)                             | 15 Dec 1946 | 45/140, PP10                          | 14 Dec 1990 |
| 136(II), PP6                          | 17 Nov 1947 | 45/140, PP11                          | 14 Dec 1990 |
| 832(IX), PP4                          | 21 Oct 1954 | 45/140, OP20                          | 14 Dec 1990 |
| 1167(XII), OP1                        | 26 Nov 1957 | 46/106, PP10                          | 16 Dec 1991 |
| 3454(XXX), PP5                        | 9 Dec 1975  | 46/106, OP9                           | 16 Dec 1991 |
| 32/67, PP6                            | 8 Dec 1977  | 46/106, OP17                          | 16 Dec 1991 |
| 34/60, PP8                            | 29 Nov 1979 | 47/105, PP10                          | 16 Dec 1992 |
| 35/41, OP3                            | 25 Nov 1980 | 47/105, OP23                          | 16 Dec 1992 |
| 35/42, PP8 & 9                        | 25 Nov 1980 | 47/105, OP22                          | 16 Dec 1992 |
| 35/184, PP3                           | 15 Dec 1980 | 48/116, OP9                           | 20 Dec 1993 |
| 36/125, OP3                           | 14 Dec 1981 | 48/116, OP23                          | 20 Dec 1993 |
| 37/195, OP12                          | 18 Dec 1982 | 49/169, PP10                          | 23 Dec 1994 |
| 38/120, PP6                           | 16 Dec 1983 | 49/169, OP8                           | 23 Dec 1994 |
| 38/121, OP5                           | 16 Dec 1983 | 49/169, OP24                          | 23 Dec 1994 |
| 39/139, PP6                           | 14 Dec 1984 | 50/152, OP24                          | 21 Dec 1995 |
| 39/140, PP6                           | 14 Dec 1984 | 51/75, OP10                           | 12 Dec 1996 |
| 40/117, PP9                           | 13 Dec 1985 | 51/75, OP20                           | 12 Dec 1996 |
| 40/118, OP10                          | 13 Dec 1985 | 52/103, OP6                           | 12 Dec 1997 |
| 41/112, PP10                          | 4 Dec 1986  | 52/103, OP17                          | 12 Dec 1997 |
| 41/124, OP11                          | 4 Dec 1986  | 53/125, OP7                           | 9 Dec 1998  |
| 42/106, PP8                           | 7 Dec 1987  | 53/125, OP21                          | 9 Dec 1998  |
| 42/107, PP10                          | 7 Dec 1987  | 54/146, OP8                           | 17 Dec 1999 |
| 42/109, PP11                          | 7 Dec 1989  | 54/146, OP23                          | 17 Dec 1999 |
| 42/109, OP12                          | 7 Dec 1989  | 55/74, OP9                            | 4 Dec 2000  |
| 43/117, PP14                          | 8 Dec 1988  | 55/74, OP25                           | 4 Dec 2000  |
| 43/117, OP14                          | 8 Dec 1988  | 56/135, OP26                          | 19 Dec 2001 |
| 44/137, PP12                          | 15 Dec 1989 | 56/137, OP8                           | 19 Dec 2001 |
| 44/137, OP12                          | 15 Dec 1989 | 57/183, OP30                          | 18 Dec 2001 |
| 44/137, OP18                          | 15 Dec 1989 | 57/187, OP9                           | 18 Dec 2001 |

<sup>1</sup> See also *Host Countries: 1. Aid to Host Countries*





# CAMPS<sup>1</sup>

## 1. ATTACKS ON CAMPS

*The majority of the provisions reproduced below deplore attacks on refugee camps, and several provisions endorse the ExCom Conclusions on "Military and Armed Attacks on Refugee Camps and Settlements" and call on States to observe these principles.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/41, PP8<br>25 Nov 1980               | <i>Deploring</i> , in particular, the instances of physical attacks on asylum seekers at sea and of military attacks on refugee camps in southern Africa,  |
| 36/125, PP10 & OP7<br>14 Dec 1981       | <i>Deploring</i> , in particular, the instances of military attacks on refugee camps in southern Africa and elsewhere and physical attacks on asylum-seekers at sea,<br><br>...<br><br>7. <i>Notes</i> with great concern the serious humanitarian problems resulting from armed attacks on refugee camps and settlements which are the concern of the United Nations High Commissioner for Refugees and the need for special measures to protect and ensure the safety of such refugees;  |
| 37/195, PP8 & OP3<br>18 Dec 1982        | <i>Deploring</i> , in particular, the instances of military attacks on refugee camps in southern Africa and elsewhere,<br><br>...<br><br>3. <i>Deplores</i> the continued serious violations of the basic rights of refugees and displaced persons of concern to the Office of the High Commissioner, in particular through military attacks on refugee camps and settlements in southern Africa and elsewhere, refoulement and arbitrary detention, and stresses the need to strengthen measures to protect them against such violations; |
| 38/121, OP3<br>16 Dec 1983              | 3. <i>Deplores</i> all violations of the rights and safety of refugees and asylum-seekers, in particular through military or armed attacks against refugee camps and settlements, other forms of brutality and failure to rescue asylum-seekers in distress at sea;  |
| 39/140, OP3                             | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-   |

<sup>1</sup> See also *Physical Security of Refugees* and *Recruitment*

|                               |  |
|-------------------------------|--|
| 14 Dec 1984                   | seekers, in particular those perpetrated through military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;  |
| 40/118, OP3<br>13 Dec 1985    | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;   |
| 41/124, OP4<br>4 Dec 1986     | 4. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and the failure to rescue asylum-seekers in distress at sea;  |
| 42/109, OP4 & 5<br>7 Dec 1987 | 4. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of violence;<br><br>5. <i>Endorses</i> the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-eighth session, and calls upon all States to observe these principles;                  |
| 43/117, OP5 & 6<br>8 Dec 1988 | 5. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of violence;<br><br>6. <i>Endorses</i> once again the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-eighth session, and again calls upon all States to observe these principles; |
| 44/137, OP6<br>15 Dec 1989    | 6. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements, forced recruitment into armed forces and other forms of violence;   |
| 45/140, OP4<br>14 Dec 1990    | 4. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks on refugee camps and settlements, forced recruitment into armed forces and other forms of violence, and reiterates the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its thirty-eighth session;                           |
| 46/106, OP5<br>16 Dec 1991    | 5. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and forced recruitment into armed forces;  |

## 2. CIVILIAN AND HUMANITARIAN CHARACTER OF CAMPS

The provisions reproduced below reiterate the civilian and humanitarian character of camps and request States to ensure that camps maintain this character, *inter alia*, through separation of armed elements from refugee populations.

| Resolution / Paragraph Number & Date  | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 50/152, OP13<br>9 Feb 1996  | <p>13. <i>Reiterates</i> that, the grant of asylum or refuge being a peaceful and humanitarian act, refugee camps and settlements must maintain their exclusively civilian and humanitarian character and all parties are obliged to abstain from any activity likely to undermine this, condemns all acts which pose a threat to the personal security of refugees and asylum-seekers, and also those that may endanger the safety and stability of States, calls upon States of refuge to take all necessary measures to ensure that the civilian And humanitarian character of refugee camps and settlements is maintained, and further calls upon States of refuge to take effective measures to prevent the infiltration of armed elements, to provide effective physical protection to refugees and asylum-seekers and to afford the Office of the High Commissioner and other appropriate humanitarian organizations prompt and unhindered access to them;</p> |
| 52/103, OP7<br>9 Feb 1998   | <p>7. <i>Condemns</i> all acts that pose a threat to the personal security of refugees and asylum-seekers, and calls upon States of refuge, with international organizations where appropriate, to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, as well as to abstain from any activity likely to undermine this, <i>inter alia</i>, through effective measures to prevent the infiltration of armed elements, the identification and separation of any such armed elements from refugee populations, the settlement of refugees in secure locations and affording prompt, unhindered and safe access to them to the Office of the High Commissioner and other appropriate humanitarian organizations;</p>  |
| 53/125, OP9<br>12 Feb 1999<br><br>54/146, OP10<br>17 Dec 1999<br><br>55/74, OP11<br>12 Feb 2001 | <p>9. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, <i>inter alia</i>, through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees in secure locations and to afford to the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to asylum-seekers, refugees and other persons of concern;</p>   |
| 53/126, PP3 & OP3<br>12 Feb 1999  | <p><i>Recognizing</i> the need to improve the security of refugees and to maintain the civilian and humanitarian nature of refugee camps and settlements in accordance with international laws, in particular refugee instruments, as well as human rights instruments and humanitarian laws,</p> <p>...</p>  |

|   |   |
|---|---|
|   | 3. <i>Calls upon</i> all States and international organizations, within their mandates, to ensure that the civilian and humanitarian nature of refugee camps is not compromised by the presence or the activities of armed elements;  |
| 54/147, OP12<br>22 Feb 2000<br><br>55/77, OP17<br>16 Feb 2001<br><br>56/135, OP15<br>11 Feb 2002<br><br>57/183, OP16<br>18 Dec 2002 | 12. <i>Calls upon</i> States, in cooperation with international organizations, within their mandates, to take all necessary measures to ensure respect for the principles of refugee protection and, in particular, to ensure that the civilian and humanitarian nature of refugee camps is not compromised by the presence or the activities of armed elements;  |
| 54/180, OP14<br><br>24 Feb 2000   | 14. <i>Calls upon</i> States to ensure effective protection of, and assistance to, refugees and internally displaced persons, consistent with international law, <i>inter alia</i> , by respecting the principle of nonrefoulement, ensuring full, safe and unhindered access by humanitarian workers to displaced populations and ensuring the security and civilian and humanitarian nature of camps and settlements for refugees and internally displaced persons;           |
| 56/166, OP8<br><br>26 Feb 2002  | 8. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, consistent with international law, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees at safe locations, where possible away from the border, and to ensure prompt and unhindered access to them by humanitarian personnel; |

### 3. LOCATION OF CAMPS

*The provisions reproduced below call on States to settle refugees in secure locations.*

| Resolution / Paragraph Number & Date  | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 53/125, OP9<br>12 Feb 1999<br><br>54/146, OP10<br>17 Dec 1999<br><br>55/74, OP11<br>12 Feb 2001 | 9. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees in secure locations and to afford to the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to asylum-seekers, refugees and other persons of concern; |

|                            |   |
|----------------------------|---|
| 56/166, OP8<br>26 Feb 2002 | 8. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, consistent with international law, inter alia, through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees at safe locations, where possible away from the border, and to ensure prompt and unhindered access to them by humanitarian personnel; |
|----------------------------|---|

#### 4. REDUCTION OF CAMPS

*The provisions reproduced below emphasize the need to reduce the number of refugees living in camps.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 925 (X), OP2<br>25 Oct 1955          | 2. <i>Notes</i> with satisfaction that the United Nations Refugee Fund Executive Committee, in laying down the principles which are to govern the implementation of the programme for permanent solutions under General Assembly resolution 832 (IX), has directed that the main emphasis of the programme should be on the reduction of the number of refugees in camp  |
| 1166 (XII), OP1(a)<br>26 Nov 1957    | 1. <i>Approves</i> the recommendations contained in Economic and Social Council resolution 650 (XXIV) of 24 July 1957, and accordingly:<br><br>(a) Requests the United Nations High Commissioner for Refugees to intensify the United Nations Refugee Fund programme to the fullest extent possible in order to achieve permanent solutions for the maximum number of refugees remaining in camps, without losing sight of the need to continue to seek solutions for the problems of refugees outside camps |
| 1284( XIII ), PP2<br>5 Dec 1958      | <i>Bearing in mind</i> that a substantial international effort still needs to be made in order to achieve solutions for non-settled refugees, and in particular for those living in camps  |

#### 5. SEPARATION (See "Separation")



## CAPACITY-BUILDING

### 1. GENERAL

*The majority of provisions reproduced below note the role that capacity-building can play in addressing refugee problems, and one provision notes the need to strengthen capacities for protection.*

| Resolution / Paragraph<br>Number & Date                       | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |   |
| 53/125, OP14<br>9 Dec 1998<br><br>54/146, OP15<br>17 Dec 1999 | 14. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, including comprehensive regional approaches, to the problems of refugees and displaced persons, and notes in this regard that capacity-building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, in strengthening emergency preparedness and response and in providing effective protection and achieving durable solutions;          |
| 55/74, OP18<br><br>4 Dec 2000                                 | 18. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, notably at the regional level, to the problems of refugees and displaced persons, and notes in this regard that capacity-building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, strengthening emergency preparedness and response, promoting and building peace, and developing regional standards for the protection of refugees; |
| 56/135, PP13<br><br>19 Dec 2001                               | <i>Convinced</i> of the need to strengthen the capacity of States to provide assistance to and protection for refugees, returnees and displaced persons and of the need for the international community, within the context of burden-sharing, to increase its material, financial and technical assistance to countries affected by refugees, returnees and displaced persons,   |
| 57/183, PP15<br><br>18 Dec 2002                               | <i>Convinced</i> of the need to strengthen the capacity of States to provide assistance to and protection for refugees, returnees and displaced persons and of the need for the international community, within the context of burden-sharing, to increase its material, financial and technical assistance to the countries affected by refugees, returnees and displaced persons, to simultaneously address the inadequacies of existing assistance arrangements and to support initiatives in this regard,       |

## **2. ADVISORY AND TECHNICAL SERVICES ON NATIONAL LEGISLATION AND POLICY**

*The provisions reproduced below request UNHCR to provide advisory and technical services on national legislation relating to refugees in general, guidelines relating to gender-related persecution and national legislation relating to statelessness.*

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 50/149, OP10<br>21 Dec 1995   | 10. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees to intensify its protection activities by, inter alia, supporting the efforts of African Governments through appropriate training of relevant officers and other capacity-building activities, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;  |
| 50/152, OP12 & 15<br>21 Dec 1995  | 12. <i>Welcomes</i> the Platform for Action adopted at the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, 5/ particularly the strong commitment made by States in the Platform to refugee women and other displaced women in need of international protection, and calls upon the United Nations High Commissioner for Refugees to support and promote efforts by States towards the development and implementation of criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution, specifically aimed at women for reasons enumerated in the 1951 Convention and 1967 Protocol, by sharing information on States' initiatives to develop such criteria and guidelines and by monitoring to ensure their fair and consistent application by the States concerned;<br><br>...<br><br>15. <i>Requests</i> the Office of the High Commissioner, in view of the limited number of States party to these instruments, actively to promote accession to the 1954 Convention relating to the Status of Stateless Persons and the 1961 Convention on the reduction of statelessness, as well as to provide relevant technical and advisory services pertaining to the preparation and implementation of nationality legislation to interested States; |
| 51/71, OP10<br>12 Dec 1996<br><br>52/101, OP10<br>12 Dec 1997<br><br>53/126, OP11<br>9 Dec 1998 | 10. <i>Calls upon</i> the Office of the High Commissioner and other concerned entities to intensify protection activities by, inter alia, supporting the efforts of African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;  |
| 54/147, OP15<br>17 Dec 1999   | 15. <i>Calls upon</i> the Office of the High Commissioner, the international community and other concerned entities to intensify their support to African  |



|                             |   |
|-----------------------------|---|
| 55/77, OP21<br>4 Dec 2000   | Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles, providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees, strengthening emergency response and enhancing capacities for the coordination of humanitarian activities; |
| 56/135, OP18<br>19 Dec 2001 |   |
| 57/183, OP21<br>18 Dec 2002 |   |

### 3. ASSISTANCE FOR CAPACITY-BUILDING

#### 3.1 SPECIFIC REFERENCE TO CAPACITY-BUILDING

*A number of the provisions reproduced below recognize the need for the international community to strengthen the capacity of receiving countries.<sup>1</sup> Other provisions specifically call on States and/or UNHCR to provide assistance for capacity-building initiatives.*

| Resolution / Paragraph Number & Date   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/42, PP9<br>25 Nov 1980  | <i>Recognizing</i> the universal collective responsibility to share the urgent and overwhelming burden of the problem of African refugees through effective mobilization of resources to meet the urgent and long-term needs of the refugees and to strengthen the capacity of countries of asylum to provide adequately for the refugees while they remain in their countries, as well as to assist the countries of origin in the rehabilitation of genuine voluntary returnees, |
| 38/120, PP6<br>16 Dec 1983<br><br>39/139, PP6<br>14 Dec 1984                                   | <i>Recognizing</i> the universal collective responsibility of sharing the urgent and overwhelming burden of the problem of African refugees through effective mobilization of resources to meet the urgent and long-term needs of the refugees and to strengthen the capacity of countries of asylum to provide adequately for the refugees while they remain in those countries, as well as to assist the countries of origin in the rehabilitation of voluntary returnees,       |
| 40/117, PP9<br>13 Dec 1985<br><br>41/122, PP10<br>4 Dec 1986<br><br>42/107, PP10<br>7 Dec 1987 | <i>Emphasizing</i> the universal collective responsibility of sharing the urgent and overwhelming burden of the problem of African refugees through effective mobilization of additional resources to meet the urgent and long-term needs of the refugees and to strengthen the capacity of countries of asylum to provide adequately for the refugees while they remain in those countries, as well as to assist the countries of origin in rehabilitating voluntary returnees,   |

<sup>1</sup> Assistance to countries of origin is included under *Voluntary Repatriation: 2. Assistance to Countries of Origin*

|                                     |  |
|-------------------------------------|--|
| <p>52/103, OP14<br/>12 Dec 1997</p> | <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned and in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and, in view of creating conditions furthering reconciliation and long-term development in countries of return, also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p> |
| <p>53/125, OP15<br/>9 Dec 1998</p>  | <p>15. <i>Urges States</i>, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues, and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, including those which strengthen legal and judicial institutions, strengthen civil society and promote the observance of human rights, the rule of law and accountability, which enhance the capacity of States to fulfil their responsibilities in respect of persons of concern to the Office of the High Commissioner;</p>  |
| <p>54/146, OP16<br/>17 Dec 1999</p> | <p>16. <i>Urges States</i>, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, and reiterates that such initiatives may include those which strengthen legal and judicial institutions and civil society, those which promote the observance of human rights, the rule of law and accountability and those which enhance the capacity of States to fulfil their responsibilities with respect to persons of concern to the Office of the High Commissioner;</p>  |
| <p>55/74, OP19<br/>4 Dec 2000</p>   | <p>19. <i>Urges States</i>, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, and reiterates that such initiatives may include those which strengthen legal and judicial institutions and civil society, those which promote services for refugees, the observance of human rights, the rule of law and accountability and those which enhance the capacity of States to fulfil their responsibilities with respect to persons under the mandate of the Office of the High Commissioner;</p>  |
| <p>56/135, PP13<br/>19 Dec 2001</p> | <p><i>Convinced</i> of the need to strengthen the capacity of States to provide assistance to and protection for refugees, returnees and displaced persons and of the need for the international community, within the context of burden-sharing, to increase its material, financial and technical assistance to countries affected by refugees, returnees and displaced persons,</p>   |
| <p>47/183, PP15</p>                 | <p><i>Convinced</i> of the need to strengthen the capacity of States to provide</p>  |

|  |   |
|--|---|
| 18 Dec 2002                                    | assistance to and protection for refugees, returnees and displaced persons and of the need for the international community, within the context of burden-sharing, to increase its material, financial and technical assistance to the countries affected by refugees, returnees and displaced persons, to simultaneously address the inadequacies of existing assistance arrangements and to support initiatives in this regard,        |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1980/55, OP5<br>24 July 1980                   | 5. <i>Appeals</i> , meanwhile, to all Member States and appropriate United Nations organizations and programmes to provide the maximum financial and material assistance to refugees in Africa, as well as to the Governments of the countries of asylum, in order that the latter may strengthen their capacity to act as hosts to the refugees and to provide the necessary services for their care, rehabilitation and resettlement. |

### 3.2 APPEALS FOR ASSISTANCE TO RECEIVING COUNTRIES

*The provisions reproduced below appeal for assistance for countries receiving refugees, either in general or in relation to a specific situation or country. This is indicated in the column entitled "Subject of Appeal".*

#### Sample Text

"10. Expresses deep appreciation for the valuable material and humanitarian response of receiving countries, in particular those developing countries that, despite limited resources, continue to admit, on a permanent or temporary basis, large numbers of refugees and asylum-seekers, and, reaffirming the principle of international solidarity and burden-sharing, urges the international community to assist receiving countries in order to enable them to cope with the additional burden created by the presence of those refugees and asylum-seekers;" (40/118, OP10)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |                                     |
|---------------------------------------|-------------|-------------------------------------|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject of Appeal</b>            |
| 832 (IX), PP4                         | 21 Oct 1954 | General                             |
| 2197 (XXI), OP1(b)                    | 16 Dec 1966 | General                             |
| 33/164, PP6                           | 20 Dec 1978 | Student refugees in southern Africa |
| 35/135, OP3                           | 11 Dec 1980 | General                             |
| 35/180, OP9                           | 15 Dec 1980 | Somalia                             |
| 35/184, PP3                           | 15 Dec 1980 | Student refugees in southern Africa |
| 36/124, PP8                           | 14 Dec 1981 | Africa                              |
| 37/197, PP6                           | 18 Dec 1982 | Africa                              |
| 38/95, OP7                            | 16 Dec 1983 | Student refugees in southern Africa |
| 39/109, OP7                           | 14 Dec 1984 | "                                   |
| 39/140, OP6                           | 14 Dec 1984 | General                             |
| 40/118, OP10                          | 13 Dec 1985 | General                             |
| 40/138, OP7                           | 13 Dec 1985 | Student refugees in southern Africa |
| 41/124, OP11                          | 4 Dec 1986  | General                             |

|  |             |                                     |
|--|-------------|-------------------------------------|
| 41/136, OP7                                    | 4 Dec 1986  | Student refugees in southern Africa |
| 42/107, PP8 & 10                               | 7 Dec 1987  | Africa                              |
| 42/109, PP11 & OP12                            | 7 Dec 1987  | General                             |
| 42/138, OP7                                    | 7 Dec 1987  | Student refugees in southern Africa |
| 43/117, PP14 & OP14                            | 8 Dec 1988  | General                             |
| 43/118, OP6                                    | 8 Dec 1988  | Central America                     |
| 43/149, OP7                                    | 8 Dec 1988  | Student refugees in southern Africa |
| 44/17, OP21                                    | 1 Nov 1989  | Africa                              |
| 44/136, OP4                                    | 15 Dec 1989 | Southern Africa                     |
| 44/137, OP18                                   | 15 Dec 1989 | General                             |
| 44/139, OP9                                    | 15 Dec 1989 | Central America                     |
| 45/13, OP15                                    | 7 Nov 1990  | Africa                              |
| 45/140 A, OP20                                 | 14 Dec 1990 | General                             |
| 45/171, OP8                                    | 18 Dec 1990 | Southern Africa                     |
| 46/106, PP10 & OP17                            | 16 Dec 1991 | General                             |
| 47/105, PP10 & OP22                            | 16 Dec 1992 | General                             |
| 48/116, OP9                                    | 20 Dec 1993 | General                             |
| 49/24, OP3                                     | 2 Dec 1994  | Rwandan Refugees                    |
| 49/169, OP8                                    | 23 Dec 1994 | General                             |
| 49/174, PP9 & OP9                              | 23 Dec 1994 | Africa                              |
| 50/149, OP21                                   | 21 Dec 1995 | Africa                              |
| 50/152, OP24                                   | 21 Dec 1995 | General                             |
| 51/71, OP20                                    | 12 Dec 1996 | Africa                              |
| 51/75, OP20                                    | 12 Dec 1996 | General                             |
| 52/101, OP20                                   | 12 Dec 1997 | Africa                              |
| 52/103, OP17                                   | 12 Dec 1997 | General                             |
| 52/132, OP5                                    | 12 Dec 1997 | General                             |
| 53/125, OP7 & 21                               | 9 Dec 1998  | General                             |
| 54/146, OP8 & 23                               | 17 Dec 1999 | General                             |
| 54/147, OP21                                   | 17 Dec 1999 | Africa                              |
| 55/74, OP9 & 25                                | 4 Dec 2000  | General                             |
| 55/77, OP27                                    | 4 Dec 2000  | Africa                              |
| 56/135, OP23 & 26                              | 19 Dec 2001 | Africa                              |
| 56/137, OP8                                    | 19 Dec 2001 | General                             |
| 56/166, OP6                                    | 19 Dec 2001 | General                             |
| 57/183, OP25 & 30                              | 18 Dec 2001 | Africa                              |
| 57/187, OP9                                    | 18 Dec 2001 | General                             |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |             |                                     |
| 1981/31, OP8                                   | 6 May 1981  | Somalia                             |

#### **4. PROMOTION OF REFUGEE LAW**

*The provisions reproduced below recognize the need for promotion of refugee law, welcome UNHCR's efforts in that regard and call on UNHCR to intensify its promotional activities.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

|                                     |  |
|-------------------------------------|--|
| <p>43/117, OP18<br/>8 Dec 1988</p>  | <p>18. <i>Welcomes</i> the various initiatives undertaken by the High Commissioner in regard to the promotion and dissemination of the principles of refugee law and protection and calls upon his Office, in co-operation with Governments, to intensify its activities in this area, bearing in mind the need, in particular, to develop practical applications of refugee law and principles and to continue to organize training courses for governmental and other officials involved in refugee activities;</p>  |
| <p>44/137, OP7<br/>15 Dec 1989</p>  | <p>7. <i>Notes</i> the accomplishments of the Office of the High Commissioner in the promotion and dissemination of refugee law, including, in particular, the organization of training courses on protection directed towards government and other concerned officials, and urges the Office to pursue its activities in this regard, making every effort to ensure that such protection training courses continue on a significant scale;</p>  |
| <p>46/106, OP3<br/>16 Dec 1991</p>  | <p>3. <i>Recognizes</i> also that the current size and complexity of the world refugee situation require vigorous promotion of existing protection principles, as well as full and open debate on new directions for protection and on further development of the law in this area, paying particular attention to the responsibilities of States to resolve refugee situations and, especially with respect to countries of origin, to address and try to eradicate causes of refugee flows;</p>  |
| <p>48/116, OP16<br/>20 Dec 1993</p> | <p>16. <i>Reaffirms</i> the importance of promoting and disseminating refugee law and principles for the protection of refugees as well as of facilitating the prevention of and solutions to refugee problems, and encourages the High Commissioner to continue to strengthen the promotion and training activities of her Office, inter alia, through increased cooperation with bodies and organizations concerned with human rights and humanitarian law;</p>  |
| <p>50/149, OP10<br/>21 Dec 1995</p> | <p>10. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees to intensify its protection activities by, inter alia, supporting the efforts of African Governments through appropriate training of relevant officers and other capacity-building activities, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;</p>   |
| <p>50/152, OP12<br/>21 Dec 1995</p> | <p>12. <i>Welcomes</i> the Platform for Action adopted at the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, particularly the strong commitment made by States in the Platform to refugee women and other displaced women in need of international protection, and calls upon the United Nations High Commissioner for Refugees to support and promote efforts by States towards the development and implementation of criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution, specifically aimed at women for reasons enumerated in the 1951 Convention and 1967 Protocol, by sharing information on States' initiatives to develop such criteria and guidelines and by monitoring to ensure their fair and consistent application by the States concerned;</p> |

|   |  |
|---|--|
| <p>51/71, OP10<br/>12 Dec 1996</p> <p>52/101, OP10<br/>12 Dec 1997</p> <p>53/126, OP11<br/>9 Dec 1998</p>                                     | <p>10. <i>Calls upon</i> the Office of the High Commissioner and other concerned entities to intensify protection activities by, inter alia, supporting the efforts of African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;</p>   |
| <p>54/147, OP15<br/>17 Dec 1999</p> <p>55/77, OP21<br/>4 Dec 2000</p> <p>56/135, OP18<br/>19 Dec 2001</p> <p>57/183, OP21<br/>18 Dec 2002</p> | <p>15. <i>Calls upon</i> the Office of the High Commissioner, the international community and other concerned entities to intensify their support to African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles, providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees, strengthening emergency response and enhancing capacities for the coordination of humanitarian activities;</p> |

## **5. REQUESTS TO STATES AND UNHCR TO SUPPORT CAPACITY-BUILDING**

*The provisions reproduced below call on States, UNHCR and other organizations to support capacity-building activities.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| <p>50/152, OP9<br/>21 Dec 1995</p>   | <p>9. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to address some of the causes of refugee movements and for States to fulfil their humanitarian responsibilities in reintegrating returning refugees and, in this connection, calls upon the Office of the United Nations High Commissioner for Refugees, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights ;</p> |
| <p>51/75, OP14<br/>12 Dec 1996</p>   | <p>14. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to fulfil their humanitarian responsibilities in reintegrating returning refugees, and, in this connection, calls upon the Office of the High</p>  |

|                             |   |
|-----------------------------|---|
|                             | Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights;   |
| 52/103, OP14<br>12 Dec 1997 | 14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned and in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and, in view of creating conditions furthering reconciliation and long-term development in countries of return, also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies; |
| 53/125, OP15<br>9 Dec 1998  | 15. <i>Urges</i> States, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues, and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, including those which strengthen legal and judicial institutions, strengthen civil society and promote the observance of human rights, the rule of law and accountability, which enhance the capacity of States to fulfil their responsibilities in respect of persons of concern to the Office of the High Commissioner;  |
| 54/146, OP16<br>17 Dec 1999 | 16. <i>Urges</i> States, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, and reiterates that such initiatives may include those which strengthen legal and judicial institutions and civil society, those which promote the observance of human rights, the rule of law and accountability and those which enhance the capacity of States to fulfil their responsibilities with respect to persons of concern to the Office of the High Commissioner;  |
| 55/74, OP19<br>4 Dec 2000   | 19. <i>Urges</i> States, in cooperation with the Office of the High Commissioner and other relevant organizations, to explore and support fully capacity-building initiatives as part of a comprehensive approach to addressing refugee issues and to take necessary measures to promote sustainable development and to ensure the success of capacity-building activities, and reiterates that such initiatives may include those which strengthen legal and judicial institutions and civil society, those which promote services for refugees, the observance of human rights, the rule of law and accountability and those which enhance the capacity of States to fulfil their responsibilities with respect to persons under the mandate of the Office of the High Commissioner;  |

## 6. STRENGTHENING EMERGENCY RESPONSE See also *Emergency Situations*

*The provisions reproduced below either recognize the role of capacity-building in strengthening the emergency response of States or call on UNHCR and the international community to support Governments by strengthening emergency response.*

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 53/125, OP14<br>9 Dec 1998<br><br>54/146, OP15<br>17 Dec 1999  | 14. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, including comprehensive regional approaches, to the problems of refugees and displaced persons, and notes in this regard that capacity-building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, in strengthening emergency preparedness and response and in providing effective protection and achieving durable solutions;  |
| 54/147, OP15<br>17 Dec 1999<br><br>55/77, OP21<br>4 Dec 2000<br><br>56/135, OP18<br>19 Dec 2001<br><br>57/183, OP21<br>18 Dec 2002 | 15. <i>Calls upon</i> the Office of the High Commissioner, the international community and other concerned entities to intensify their support to African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles, providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees, strengthening emergency response and enhancing capacities for the coordination of humanitarian activities; |
| 55/74, OP18<br><br>4 Dec 2000  | 18. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, notably at the regional level, to the problems of refugees and displaced persons, and notes in this regard that capacity-building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, strengthening emergency preparedness and response, promoting and building peace, and developing regional standards for the protection of refugees;   |

## 7. TRAINING OF GOVERNMENT OFFICIALS

*The provisions reproduced below note UNHCR's training activities and/or call on UNHCR to intensify its protection activities, inter alia, through the training of government officials.*



| Resolution / Paragraph Number & Date  | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 43/117, OP18<br>8 Dec 1988  | 18. <i>Welcomes</i> the various initiatives undertaken by the High Commissioner in regard to the promotion and dissemination of the principles of refugee law and protection and calls upon his Office, in co-operation with Governments, to intensify its activities in this area, bearing in mind the need, in particular, to develop practical applications of refugee law and principles and to continue to organize training courses for governmental and other officials involved in refugee activities;                  |
| 44/137, OP7<br>15 Dec 1989  | 7. <i>Notes</i> the accomplishments of the Office of the High Commissioner in the promotion and dissemination of refugee law, including, in particular, the organization of training courses on protection directed towards government and other concerned officials, and urges the Office to pursue its activities in this regard, making every effort to ensure that such protection training courses continue on a significant scale;  |
| 48/116, OP16<br>20 Dec 1993   | 16. <i>Reaffirms</i> the importance of promoting and disseminating refugee law and principles for the protection of refugees as well as of facilitating the prevention of and solutions to refugee problems, and encourages the High Commissioner to continue to strengthen the promotion and training activities of her Office, inter alia, through increased cooperation with bodies and organizations concerned with human rights and humanitarian law;  |
| 50/149, OP10<br>21 Dec 1995   | 10. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees to intensify its protection activities by, inter alia, supporting the efforts of African Governments through appropriate training of relevant officers and other capacity-building activities, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;               |
| 51/71, OP10<br>12 Dec 1996<br><br>52/101, OP10<br>12 Dec 1997<br><br>53/126, OP11<br>9 Dec 1998 | 10. <i>Calls upon</i> the Office of the High Commissioner and other concerned entities to intensify protection activities by, inter alia, supporting the efforts of African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles and providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees;                 |
| 54/147, OP15<br>17 Dec 1999<br><br>55/77, OP21<br>4 Dec 2000<br><br>56/135, OP18<br>19 Dec 2001 | 15. <i>Calls upon</i> the Office of the High Commissioner, the international community and other concerned entities to intensify their support to African Governments through appropriate capacity-building activities, including training of relevant officers, disseminating information about refugee instruments and principles, providing financial, technical and advisory services to accelerate the enactment or amendment and implementation of legislation relating to refugees, strengthening emergency response and |

57/183, OP21  
18 Dec 2002

enhancing capacities for the coordination of humanitarian activities;

# CAUSES OF REFUGEE FLOWS<sup>1</sup>

## 1. GENERAL

The provisions reproduced below note various causes of refugee flows and recognize the need to address them.

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/124, OP1<br>11 Dec 1980              | 1. <i>Strongly condemns</i> all policies and practices of oppressive and racist régimes as well as aggression, alien domination and foreign occupation, which are primarily responsible for the massive flows of refugees throughout the world and which result in inhuman suffering;  |
| 36/148, PP5<br>16 Dec 1981              | <i>Reaffirming</i> the strong condemnation of policies and practices of oppressive and racist regimes, as well as aggression, colonialism, apartheid, alien domination, foreign intervention and occupation which are among the root causes of new and massive flows of refugees throughout the world resulting in great human suffering,  |
| 41/124, OP10<br>4 Dec 1986              | 10. <i>Recognizes</i> the importance of finding durable solutions to refugee problems and recognizes also that the search for durable solutions includes the need to address the causes of movements of refugees and asylum-seekers from their countries of origin, and takes note of the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees;                  |
| 42/109, OP9<br>7 Dec 1987               | 9. <i>Recognizes</i> the importance of achieving durable solutions to refugee problems and in particular the need to address in this process the causes that force refugees and asylum-seekers to flee their countries of origin, in the light of the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees;  |
| 43/117, OP11<br>8 Dec 1988              | 11. <i>Recognizes</i> the importance of achieving durable solutions to refugee problems and, in particular, the need to address in this process the root causes of refugee movements in order to avert new flows of refugees, taking into account the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees, and to facilitate the solution of existing problems; |
| 44/137, OP11<br>15 Dec 1989             | 11. <i>Recognizes</i> the importance of attaining durable solutions to refugee problems and, in particular, the need to address in this process the root   |

<sup>1</sup> See also *Durable Solutions: Causes of Refugee Flows and Durable Solutions* and *Human Rights and International Protection: Causes of Refugee Flows and Preventive Action*

|  |   |
|--|---|
| 45/140, OP8<br>14 Dec 1990   | causes of refugee movements in order to avert new flows of refugees and to facilitate the solution of existing problems;  |
| 51/71, OP2<br>12 Dec 1996  | 2. <i>Notes with concern</i> that the effects of political instability, internal strife, human rights violations and natural disasters such as drought have led to increased numbers of refugees and displaced persons in some countries of Africa;   |
| 54/167, PP5<br>17 Dec 1999   | <i>Deploring</i> practices of forced displacement, in particular ethnic cleansing, and their negative consequences for the enjoyment of fundamental human rights by large groups of populations,  |
| 56/135, PP14, OP4, 9<br>& 10<br>19 Dec 2001<br><br>57/183, PP14, OP4, 9<br>& 10<br>18 Dec 2002 | <i>Recognizing also</i> the need for States to address resolutely the root causes of forced displacement and to create conditions that facilitate durable solutions for refugees and displaced persons, and stressing in that regard the need for States to foster peace, stability and prosperity throughout the African continent to forestall large refugee flows,<br><br>...<br><br>4. <i>Calls upon</i> States and other parties to armed conflict to observe scrupulously the letter and the spirit of international humanitarian law, bearing in mind that armed conflict is one of the principal causes of forced displacement in Africa;<br><br>...<br><br>9. <i>Notes</i> the need for States to address the root causes of forced displacement in Africa, and calls upon African States, the international community and relevant United Nations organizations to take concrete action to meet the needs of refugees, returnees and displaced persons for protection and assistance and to contribute generously to national projects and programmes aimed at alleviating their plight;<br><br>10. <i>Notes also</i> the link, inter alia, between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the African Union, to promote and protect human rights for all and to address those problems; |
| 56/164, PP7<br>19 Dec 2001   | <i>Deploring</i> practices of forced displacement and their negative consequences for the enjoyment of fundamental human rights by large groups of populations,   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |   |
| 1990/78, PP4<br>27 July 1990   | <i>Realizing</i> the immense human suffering occasioned by the phenomenon of mass population movements resulting from conflict, natural and man-made disasters and war,   |

## 2. PREVENTIVE ACTION (See also *Early Warning*)

### 2.1 GENERAL

*The provisions reproduced below emphasize the need to prevent the causes of refugee flows, discuss the work of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees, note the legal framework relating to preventive action and mention the establishment of regional mechanisms for conflict prevention.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/124, PP11, OP2 & 3<br>11 Dec 1980 | <p><i>Convinced</i>, therefore, that the United Nations is called upon to consider, in addition to humanitarian and social relief, suitable means to avert new flows of refugees,</p> <p>...</p> <p>2. <i>Invites</i> all Member States to convey to the Secretary-General their comments and suggestions on international co-operation to avert new flows of refugees and to facilitate the return of those refugees who wish to return;</p>  |
| 36/148, PP7, 10 & OP5<br>16 Dec 1981 | <p><i>Reaffirming</i> the inviolability of the provisions of the Charter of the United Nations and the Universal Declaration of Human Rights and of other existing international instruments, norms and principles relevant, inter alia, to responsibilities of States with regard to averting new massive flows of refugees, as well as to the status and the protection of refugees, and also reaffirming the framework of competences of existing international Organizations and institutions,</p> <p>...</p> <p><i>Convinced</i> that averting new massive flows of refugees is, therefore, a matter of urgent concern for the international community as a whole,</p> <p>...</p> <p>5. <i>Requests</i> the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees, in the light of the existing relevant international instruments, norms and principles and with due regard to the rights mentioned in paragraph 3 above to undertake as soon as possible, in order to improve international co-operation to avert new massive flows of refugees, a comprehensive review of the problem in all its aspects, with a view to developing recommendations on appropriate means of international co-operation in this field, having due regard to the principle of non-intervention in the internal affairs of sovereign States;</p> |
| 41/70, OP3 & 4                       | <p>3. <i>Calls upon</i> Member States to respect, for the purpose of improving international co-operation to avert new massive flows of refugees, the</p>  |

|  |  |
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| 3 Dec 1986   | <p>recommendations and, in particular, to comply with those contained in paragraphs 66, 67 and 69 of the report;</p> <p>4. <i>Urges</i> the main organs of the United Nations to make fuller use of their respective competences under the Charter of the United Nations for the prevention of new massive flows of refugees, as envisaged in paragraph 68 of the report;</p>  |
| 42/144, OP2<br>7 Dec 1987                                  | <p>2. <i>Recalls</i> the recommendation of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees that the principal organs of the United Nations should make fuller use of their respective competencies under the Charter for the prevention of new massive flows of refugees and displaced persons;</p>   |
| 51/75, OP10<br>12 Dec 1996                                 | <p>10. <i>Underlines</i> the interrelationship between protection and solutions, as well as the desirability of prevention, including through respect for human rights and the implementation of relevant instruments and standards, and emphasizes the responsibility of States to resolve refugee situations and to ensure conditions that do not compel people to flee in fear, to uphold the institution of asylum, to create conditions conducive to voluntary repatriation, to take steps to meet essential humanitarian needs and to cooperate with countries on whom the large-scale presence of refugees weighs most heavily;</p> |
| 52/102, OP15<br>12 Dec 1997<br>53/123, OP12<br>9 Dec 1998  | <p>15. <i>Recognizes</i> the importance of undertaking measures, on the basis of strict adherence to all of the principles of international law, including humanitarian law and international human rights standards, to prevent situations leading to new flows of refugees and displaced persons and other forms of involuntary displacement;</p>  |
| 54/144, OP14<br>17 Dec 1999<br>56/134, OP12<br>19 Dec 2001 | <p>14. <i>Recognizes</i> the importance of taking measures, on the basis of strict adherence to all of the principles of international law, including humanitarian law and international human rights standards, to prevent situations that lead to new flows of refugees, displaced persons and other forms of involuntary displacement;</p>  |
| 56/135, OP12<br>19 Dec 2001                                | <p>12. <i>Notes with appreciation</i> the ongoing mediation and conflict resolution efforts carried out by African States, the Organization of African Unity and subregional organizations, as well as the establishment of regional mechanisms for conflict prevention and resolution, and urges all relevant parties to address the humanitarian consequences of conflicts;</p>  |
| 57/183, OP12<br>18 Dec 2002                                | <p>12. <i>Notes with appreciation</i> the ongoing mediation and conflict resolution efforts carried out by African States, the African Union and subregional organizations, as well as the establishment of regional mechanisms for conflict prevention and resolution, and urges all relevant parties to address the humanitarian consequences of conflicts;</p>  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>             |  |
| 1991/23, OP1<br>30 May 1991                                | <p>1. <i>Calls upon</i> Member States, in cooperation with United Nations organizations and non-governmental organizations, urgently to address the root causes of refugee movements and displacement;</p>   |

## 2.2 ROLE OF UNHCR

*The provisions reproduced below welcome UNHCR's efforts towards preventive action, call on UNHCR to explore preventive activities and emphasize the need for States to assist UNHCR in such activities.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 44/137, OP10<br>15 Dec 1989          | 10. <i>Endorses</i> the conclusions on durable solutions and refugee protection adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which the Executive Committee recognized the need for the active promotion of solutions by the international community and by countries of origin, asylum and resettlement, in accordance with their respective obligations and responsibilities and the desirability of prevention through, inter alia, the observance of human rights, as the best solution;  |
| 46/106, OP9<br>16 Dec 1991           | 9. <i>Stresses</i> the overriding importance of attaining durable solutions to refugee problems and, in particular, the need to address in this process the root causes of refugee movements, and calls upon the High Commissioner actively to explore new options for preventive strategies that are consistent with protection principles, as well as ways in which State responsibility and burden-sharing mechanisms might be strengthened;  |
| 47/105, OP13<br>16 Dec 1992          | 13. <i>Supports</i> the strengthened efforts by the High Commissioner to explore protection and assistance strategies that aim at preventing conditions that give rise to refugee outflows and at addressing their root causes, and urges her to pursue such efforts, bearing in mind fundamental protection principles and her mandate, in close coordination with the Governments concerned and within an inter-agency, intergovernmental and non-governmental framework as appropriate;   |
| 48/116, PP12 & OP11<br>20 Dec 1993   | <i>Emphasizing</i> the need for States to assist the High Commissioner in Seeking durable and timely solutions to the problems of refugees, as well as to take part in efforts to prevent conditions that might give rise to the flight of refugees, and to address the root causes of refugee outflows, and underlining, in this connection, State responsibility, particularly as it relates to countries of origin,<br><br>...<br><br>11. <i>Encourages</i> the High Commissioner, on the basis of her broad humanitarian experience and expertise, to continue to explore and to undertake protection and assistance activities aimed at preventing conditions that give rise to refugee outflows, bearing in mind fundamental protection principles, in close coordination with the Governments concerned, and within an interagency, intergovernmental and non-governmental framework, as appropriate; |
| 48/139, OP8                          | 8. <i>Also welcomes</i> the statement made by the High Commissioner at the forty-ninth session of the Commission on Human Rights, on 3 March 1993,   |

|                            |  |
|----------------------------|--|
| 20 Dec 1993                | in which she emphasized the need for early response by the international community to human rights situations that threaten to generate refugees and displaced persons or impede their voluntary return;   |
| 49/169, PP8<br>23 Dec 1994 | <i>Emphasizing</i> the need for States to assist the High Commissioner in Seeking durable and timely solutions to the problems of refugees, to take part in efforts to prevent conditions that might give rise to the flight of refugees, and to address the root causes of refugee outflows, and underlining, in this connection, State responsibility, particularly as it relates to countries of origin,  |
| 57/187, OP9<br>18 Dec 2002 | 9. <i>Urges</i> all States and relevant non-governmental and other organizations, in conjunction with the Office of the High Commissioner, in a spirit of international solidarity and burden- and responsibility-sharing, to cooperate and to mobilize resources with a view to enhancing the capacity of and reducing the heavy burden borne by countries that have received large numbers of refugees and asylum-seekers, and calls upon the Office of the High Commissioner to continue to play its catalytic role in mobilizing assistance from the international community to address the root causes as well as the economic, environmental and social impact of large-scale refugee populations in developing countries, particularly least developed countries, and countries with economies in transition; |



# CHILDREN AND ADOLESCENTS<sup>1</sup>

## 1. CONCERN

*The provisions reproduced below express concern about the situation of refugee children, either in general or in relation to a specific situation. Several provisions note the particular vulnerability of refugee children.*

| Resolution / Paragraph<br>Number & Date                        | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |   |
| 1389 (XIV), PP4<br>20 Nov 1959                                 | <i>Recognizing however</i> that the situation of these refugees, and especially of the young children who constitute the majority of them, remains precarious,  |
| 1500 (XV), PP6<br>5 Dec 1960<br>1672 (XVI), PP6<br>18 Dec 1961 | <i>Recognizing</i> that the living conditions of these refugees, and in particular those of the children, remain precarious and require constant improvement,   |
| 32/111, PP2<br>15 Dec 1977                                     | <i>Deeply concerned</i> about the fact that almost half a million children in refugee camps are not receiving the basic nutritional requirements,   |
| 35/41, PP6<br>25 Nov 1980                                      | <i>Considering further</i> the continuing and urgent need for a substantial international humanitarian effort to promote durable solutions to the problems of refugees and displaced persons, drawing particular attention to women and children the world over, and welcoming the recommendations on this subject in the Programme of Action for the Second Half of the United Nations Decade for Women: Equality, Development and Peace adopted at the World Conference of the United Nations Decade for Women, |
| 35/135, PP4<br>11 Dec 1980                                     | <i>Noting with great concern</i> that women and children constitute the majority of refugees and displaced persons in most areas,   |
| 35/187, PP1, 2 & 3<br>15 Dec 1980                              | <i>Noting with deep concern</i> the increasing gravity of the problems of refugees in various parts of the world,<br><br><i>Stressing</i> that, among the problems posed by the plight of these populations, the problem of children is especially anguishing,  |

<sup>1</sup> See also *Internally Displaced Persons: 4. Children, Women and Other Groups with Specific Needs, Promotion of Awareness of Refugee Issues: 3. Children, Recruitment of Refugees: 2. Child Soldiers*

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|   | <i>Considering</i> the disturbing situation of millions of refugee and displaced children, particularly children who have not yet been settled,  |
| 41/123, PP6<br>4 Dec 1986   | <i>Concerned</i> about the special needs of women and children forced to flee from South Africa and Namibia who have become refugees as a result of the practice of apartheid,   |
| 45/139, PP4<br>14 Dec 1990  | <i>Aware</i> that the majority of the refugees and displaced persons are women and children, who are particularly vulnerable to the hardship imposed on them by the unfortunate circumstances,   |
| 47/107, PP32<br>16 Dec 1992<br><br>48/118, PP38<br>20 Dec 1993<br><br>49/174, PP39<br>23 Dec 1994 | <i>Deeply concerned</i> about the plight of Sudanese refugee children, particularly the problem of unaccompanied minors, and emphasizing the need for their protection, well-being and reunification with their families,  |
| 53/1/N, PP5<br>8 Dec 1998   | <i>Deeply concerned</i> about the plight of refugee children, in particular the problem of unaccompanied minors, and emphasizing the need for their protection, well-being and reunification with their families,  |
| 53/125, OP18<br>9 Dec 1998  | 18. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, particularly in the context of armed conflict, and to abduction with a view to forcing participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse, and to prevent their separation from their families;                                   |
| 54/146, OP19<br>17 Dec 1999   | 19. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, in particular in the context of armed conflict, and to abduction with a view to their forced participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse and forced military service, and to prevent their separation from their families; |
| 57/190, OP8<br>18 Dec 2002  | 8. <i>Expresses its deep concern</i> about the growing number of refugee and internally displaced children who are unaccompanied or separated from their families, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for refugee and internally displaced children who are unaccompanied or separated from their families;  |

| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
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| 1991/23, OP2<br><br>30 May 1991                | 2. <i>Calls upon</i> the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities; |

## **2. ENDORSEMENT OF UNHCR POLICY**

*The provisions reproduced below note or endorse ExCom Conclusions relating to refugee children, UNHCR's "Guidelines on Refugee Children", the emergency kit developed for unaccompanied minors or welcome UNHCR's general policy in relation to refugee children.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 42/109, OP6<br><br>7 Dec 1987           | 6. <i>Endorses</i> the conclusions on refugee children adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-eighth session, and urges States to extend their full co-operation to the High Commissioner in ensuring that the special needs of refugee children are met;  |
| 43/117, OP7<br><br>8 Dec 1988           | 7. <i>Commends</i> the High Commissioner for the work undertaken by his Office to identify and meet the special needs of refugee children and, in particular, for the guidelines of the Office on refugee children, and invites the High Commissioner to pursue his efforts on behalf of refugee children, drawing on the valuable contributions that non-governmental organizations continue to make in this area;  |
| 44/137, OP8<br><br>15 Dec 1989          | 8. <i>Endorses</i> the conclusions on refugee children adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in particular on the development and dissemination of the "Guidelines on Refugee Children" and the implementation of a work plan concerning refugee children that requires the active co-operation and collaboration of Governments, United Nations bodies, among them the United Nations Children's Fund, and non-governmental organizations with the Office of the High Commissioner; |

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| 46/106, OP7<br>16 Dec 1991   | 7. <i>Endorses</i> the conclusion on refugee children adopted by the Executive Committee of the Programme of the High Commissioner at its forty-second session, including the decision to establish a new post of coordinator for refugee children within the Office of the High Commissioner;  |
| 48/116, OP7<br>20 Dec 1993   | 7. <i>Welcomes</i> the High Commissioner's policy on refugee children and the activities undertaken to ensure its implementation, aimed at ensuring that the specific needs of refugee children, including in particular unaccompanied minors, are fully met within the overall protection and assistance activities of the Office, in cooperation with Governments and other relevant organizations;         |
| 49/172, PP5<br>23 Dec 1994   | <i>Noting with satisfaction</i> that the Office of the United Nations High Commissioner for Refugees has developed revised Guidelines on Refugee Children, issued in May 1994,  |
| 50/150, PP5<br>21 Dec 1995   | <i>Noting</i> that the Office of the United Nations High Commissioner for Refugees has developed revised Guidelines on Refugee Children, issued in May 1994,  |
| 51/73, PP5<br>12 Dec 1996<br><br>52/105, PP5<br>12 Dec 1997<br><br>53/122, PP5<br>9 Dec 1998<br><br>54/145, PP5<br>17 Dec 1999<br><br>56/136, PP5<br>19 Dec 2001 | <i>Noting</i> the revised Guidelines on Refugee Children issued by the Office of the United Nations High Commissioner for Refugees in May 1994 and the development of an emergency kit to facilitate coordination and to enhance the quality of responses to the needs of unaccompanied minors by the Office of the High Commissioner, the United Nations Children's Fund and non-governmental organizations, |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |   |
| 1991/23, PP14<br>30 May 1991   | <i>Commending</i> the Guidelines on Refugee Children adopted by the United Nations High Commissioner for Refugees,  |

### **3. GIRL-CHILD**

*The majority of the provisions reproduced below request the Secretary-General to pay special attention to the girl-child refugee when reporting to the General Assembly. One provision recognizes the particular vulnerability of girl-child refugees. One provision urges States to pay special attention to refugee and displaced girls, and to take into account the special needs of the war-affected girl child in the delivery of humanitarian assistance and reintegration processes. Another requests the Secretary-General to ensure that all organizations and bodies of the United Nations system, including UNHCR, take into account the*

*rights and the particular needs of the girl child in the country programme of cooperation in accordance with the national priorities, including through the United Nations Development Assistance Framework.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 52/105, OP10<br>12 Dec 1997          | 10. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-third session on the implementation of the present resolution, and to give special attention to the girl-child refugee in his report.  |
| 52/132, PP10<br>12 Dec 1997          | <i>Recognizing</i> that women and children constitute the majority of most refugee populations and that, in addition to the problems they share in common with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violations of human rights,  |
| 53/122, OP12<br>9 Dec 1998           | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-fourth session on the implementation of the present resolution and to give special attention to the girl-child refugee in his report.  |
| 54/145, OP12<br>17 Dec 1999          | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-sixth session on the implementation of the present resolution and to give special attention to the girl-child refugee in his report.   |
| 56/136, OP12<br>19 Dec 2001          | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-eighth session on the implementation of the present resolution and to give special attention in his report to the girl-child refugee.  |
| 57/189, OP11 & 15<br>18 Dec 2002     | <p>11. <i>Urges</i> States to take special measures for the protection of war-affected girls and in particular to protect them from sexually transmitted diseases, such as human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS), gender-based violence, including rape and sexual abuse, and sexual exploitation, torture, abduction and forced labour, paying special attention to refugee and displaced girls, and to take into account the special needs of the war-affected girl child in the delivery of humanitarian assistance and disarmament, demobilization and reintegration processes;</p> <p>...</p> <p>15. <i>Requests</i> the Secretary-General, as Chairman of the United Nations System Chief Executives Board for Coordination, to ensure that all organizations and bodies of the United Nations system, individually and collectively, in particular the United Nations Children's Fund, the United Nations Educational, Scientific and Cultural Organization, the World Food Programme, the United Nations Population Fund, the United Nations Development Fund for Women, the World Health Organization, the United Nations Development Programme, the Office of the United Nations High Commissioner for Refugees and the International Labour Organization, take into account the rights and the particular needs of the girl child in the country programme of cooperation in accordance with the national priorities,</p> |

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|  | including through the United Nations Development Assistance Framework; |
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#### 4. LEGAL FRAMEWORK

*The provisions reproduced below recall the legal provisions relevant to the protection of refugee children or call on States and other parties to observe such legal provisions in general or in the context of armed conflict.*

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 49/172, PP7<br>23 Dec 1994  | <i>Recalling</i> the provisions concerning the protection of refugee minors of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 50/150, PP7<br>21 Dec 1995<br><br>51/73, PP9<br>12 Dec 1996   | <i>Recalling</i> the provisions of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 52/105, PP9 & OP7<br>12 Dec 1997  | <i>Recalling</i> the provisions of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,<br><br>...<br><br>7. <i>Calls upon</i> all States and other parties to armed conflict to respect international humanitarian law and, in this regard, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949 and related instruments, while bearing in mind resolution 2 of the 26 <sup>th</sup> International Conference of the Red Cross and Red Crescent, and to respect the provisions of the Convention on the Rights of the Child, which accord children affected by armed conflict special protection and treatment;                                       |
| 53/122, PP9 & OP8<br>9 Dec 1998<br><br>54/145, PP9 & OP8<br>17 Dec 1999<br><br>56/136, PP9 & OP8<br>19 Dec 2001 | <i>Recalling</i> the provisions of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,<br><br>...<br><br>8. <i>Calls upon</i> all States and other parties to armed conflict to respect international humanitarian law, and, in this regard, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949 and related instruments, while bearing in mind resolution 2 adopted at the twenty-sixth International Conference of the Red Cross and Red Crescent, held at Geneva in December 1995, and to respect the provisions of the Convention on the Rights of the Child, which accord children affected by armed conflict special protection and treatment; |

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| <p>53/125, OP18<br/>9 Dec 1998</p>                    | <p>18. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, particularly in the context of armed conflict, and to abduction with a view to forcing participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse, and to prevent their separation from their families;</p>                                   |
| <p>54/146, OP19<br/>17 Dec 1999</p>                   | <p>19. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, in particular in the context of armed conflict, and to abduction with a view to their forced participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse and forced military service, and to prevent their separation from their families;</p> |
| <p>55/74, OP22<br/>4 Dec 2000</p>                     | <p>22. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights and humanitarian and refugee law that are of particular relevance to safeguarding the rights of the child and adolescent refugees whose situation is particularly vulnerable to abuse, welcomes in this regard the adoption of the Optional Protocols to the Convention on the Rights of the Child on the involvement of children in armed conflict and on the sale of children, child prostitution and child pornography, and calls upon States to consider signing and ratifying them as a matter of priority;</p>  |
| <p>57/190, OP6<br/>18 Dec 2002</p>                    | <p>6. <i>Urges</i> Governments to improve the implementation of policies and programmes for the protection, care and well-being of refugee and internally displaced children and for the provision of basic social services, including access to education, with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the Representative of the Secretary-General on internally displaced persons, in accordance with the obligations of States under the Convention on the Rights of the Child;</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>1991/23, PP4<br/>30 May 1991</p>                   | <p><i>Stressing</i> that all action taken on behalf of refugee and displaced women and children must be guided by the relevant international instruments relating to the status of refugees, as well as other human rights instruments, in particular, the Convention relating to the Status of Refugees, adopted on 28 July 1951, and its 1967 Protocol, the Convention on the Elimination of All Forms of Discrimination against Women, and the Convention on the Rights of the Child,</p>  |

## 5. REQUESTS TO STATES AND OTHERS (See also 4. *Legal Framework*)

A number of the provisions reproduced below request States and relevant organizations to pay special attention to the needs of refugee children and to exert maximum effort towards the protection of such children. One ECOSOC provision encourages the issuance of individual documents to refugee children, and another ECOSOC provision requests all States and relevant organizations to adopt a policy on refugee women and children. Two ECOSOC provisions focus on the need to increase co-ordination between international organizations with regard to assistance to refugee women and children.

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/135, OP1<br>11 Dec 1980           | 1. <i>Requests</i> all States to co-operate with the United Nations High Commissioner for Refugees in order to assure protection of the well-being of women and children in particular, in accordance with their fundamental rights under international law and national legislation;   |
| 41/123, OP2<br>4 Dec 1986            | 2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with refugee women and children outside South Africa and Namibia and in front-line States, in particular:<br><br>(a) <i>To provide</i> for the widest possible dissemination of information about the situation of refugee women and children;<br><br>(b) <i>To provide</i> legal, humanitarian and other assistance to refugee women and children and their families who are victims of apartheid;<br><br>(c) <i>To provide</i> assistance to women in the national liberation movements to enable them to attend major international conferences and seminars and to undertake speaking tours further to promote international solidarity with the oppressed women;<br><br>(d) <i>To support</i> the projects and activities of the southern African national liberation movements recognized by the Organization of African Unity, particularly those involving refugee women and children; |
| 42/109, OP6<br>7 Dec 1987            | 6. <i>Endorses</i> the conclusions on refugee children adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-eighth session, and urges States to extend their full co-operation to the High Commissioner in ensuring that the special needs of refugee children are met;   |
| 45/140, OP5<br>14 Dec 1990           | 5. <i>Calls upon</i> States to give high priority to the rights of refugee children and to their survival, protection and development as reflected in the Convention on the Rights of the Child and in the World Declaration on the Survival, Protection and Development of Children and the Plan of Action for Implementing the World Declaration on the Survival, Protection and Development of Children in the 1990s, adopted by the World Summit for Children in New York on 30 September 1990;   |



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| <p>47/107, OP7<br/>16 Dec 1992</p> <p>48/118, OP7<br/>20 Dec 1993</p> <p>49/174, OP11<br/>23 Dec 1994</p> <p>50/149, OP24<br/>21 Dec 1995</p> <p>52/101, OP21<br/>12 Dec 1997</p> | <p>7. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to the special needs of refugee women and children;</p>   |
| <p>49/169, OP18<br/>23 Dec 1994</p>   | <p>18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups;</p>   |
| <p>49/172, OP2<br/>23 Dec 1994</p>  | <p>2. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the United Nations High Commissioner for Refugees and all other United Nations organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>  |
| <p>50/150, OP3<br/>21 Dec 1995</p>  | <p>3. <i>Calls upon</i> all Governments, the Secretary-General, the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>  |
| <p>51/73, OP5<br/>12 Dec 1996</p> <p>52/105, OP5<br/>12 Dec 1997</p> <p>53/122, OP6<br/>9 Dec 1998</p> <p>54/145, OP6<br/>17 Dec 1999</p>   | <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>  |
| <p>53/125, OP18<br/>9 Dec 1998</p>  | <p>18. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, particularly in the context of armed conflict, and to abduction with a view to forcing participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse,</p> |

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|  | and to prevent their separation from their families;   |
| <p>53/126, OP23<br/>9 Dec 1998</p> <p>54/147, OP25<br/>17 Dec 1999</p> <p>55/77, OP31<br/>4 Dec 2000</p> <p>56/135, OP27<br/>19 Dec 2001</p> <p>57/183, OP31<br/>18 Dec 2002</p> | <p>23. <i>Requests</i> all Governments, intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children and displaced persons, including those with special protection needs;</p>  |
| <p>54/146, OP19<br/>17 Dec 1999</p>  | <p>19. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, in particular in the context of armed conflict, and to abduction with a view to their forced participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse and forced military service, and to prevent their separation from their families;</p>  |
| <p>55/74, OP22<br/>4 Dec 2000</p>  | <p>22. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights and humanitarian and refugee law that are of particular relevance to safeguarding the rights of the child and adolescent refugees whose situation is particularly vulnerable to abuse, welcomes in this regard the adoption of the Optional Protocols to the Convention on the Rights of the Child on the involvement of children in armed conflict and on the sale of children, child prostitution and child pornography, and calls upon States to consider signing and ratifying them as a matter of priority;</p>   |
| <p>56/136, OP6<br/>19 Dec 2001</p>   | <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return and reunification with their families of unaccompanied refugee minors;</p>   |
| <p>57/190, OP 6 &amp; 7<br/>18 Dec 2002</p>  | <p>6. <i>Urges</i> Governments to improve the implementation of policies and programmes for the protection, care and well-being of refugee and internally displaced children and for the provision of basic social services, including access to education, with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the Representative of the Secretary-General on internally displaced persons, in accordance with the obligations of States under the Convention on the Rights of the Child;<sup>31</sup></p> <p>7. <i>Calls upon</i> all States and other parties to armed conflict, as well as United Nations organizations and bodies, to give urgent attention, in terms of protection and assistance, to the fact that refugee and internally displaced children are particularly exposed to risks in connection with armed conflict, such as being forcibly recruited or subjected to sexual violence, abuse or</p> |

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|   | exploitation;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>      |  |
| 1991/23, OP2, 3, 5, 7, 8<br>& 10<br><br>30 May 1991 | <p>2. Calls upon the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities;</p> <p>3. Urges Member States, United Nations organizations and non-governmental organizations to ensure that the specific needs and resources of refugee and displaced women and children are fully considered in the planning of their activities and programmes;</p> <p>...</p> <p>5. Encourages Member States and relevant organizations to provide access to individual identification and registration documents, on a non-discriminatory basis, to all refugee women and, wherever possible, children, irrespective of whether the women and children are accompanied by male family members;</p> <p>...</p> <p>7. Requests the Secretary-General to ensure that the system-wide review to assess the experience and capacity of various organizations in the coordination of assistance to all refugees, displaced persons and returnees assesses, in particular, the ability of those organizations to address the situation of refugee women and children;</p> <p>8. Encourages international organizations to increase their capacity to respond to the needs of refugee and displaced women and children by greater coordination of their efforts;</p> <p>...</p> <p>10. Requests all United Nations and other intergovernmental organizations, Governments, non-governmental organizations and funding agencies that play a role in the assistance and protection of refugees and displaced persons, that have not already done so, to adopt a policy on refugee and displaced women and children that will provide for the full integration of women and children into their programmes, within their respective mandates, and will include a time-frame and procedures for implementation;</p> |

## 6. ROLE OF UNHCR

*The provisions reproduced below note UNHCR's efforts to meet the protection needs of refugee children and call upon UNHCR to continue or intensify such activities. One General Assembly provision welcomes the appointment of a Senior Co-ordinator for Refugee Children within UNHCR. Several provisions deal with the need for co-ordination between UNHCR, the generally UN and other organizations. In particular, one provision requests the Secretary-General to undertake a system-wide review to assess the capacity of various organizations with regard to assistance to refugees. One ECOSOC provision urges the recruitment of female staff to provide protection to refugee women and children. Another ECOSOC provision requests that refugee statistics be disaggregated by age and gender.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 34/174, OP3<br>17 Dec 1979           | 3. <i>Requests</i> the Secretary-General, in consultation with the United Nations High Commissioner for Refugees and other relevant agencies and organizations of the United Nations system, to make every effort to mobilize assistance to facilitate the resettlement of refugee families from the border areas of South Africa and to provide adequately for the well-being of the children concerned;   |
| 35/187, OP1 & 2<br>15 Dec 1980       | 1. <i>Expresses</i> its gratitude to the United Nations High Commissioner for Refugees for the action which he has already taken to assist refugee and displaced children, and requests him to intensify his efforts in that respect, endeavouring to ensure as far as possible that the cultural and family identity of the minors settled is preserved;<br><br>2. <i>Requests</i> the High Commissioner to associate all the specialized agencies in the action undertaken.   |
| 40/118, PP12<br>13 Dec 1985          | <i>Noting with satisfaction</i> the efforts of the High Commissioner, in the field of international protection, to address the special problems of refugee and displaced women and children resulting from their vulnerable position, which in many cases exposes them to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,   |
| 41/123, OP3 & 15<br>4 Dec 1986       | 3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children;<br><br>...<br><br>15. <i>Notes with satisfaction</i> the efforts undertaken by the High Commissioner to identify and meet the special needs of refugee women and children and urges him to continue these efforts; |
| 42/109, PP8<br>7 Dec 1987            | <i>Noting</i> the efforts of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,  |
| 43/117, OP7<br>8 Dec 1988            | 7. <i>Commends</i> the High Commissioner for the work undertaken by his Office to identify and meet the special needs of refugee children and, in particular, for the guidelines of the Office on refugee children, and invites the High Commissioner to pursue his efforts on behalf of refugee children, drawing on the valuable contributions that non-governmental organizations continue to  |

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|                                   | make in this area;  |
| 44/137, PP7<br>15 Dec 1989        | <i>Noting</i> the efforts of the Office of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,  |
| 44/137, OP8<br>15 Dec 1989        | 8. <i>Endorses</i> the conclusions on refugee children adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in particular on the development and dissemination of the "Guidelines on Refugee Children" and the implementation of a work plan concerning refugee children that requires the active co-operation and collaboration of Governments, United Nations bodies, among them the United Nations Children's Fund, and non-governmental organizations with the Office of the High Commissioner;  |
| 45/140, PP7<br>14 Dec 1990        | <i>Commending</i> the Office of the High Commissioner for its efforts to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,   |
| 46/106, PP8<br>16 Dec 1991        | <i>Welcoming</i> the commitment of the Office of the High Commissioner to improving the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being,  |
| 47/105, PP7 & OP7<br>16 Dec 1992  | <i>Commending</i> the continued efforts of the High Commissioner to improve the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being,<br><br>...<br><br>7. <i>Welcomes</i> the appointment of a Senior Coordinator for Refugee Children, and reiterates the importance of promoting measures to ensure the protection and well-being of refugee children, in particular unaccompanied minors, in coordination with States and other international, intergovernmental and non-governmental organizations; |
| 48/116, PP13 & OP7<br>20 Dec 1993 | <i>Welcoming</i> the continuing efforts of the High Commissioner to meet the protection and assistance needs of refugee women and refugee children, who constitute the majority of the world's refugee population and who are often exposed to serious threats to their safety and well-being,<br><br>...<br><br>7. <i>Welcomes</i> the High Commissioner's policy on refugee children and the activities undertaken to ensure its implementation, aimed at ensuring that the specific needs of refugee children, including in particular unaccompanied minors, are fully met within the overall protection and assistance activities of the Office, in cooperation with Governments and other relevant organizations;        |

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| <p>49/169, PP16 &amp; OP18<br/>23 Dec 1994</p>   | <p><i>Welcoming</i> the continuing efforts of the High Commissioner to meet the protection and assistance needs of refugee women and children, who constitute the majority of the world's refugee population and who are often exposed to serious threats to their safety and well-being,</p> <p>...</p> <p>18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups;</p> |
| <p>49/172, PP6 &amp; OP2<br/>23 Dec 1994</p>   | <p><i>Noting with appreciation</i> the efforts of the High Commissioner to ensure the protection and assistance of refugees, including refugee children and unaccompanied minors,</p> <p>...</p> <p>2. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the United Nations High Commissioner for Refugees and all other United Nations organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>  |
| <p>50/150, PP6 &amp; OP3<br/>21 Dec 1995</p>   | <p><i>Noting</i> also the efforts of the High Commissioner to ensure the protection of and assistance to refugees, including children and unaccompanied minors, and that further efforts need to be exerted to this effect,</p> <p>...</p> <p>3. <i>Calls upon</i> all Governments, the Secretary-General, the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>  |
| <p>51/73, PP8 &amp; OP5<br/>12 Dec 1996</p> <p>52/105, PP8 &amp; OP5<br/>12 Dec 1997</p> <p>53/122, PP8 &amp; OP6<br/>9 Dec 1998</p> | <p><i>Noting</i> the efforts of the High Commissioner to ensure the protection of and assistance to refugees, including children and unaccompanied minors, and that further efforts need to be exerted to this effect,</p> <p>...</p> <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>   |
| <p>54/145, PP8 &amp; OP6<br/>17 Dec 1999</p>   | <p><i>Noting</i> the efforts of the High Commissioner to ensure the protection of and assistance to refugees, including children and unaccompanied minors, and that further enhanced efforts need to be exerted to this effect,</p> <p>...</p>  |

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|   | <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p>   |
| <p>56/136, PP8 &amp; OP6<br/>19 Dec 2001</p>          | <p><i>Noting</i> the efforts of the High Commissioner to ensure the protection of and assistance to refugees, including children and unaccompanied minors, and that further enhanced efforts need to be exerted to this effect,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return and reunification with their families of unaccompanied refugee minors;</p>   |
| <p>57/190, OP6<br/>18 Dec 2002</p>                    | <p>6. <i>Urges</i> Governments to improve the implementation of policies and programmes for the protection, care and well-being of refugee and internally displaced children and for the provision of basic social services, including access to education, with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the Representative of the Secretary-General on internally displaced persons, in accordance with the obligations of States under the Convention on the Rights of the Child;</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>1991/23, OP7, 8, 11 &amp; 13<br/>30 May 1991</p>   | <p>7. Requests the Secretary-General to ensure that the system-wide review to assess the experience and capacity of various organizations in the coordination of assistance to all refugees, displaced persons and returnees assesses, in particular, the ability of those organizations to address the situation of refugee women and children;</p> <p>8. Encourages international organizations to increase their capacity to respond to the needs of refugee and displaced women and children by greater coordination of their efforts;</p> <p>...</p> <p>11. Urges the recruitment of staff, in particular, female field staff, who are able to provide assistance and protection appropriate to the specific needs of refugee women and children;</p> <p>...</p> <p>13. Urges that, in the collection of refugee statistics, data disaggregated by age and gender be included in order to represent the refugee population accurately.</p> |

## **7. SPECIAL REPRESENTATIVE OF THE SECRETARY-GENERAL FOR CHILDREN AND ARMED CONFLICT**

*The provisions reproduced below request the Special Representative of the Secretary-General to raise awareness and to mobilize public opinion in favour of the protection of children in armed conflict, including refugee minors.*

| Resolution / Paragraph Number & Date                          | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |  |
| 53/122, OP11<br>9 Dec 1998<br><br>56/136, OP11<br>19 Dec 2001 | 11. <i>Encourages</i> the Special Representative of the Secretary-General for Children and Armed Conflict in his efforts to raise awareness worldwide and to mobilize official and public opinion for the protection of children affected by armed conflict, including refugee minors; |
| 54/145, OP11<br>17 Dec 1999                                   | 11. <i>Encourages</i> the Special Representative of the Secretary-General in his efforts to raise awareness worldwide and to mobilize official and public opinion for the protection of children affected by armed conflict, including refugee minors;                                 |

## **8. UNACCOMPANIED MINORS**

### **8.1 CALL FOR ACTION**

*The provisions reproduced below call upon UNHCR, States, the Secretary-General, other UN organizations and non-governmental organizations to assist and protect refugee minors and unaccompanied minors.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 49/169, OP18<br>23 Dec 1994          | 18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups; |



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| <p>49/172, OP2, 3 &amp; 5<br/>23 Dec 1994</p>  | <p>2. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the United Nations High Commissioner for Refugees and all other United Nations organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>3. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees and other United Nations organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>5. <i>Calls upon</i> the Secretary-General, the High Commissioner, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations to mobilize, within existing resources, adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p>   |
| <p>50/150, OP3, 4 &amp; 6<br/>21 Dec 1995</p>  | <p>3. <i>Calls upon</i> all Governments, the Secretary-General, the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>4. <i>Urges</i> the Office of the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>6. <i>Calls upon</i> the Secretary-General, the High Commissioner, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p> |
| <p>51/73, OP5, 6 &amp; 8<br/>12 Dec 1996<br/><br/>52/105, OP5, 6 &amp; 9<br/>12 Dec 1997</p> | <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>6. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>8. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Department of Humanitarian Affairs of the</p>  |

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|   | Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;  |
| 53/122, OP6, 7 & 10<br>9 Dec 1998<br><br>54/145, OP6, 7 & 10<br>17 Dec 1999<br><br>56/136, OP6, 7 & 10<br>19 Dec 2001 | 6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;<br><br>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;<br><br>...<br><br>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation; |
| 57/190, OP8<br><br>18 Dec 2002  | 8. <i>Expresses its deep concern</i> about the growing number of refugee and internally displaced children who are unaccompanied or separated from their families, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for refugee and internally displaced children who are unaccompanied or separated from their families;   |

## 8.2 CONCERN

*The provisions reproduced below express concern for the situation of unaccompanied minors.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 49/172, PP3 & OP1<br><br>23 Dec 1994 | <i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and require special assistance and care,<br><br>...<br><br>1. <i>Expresses its deep concern</i> at the plight of unaccompanied refugee minors and emphasizes the need for their early identification and for timely, |

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|  | detailed and accurate information on their number and whereabouts;  |
| 50/150, PP3 & OP2<br>21 Dec 1995   | <i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and require special assistance and care,<br><br>...<br><br>2. <i>Expresses its deep concern</i> at the plight of unaccompanied refugee minors, and emphasizes the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;   |
| 51/73, OP2<br>12 Dec 1996<br><br>53/122, OP3<br>9 Dec 1998<br><br>54/145, OP3<br>17 Dec 1999<br><br>56/136, OP3<br>19 Dec 2001 | 2. <i>Expresses its deep concern</i> at the continued plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;   |
| 57/190, OP8<br>18 Dec 2002   | 8. <i>Expresses its deep concern</i> about the growing number of refugee and internally displaced children who are unaccompanied or separated from their families, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for refugee and internally displaced children who are unaccompanied or separated from their families; |

### 8.3 EXPLOITATION AND RECRUITMENT

*The provisions reproduced below note the vulnerability of unaccompanied minors to exploitation, including recruitment into armed forces, their use as soldiers or as human shields, and condemn such exploitation. One provision calls upon UNHCR, States and other relevant organizations to protect unaccompanied minors from recruitment into armed forces.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 49/169, OP18<br>23 Dec 1994          | 18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups; |

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| <p>49/172, OP4<br/>23 Dec 1994</p> <p>50/150, OP5<br/>21 Dec 1995</p>                    | <p>4. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their recruitment in military forces, and any other acts that endanger their safety and personal security;</p>   |
| <p>51/73, PP3 &amp; OP7<br/>12 Dec 1996</p> <p>52/105, PP3 &amp; OP8<br/>12 Dec 1997</p> | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable and at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,</p> <p>...</p> <p>7. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security;</p>                   |
| <p>53/122, PP3 &amp; OP9<br/>9 Dec 1998</p> <p>54/145, PP3 &amp; OP9<br/>17 Dec 1999</p> | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,</p> <p>...</p> <p>9. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security;</p> |
| <p>56/136, PP3 &amp; OP9<br/>19 Dec 2001</p>   | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment and sexual assault and therefore require special assistance and care,</p> <p>...</p> <p>9. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security;</p>               |
| <p>57/190, OP7<br/>18 Dec 2002</p>   | <p>7. <i>Calls upon</i> all States and other parties to armed conflict, as well as United Nations organizations and bodies, to give urgent attention, in terms of protection and assistance, to the fact that refugee and internally displaced children are particularly exposed to risks in connection with armed conflict, such as being forcibly recruited or subjected to sexual violence, abuse or exploitation;</p>   |

## 8.4 FAMILY REUNIFICATION

*The provisions reproduced below recognize the need for the reunification of unaccompanied minors with their families, and call on UNHCR, States, the Secretary-General, other UN organizations and non-governmental organizations to facilitate reunification.*

| Resolution / Paragraph Number & Date  | Full Text   |
|---------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 49/172, PP4, OP2 & 3<br>23 Dec 1994   | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of those unaccompanied minors is their return to and reunification with their families, And whereabouts;</p> <p>...</p> <p>2. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the United Nations High Commissioner for Refugees and all other United Nations organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>3. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees and other United Nations organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p>  |
| 50/150, PP4, OP3 & 4<br>21 Dec 1995   | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of those unaccompanied minors is their return to and reunification with their families,</p> <p>...</p> <p>3. <i>Calls upon</i> all Governments, the Secretary-General, the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>4. <i>Urges</i> the Office of the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> |
| 51/73, PP4, 6, OP5 & 6<br>12 Dec 1996 | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of unaccompanied minors is their return to and reunification with their families,</p> <p>...</p> <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner in the identification and tracing of unaccompanied refugee minors, and</p>  |

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|  | <p>welcoming its effort in reunifying family members of refugees,</p> <p>...</p> <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>6. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p>  |
| <p>52/105, PP4, OP5 &amp; 6<br/>12 Dec 1997</p> <p>53/122, PP4, OP6 &amp; 7<br/>9 Dec 1998</p> | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of unaccompanied minors is their return to and reunification with their families,</p> <p>...</p> <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>6. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p>       |
| <p>54/145, PP4, OP6 &amp; 7<br/>17 Dec 1999</p>  | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of unaccompanied refugee minors is their return to and reunification with their families,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;</p> |
| <p>56/136, PP4, OP6 &amp; 7<br/>19 Dec 2001</p>  | <p><i>Mindful</i> of the fact that the ultimate solution to the plight of unaccompanied minors is their return to and reunification with their families,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international</p>  |

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|                                    | <p>organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return and reunification with their families of unaccompanied refugee minors;</p> <p>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;</p> |
| <p>57/190, OP8<br/>18 Dec 2002</p> | <p>8. <i>Expresses its deep concern</i> about the growing number of refugee and internally displaced children who are unaccompanied or separated from their families, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for refugee and internally displaced children who are unaccompanied or separated from their families;</p>   |

## 8.5 IDENTIFICATION, INFORMATION AND TRACING

*The majority of the provisions reproduced below emphasize the need for early identification of unaccompanied minors and information on their number and whereabouts. Several provisions welcome the efforts of UNHCR and/or UNICEF towards the identification and tracing of unaccompanied minors.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| <p>49/172, OP1<br/>23 Dec 1994</p>             | <p>1. <i>Expresses its deep concern</i> at the plight of unaccompanied refugee minors and emphasizes the need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p>  |
| <p>50/150, OP2<br/>21 Dec 1995</p>             | <p>2. <i>Expresses its deep concern</i> at the plight of unaccompanied refugee minors, and emphasizes the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p>  |
| <p>51/73, PP6, OP2 &amp; 3<br/>12 Dec 1996</p> | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner in the identification and tracing of unaccompanied refugee minors, and welcoming its effort in reunifying family members of refugees,</p> <p>...</p> <p>2. <i>Expresses its deep concern</i> at the continued plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p> <p>3. <i>Expresses the hope</i> that adequate resources will be provided for</p> |

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|                                     | programmes of identification and tracing of unaccompanied refugee minors;  |
| 52/105, PP6, OP2 & 3<br>12 Dec 1997 | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner in the identification and tracing of unaccompanied refugee minors, and welcoming its effort in reunifying family members of refugees,</p> <p>...</p> <p>2. <i>Expresses its deep concern</i> at the continued plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p> <p>3. <i>Expresses</i> the hope once again that adequate resources will be provided for programmes of identification and tracing of unaccompanied refugee minors;</p>  |
| 53/122, PP6, OP3 & 4<br>9 Dec 1998  | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner and the United Nations Children's Fund in the identification and tracing of unaccompanied refugee minors, and welcoming their efforts in reunifying family members of refugees,</p> <p>...</p> <p>3. <i>Expresses its deep concern</i> at the continued plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p> <p>4. <i>Expresses the hope once again</i> that adequate resources will be provided for programmes of identification and tracing of unaccompanied refugee minors;</p>        |
| 54/145, PP6, OP3 & 4<br>17 Dec 1999 | <p><i>Noting with appreciation</i> the efforts of the Office of the United Nations High Commissioner for Refugees and the United Nations Children's Fund in the identification and tracing of unaccompanied refugee minors, and welcoming their efforts in reunifying families of refugees,</p> <p>...</p> <p>3. <i>Expresses its deep concern</i> at the continued plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their number and whereabouts;</p> <p>4. <i>Stresses</i> the importance of providing adequate resources for programmes of identification and tracing of unaccompanied refugee minors;</p> |
| 56/136, PP6, OP3 & 4<br>19 Dec 2001 | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner and the United Nations Children's Fund in the identification and tracing of unaccompanied minors, and welcoming their efforts in reunifying families of refugees,</p> <p>...</p> <p>3. <i>Expresses its deep concern</i> at the continuing plight of unaccompanied refugee minors, and emphasizes once again the urgent need for their early identification and for timely, detailed and accurate information on their</p>   |



|                                |   |
|--------------------------------|---|
|                                | number and whereabouts;<br><br>4. <i>Stresses</i> the importance of providing adequate resources for programmes of identification and tracing of unaccompanied minors;  |
| 57/190, OP8<br><br>18 Dec 2002 | 8. <i>Expresses its deep concern</i> about the growing number of refugee and internally displaced children who are unaccompanied or separated from their families, and calls upon all States and United Nations bodies and agencies and other relevant organizations to give priority to programmes for family tracing and reunification and to continue to monitor the care arrangements for refugee and internally displaced children who are unaccompanied or separated from their families; |

## 8.6 POLICY ON UNACCOMPANIED MINORS

*The majority of the provisions reproduced below note UNHCR's development of an emergency kit to enhance the protection of unaccompanied minors by UNHCR, UNICEF and non-governmental organizations. One provision welcomes UNHCR's policy on refugee children, including unaccompanied minors.*

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 48/116, OP7<br><br>20 Dec 1993   | 7. <i>Welcomes</i> the High Commissioner's policy on refugee children and the activities undertaken to ensure its implementation, aimed at ensuring that the specific needs of refugee children, including in particular unaccompanied minors, are fully met within the overall protection and assistance activities of the Office, in cooperation with Governments and other relevant organizations;         |
| 51/73, PP5<br>12 Dec 1996<br><br>52/105, PP5<br>12 Dec 1997<br><br>53/122, PP5<br>9 Dec 1998<br><br>54/145, PP5<br>17 Dec 1999<br><br>56/136, PP5<br>19 Dec 2001 | <i>Noting</i> the revised Guidelines on Refugee Children issued by the Office of the United Nations High Commissioner for Refugees in May 1994 and the development of an emergency kit to facilitate coordination and to enhance the quality of responses to the needs of unaccompanied minors by the Office of the High Commissioner, the United Nations Children's Fund and non-governmental organizations, |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |   |

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| 157(VII), OP4<br>24 Aug 1948 | <p><i>Expresses its view that the policy which should be followed with regard to unaccompanied children is:</i></p> <p>(a) To unite children with their parents wherever the latter may be; and</p> <p>(b) In the case of orphan or unaccompanied children whose nationality has been established beyond doubt, to return them to their country, always providing that the best interests of the individual child shall be the determining factor;</p> |
|------------------------------|--|

## 8.7 ROLE OF UNHCR

*The provisions reproduced below welcome UNHCR's activities in relation to unaccompanied minors and/or call on UNHCR to intensify its efforts to assist and protect unaccompanied minors, including through reunification with their families.*

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>    |   |
| 48/116, OP7<br>20 Dec 1993             | 7. <i>Welcomes</i> the High Commissioner's policy on refugee children and the activities undertaken to ensure its implementation, aimed at ensuring that the specific needs of refugee children, including in particular unaccompanied minors, are fully met within the overall protection and assistance activities of the Office, in cooperation with Governments and other relevant organizations;   |
| 49/169, OP18<br>23 Dec 1994            | 18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups;   |
| 49/172, PP6, OP2, 3 & 5<br>23 Dec 1994 | <p><i>Noting with appreciation</i> the efforts of the High Commissioner to ensure the protection and assistance of refugees, including refugee children and unaccompanied minors,</p> <p>...</p> <p>2. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the United Nations High Commissioner for Refugees and all other United Nations organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>3. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees and other United Nations organizations concerned to take</p> |

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|  | <p>appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>5. <i>Calls upon</i> the Secretary-General, the High Commissioner, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations to mobilize, within existing resources, adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p>  |
| <p>50/150, PP6, OP3, 4 &amp; 6<br/>21 Dec 1995</p>   | <p><i>Noting</i> also the efforts of the High Commissioner to ensure the protection of and assistance to refugees, including children and unaccompanied minors, and that further efforts need to be exerted to this effect,</p> <p>...</p> <p>3. <i>Calls upon</i> all Governments, the Secretary-General, the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>4. <i>Urges</i> the Office of the United Nations High Commissioner for Refugees, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>6. <i>Calls upon</i> the Secretary-General, the High Commissioner, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p> |
| <p>51/73, PP6, OP5, 6 &amp; 8<br/>12 Dec 1996</p> <p>52/105, PP6, OP5, 6 &amp; 9<br/>12 Dec 1997</p> | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner in the identification and tracing of unaccompanied refugee minors, and welcoming its effort in reunifying family members of refugees,</p> <p>...</p> <p>5. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>6. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate to the needs and interests of the unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p>  |

|  |   |
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|  | <p>8. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p>  |
| <p>53/122, PP6, OP6, 7 &amp; 10<br/><br/>9 Dec 1998</p>  | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner and the United Nations Children's Fund in the identification and tracing of unaccompanied refugee minors, and welcoming their efforts in reunifying family members of refugees,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation;</p> |
| <p>54/145, PP6, OP6, 7 &amp; 10<br/><br/>17 Dec 1999</p> | <p><i>Noting with appreciation</i> the efforts of the Office of the United Nations High Commissioner for Refugees and the United Nations Children's Fund in the identification and tracing of unaccompanied refugee minors, and welcoming their efforts in reunifying families of refugees,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return to and reunification with their families of unaccompanied refugee minors;</p> <p>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian</p>  |

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|   | Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation;   |
| 56/136, PP6, OP6, 7 & 10<br>19 Dec 2001 | <p><i>Noting with appreciation</i> the efforts of the Office of the High Commissioner and the United Nations Children's Fund in the identification and tracing of unaccompanied minors, and welcoming their efforts in reunifying families of refugees,</p> <p>...</p> <p>6. <i>Calls upon</i> all Governments, the Secretary-General, the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to exert the maximum effort to assist and protect refugee minors and to expedite the return and reunification with their families of unaccompanied refugee minors;</p> <p>7. <i>Urges</i> the Office of the High Commissioner, all United Nations organizations, other international organizations and non-governmental organizations concerned to take appropriate steps to mobilize resources commensurate with the needs and interests of unaccompanied refugee minors and for their reunification with their families;</p> <p>...</p> <p>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation;</p> |

## 8.8 SPECIAL PROTECTION NEEDS

*The provisions reproduced below either recognize the need for special assistance and care for unaccompanied minors due to their vulnerability, or call on UNHCR and others to provide special types of assistance to unaccompanied minors.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 49/172, OP5<br>23 Dec 1994           | 5. <i>Calls upon</i> the Secretary-General, the High Commissioner, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations to mobilize, within existing resources, adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation; |
| 50/150, OP6                          | 6. <i>Calls upon</i> the Secretary-General, the High Commissioner, the  |

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|---|--|
| 21 Dec 1995   | Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;   |
| 51/73, PP3 & OP8<br>12 Dec 1996<br><br>52/105, PP3 & OP9<br>12 Dec 1997   | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable and at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,</p> <p>...</p> <p>8. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Department of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund and other United Nations organizations and international organizations to mobilize adequate assistance to unaccompanied minors in the areas of relief, education, health and psychological rehabilitation;</p>  |
| 53/122, PP3 & OP10<br>9 Dec 1998<br><br>54/145, PP3 & OP10<br>17 Dec 1999 | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,</p> <p>...</p> <p>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation;</p> |
| 56/136, PP3 & OP10<br><br>19 Dec 2001                                     | <p><i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment and sexual assault and therefore require special assistance and care,</p> <p>...</p> <p>10. <i>Calls upon</i> the Secretary-General, the United Nations High Commissioner for Refugees, the Office for the Coordination of Humanitarian Affairs of the Secretariat, the United Nations Children's Fund, other United Nations organizations and other international organizations to mobilize adequate assistance to unaccompanied refugee minors in the areas of relief, education, health and psychological rehabilitation;</p>               |
| 57/190, OP7<br><br>18 Dec 2002  | 7. <i>Calls upon</i> all States and other parties to armed conflict, as well as United Nations organizations and bodies, to give urgent attention, in terms of protection and assistance, to the fact that refugee and internally displaced children are particularly exposed to risks in connection with armed conflict, such as being forcibly recruited or subjected to sexual violence, abuse or exploitation;   |

## COMPLEMENTARY (SUBSIDIARY) FORMS OF PROTECTION

*The provisions reproduced below recognize the need to take and explore further measures to ensure international protection to all who need it.*

| Resolution / Paragraph<br>Number & Date         | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>             |   |
| <p>49/169, OP5 &amp; 7<br/><br/>23 Dec 1994</p> | <p>5. <i>Reiterates</i> the importance of ensuring access, for all persons seeking international protection, to fair and efficient procedures for the determination of refugee status or, as appropriate, to other mechanisms to ensure that persons in need of international protection are identified and granted such protection, while not diminishing the protection afforded to refugees under the terms of the 1951 Convention, the 1967 Protocol and relevant regional instruments;</p> <p style="text-align: center;">...</p> <p>7. <i>Recognizes</i> the desirability of exploring further measures to ensure international protection to all who need it, including temporary protection and other forms of asylum oriented towards repatriation, in situations of conflict or persecution involving large-scale outflows and in which return home is considered the most appropriate durable solution, and encourages the High Commissioner to continue to promote international cooperation and to engage in further consultations and discussions concerning measures to achieve this objective, acknowledging the value of regional arrangements in this regard;</p> |
| <p>50/152, OP5 &amp; 7<br/><br/>21 Dec 1995</p> | <p>5. <i>Reiterates</i> the importance of ensuring access, for all persons seeking international protection, to fair and efficient procedures for the determination of refugee status or, as appropriate, to other mechanisms to ensure that persons in need of international protection are identified and granted such protection, while not diminishing the protection afforded to refugees under the terms of the 1951 Convention, the 1967 Protocol and relevant regional instruments;</p> <p style="text-align: center;">...</p> <p>7. <i>Reiterates</i> its support for the role of the Office of the High Commissioner in exploring further measures to ensure international protection to all who need it, consistent with fundamental protection principles reflected in international instruments, and looks forward to the informal consultations of the Office of the High Commissioner on the subject;</p>  |





## COMPREHENSIVE AND REGIONAL APPROACHES<sup>1</sup>

*The provisions reproduced below recognize the need for comprehensive and regional approaches to refugee problems and call on States and UNHCR to consider adopting such approaches. One provision endorses the ExCom Conclusion on “Comprehensive and Regional Approaches Within a Protection Framework”.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 48/135, PP6<br>20 Dec 1993              | <i>Bearing in mind</i> the Vienna Declaration and Programme of Action, which calls for a comprehensive approach by the international community with regard to refugees and displaced persons,   |
| 49/169, PP14<br>23 Dec 1994             | <i>Recognizing</i> that actions by the international community, in consultation and coordination with the State concerned, on behalf of the internally displaced may contribute to the easing of tensions and the resolution of problems resulting in displacement, and constitute important components of a comprehensive approach to the prevention and solution of refugee problems,   |
| 49/173, PP3 & OP1<br>23 Dec 1994        | <i>Reaffirming</i> the need for the international community to consider comprehensive approaches for the coordination of action with regard to refugees, returnees, displaced persons and related migratory movements,<br><br>...<br><br>1. <i>Calls upon</i> the United Nations High Commissioner for Refugees, in consultation with concerned States and in coordination with relevant intergovernmental, regional and non-governmental organizations, to continue to consider comprehensive regional approaches to the problems of refugees and displaced persons;             |
| 50/151, PP4 & OP2<br>21 Dec 1995        | <i>Reaffirming</i> the need for the international community to consider comprehensive approaches for the coordination of action with regard to Refugees, returnees, displaced persons and related migratory movements,<br><br>...<br><br>2. <i>Calls upon</i> the United Nations High Commissioner for Refugees, in consultation with States concerned and in coordination with relevant intergovernmental, regional and non-governmental organizations, to continue to consider and develop comprehensive regional approaches to the problems of refugees and displaced persons; |
| 50/195, PP3                             | <i>Bearing in mind</i> the Vienna Declaration and Programme of Action, adopted by the World Conference on Human Rights on 25 June 1993, which calls for   |

<sup>1</sup> See also *Durable Solutions*

|   |   |
|---|---|
| 22 Dec 1995   | a comprehensive approach by the international community with regard to refugees and displaced persons,  |
| 51/75, OP11 & 12<br>12 Dec 1996                           | <p>11. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community to the problems of refugees and displaced persons, including addressing root causes, strengthening emergency preparedness and response, providing effective protection and achieving durable solutions;</p> <p>12. <i>Emphasizes</i> the value of comprehensive, regional approaches in which the High Commissioner has played a significant part in both countries of origin and countries of asylum, encourages States, in coordination and cooperation with each other and with international organizations, if applicable, to consider adopting protection-based comprehensive approaches to particular problems of displacement, and endorses, in this connection, the conclusion on comprehensive and regional approaches within a protection framework adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its forty-seventh session;</p> |
| 52/103, OP10 & 11<br>12 Dec 1997                          | <p>10. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community to the problems of refugees and displaced persons, including addressing root causes, strengthening emergency preparedness and response, providing effective protection and achieving durable solutions;</p> <p>11. <i>Recognizes</i> the value of comprehensive regional approaches in which the High Commissioner has played a significant part in both countries of origin and countries of asylum, and encourages States, in coordination and cooperation with each other and with international organizations, if applicable, to consider adopting protection-based comprehensive and regional approaches that conform fully with universally recognized standards and respond to particular regional initiatives, circumstances and protection needs;</p>   |
| 53/125, OP14<br>9 Dec 1998<br>54/146, OP15<br>17 Dec 1999 | 14. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, including comprehensive regional approaches, to the problems of refugees and displaced persons, and notes in this regard that capacity-building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, in strengthening emergency preparedness and response and in providing effective protection and achieving durable solutions;  |
| 55/74, OP18<br>4 Dec 2000                                 | 18. <i>Acknowledges</i> the desirability of comprehensive approaches by the international community, notably at the regional level, to the problems of refugees and displaced persons, and notes in this regard that capacity building in countries of origin and countries of asylum can play an important role in addressing the root causes of refugee flows, strengthening emergency preparedness and response, promoting and building peace, and developing regional standards for the protection of refugees;   |

## CO-OPERATION / CO-ORDINATION BETWEEN UNHCR AND STATES

*The provisions listed below call for co-operation between UNHCR and States. The column of the table entitled "Subject" indicates the specific area in which co-operation is requested or if it is a general request. Unless indicated otherwise in brackets in the column entitled "Subject", the request is addressed to States. In certain cases, the General Assembly or ECOSOC do not request future co-operation but rather welcome existing co-operation or reaffirm the need for co-operation. If so, this is indicated in the column entitled "Subject".*

### Sample Text

"5. Urges Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with relevant resolutions of the General Assembly and the Economic and Social Council, especially by:

(a) Facilitating his efforts in the field of international protection by observing the principle of asylum and non-refoulement relating to refugees;

(b) Supporting his efforts to promote, in cooperation with Governments, United Nations bodies and non-governmental organizations, durable solutions to the problems of refugees and displaced persons, including those in urgent need, whenever emergencies occur;"

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>   |
| 428 (V), OP2                          | 14 Dec 1950 | Request for co-operation through measures listed: a) Accession to legal instruments, b) Agreements with UNHCR, c) Admission, d) Assistance in voluntary repatriation, e) Promotion of assimilation, f) Provision of travel documents, g) Permission for transfer of assets, h) Provision of information to UNHCR |
| 538 (VI), OP4                         | 4 Feb 1952  | General  |
| 728 (VIII), OP2                       | 23 Oct 1953 | Promotion of durable solutions   |
| 832 (IX), OP7                         | 21 Oct 1954 | General  |
| 1006 (ES-II), II, OP1                 | 9 Nov 1956  | Hungary – emergency assistance   |
| 1007 (ES-II), PP3                     | 9 Nov 1956  | Need for co-operation in humanitarian duties ( No addressee)   |
| 1039 (XI), B, OP3                     | 23 Jan 1957 | General  |
| 1285 (XIII), OP1                      | 5 Dec 1958  | Promotion of World Refugee Year  |
| 1499 (XV), PP5                        | 5 Dec 1960  | Request for co-operation through measures listed: a) Improving legal status of refugees, b) Facilitating durable solutions, c) Financial contributions   |
| 1502 (XV), OP2(a)                     | 5 Dec 1960  | General  |
| 1673 (XVI), OP2                       | 18 Dec 1961 | Request for co-operation through measures listed: a) Improving legal status of refugees, b) Facilitating durable solutions, c) Financial contributions   |
| 1783 (XVII), OP3                      | 7 Dec 1962  | General  |
| 1959 (XVIII), OP2                     | 12 Dec 1963 | Request for co-operation through measures listed: a) Facilitating durable solutions, b) Improving legal status of refugees including by accession to and implementation of legal instruments, c) Financial contributions   |

|                      |             |   |
|----------------------|-------------|---|
| 2039 (XX), OP2(a)    | 7 Dec 1965  | General   |
| 2197 (XXI), OP3      | 16 Dec 1966 | General   |
| 2294 (XXII), OP5     | 11 Dec 1967 | General   |
| 2650 (XXV), OP2      | 30 Nov 1970 | General (Addressed to UNHCR)  |
| 2650 (XXV), OP3      | 30 Nov 1970 | General   |
| 2789 (XXVI), OP3     | 6 Dec 1971  | Promotion of durable solutions (Addressed to UNHCR)   |
| 2789 (XXVI), OP4     | 6 Dec 1971  | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions, c) Financial contributions                                   |
| 2956 (XXVII), A, OP3 | 12 Dec 1972 | Promotion of durable solutions (Addressed to UNHCR)   |
| 2956 (XXVII), A, OP5 | 12 Dec 1972 | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions, c) Financial contributions                                   |
| 3143 (XXVIII), OP3   | 14 Dec 1973 | Promotion of durable solutions (Addressed to UNHCR)   |
| 3143 (XXVIII), OP4   | 14 Dec 1973 | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions, c) Financial contributions                                   |
| 3271 (XXIX), OP4     | 10 Dec 1974 | Promotion of durable solutions (Addressed to UNHCR)   |
| 3271 (XXIX), OP5     | 10 Dec 1974 | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions, c) Financial contributions                                   |
| 3454 (XXX), OP2      | 9 Dec 1975  | Promotion of durable solutions (Addressed to UNHCR)   |
| 3454 (XXX), OP3      | 9 Dec 1975  | Africa (Addressed to all parties)   |
| 3454 (XXX), OP4      | 9 Dec 1975  | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions, c) Financial contributions                                   |
| 31/35, OP3           | 30 Nov 1976 | Promotion of durable solutions (Addressed to UNHCR)   |
| 31/35, OP4           | 30 Nov 1976 | Africa (Addressed to all parties)   |
| 31/35, OP5           | 30 Nov 1976 | Request for co-operation through measures listed: a) Facilitating international protection by accession to legal instruments, b) Promotion of durable solutions, c) Financial contributions |
| 32/67, OP4           | 8 Dec 1977  | Promotion of durable solutions  |
| 32/70, OP4           | 8 Dec 1977  | Co-operation between OAU and UNHCR (Addressed to UNHCR)   |
| 33/26, OP3           | 29 Nov 1978 | Promotion of durable solutions (Addressed to UNHCR)   |
| 33/26, OP5           | 29 Nov 1978 | Achievement of self-sufficiency, local integration and resettlement of refugees   |
| 34/60, OP2           | 29 Nov 1979 | Promotion of durable solutions (Addressed to UNHCR)   |
| 34/60, OP3           | 29 Nov 1979 | Request for co-operation through measures listed: a) Facilitating international protection, b) Accession to legal instruments, c) Promotion of durable solutions                            |
| 34/60, OP4           | 29 Nov 1979 | Request for co-operation through measures listed: a) General, b) Provision of durable solutions   |
| 34/62, OP4           | 29 Nov 1979 | Refugees and displaced persons in South-East Asia   |
| 35/41, OP5           | 25 Nov 1980 | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions   |
| 35/42, OP7           | 25 Nov 1980 | International Conference on Assistance to Refugees in Africa (ICARA)  |
| 35/42, OP10          | 25 Nov 1980 | Co-operation between OAU and UNHCR (Addressed to UNHCR)   |
| 35/135, OP1          | 11 Dec 1980 | Protection of refugee women and children  |
| 35/135, OP5          | 11 Dec 1980 | Increasing participation of refugee women (Addressed to UNHCR)  |
| 35/135, OP6          | 11 Dec 1980 | Research on needs of refugee women (Addressed to UNHCR)   |
| 35/182, OP5          | 15 Dec 1980 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |

|              |             |   |
|--------------|-------------|---|
| 36/124, OP1  | 14 Dec 1981 | Welcomes and requests co-operation between OAU and UNHCR (Addressed to OAU and UNHCR)   |
| 36/125, OP5  | 14 Dec 1981 | Request for co-operation through measures listed: a) Facilitating international protection, b) Promotion of durable solutions |
| 36/156, OP3  | 16 Dec 1981 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |
| 37/176, OP3  | 17 Dec 1982 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |
| 37/195, OP2  | 18 Dec 1982 | Reaffirms need for co-operation of States in international protection   |
| 37/195, OP6  | 18 Dec 1982 | Promotion of durable solutions  |
| 38/89, OP5   | 16 Dec 1983 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |
| 38/103, OP2  | 16 Dec 1983 | Mass exoduses   |
| 38/121, PP5  | 16 Dec 1983 | Stresses need for co-operation of States in international protection  |
| 38/121, OP2  | 16 Dec 1983 | Reaffirms need for co-operation of States in international protection   |
| 38/121, OP4  | 16 Dec 1983 | Physical security of refugees   |
| 38/121, OP8  | 16 Dec 1983 | Promotion of durable solutions  |
| 39/107, OP4  | 14 Dec 1984 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |
| 39/117, PP6  | 14 Dec 1984 | Stresses need for co-operation to prevent new mass exoduses   |
| 39/117, OP2  | 14 Dec 1984 | Mass exoduses   |
| 39/140, PP5  | 14 Dec 1984 | Stresses need for co-operation of States in international protection  |
| 39/140, OP2  | 14 Dec 1984 | Reaffirms need for co-operation of States in international protection   |
| 39/140, OP4  | 14 Dec 1984 | Physical security of refugees   |
| 39/140, OP5  | 14 Dec 1984 | Promotion of durable solutions  |
| 39/140, OP7  | 14 Dec 1984 | Development-oriented assistance (Addressed to UNHCR)  |
| 40/117, OP7  | 13 Dec 1985 | Follow up to ICARA II   |
| 40/118, PP6  | 13 Dec 1985 | Stresses need for co-operation of States in international protection  |
| 40/118, PP13 | 13 Dec 1985 | Welcomes co-operation between UNHCR and intergovernmental organisations   |
| 40/118, OP2  | 13 Dec 1985 | Reaffirms need for co-operation of States in international protection   |
| 40/118, OP5  | 13 Dec 1985 | Physical security of refugees   |
| 40/118, OP6  | 13 Dec 1985 | Promotion of durable solutions  |
| 40/118, OP7  | 13 Dec 1985 | Implementation of ExCom conclusions on voluntary repatriation   |
| 40/118, OP8  | 13 Dec 1985 | Development-oriented assistance (Addressed to UNHCR)  |
| 40/118, OP12 | 13 Dec 1985 | Welcomes co-operation between UNHCR and intergovernmental organisations   |
| 40/134, OP4  | 13 Dec 1985 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)   |
| 40/149, PP7  | 13 Dec 1985 | Stresses need for co-operation to prevent new mass exoduses   |
| 40/149, OP2  | 13 Dec 1985 | Mass exoduses   |
| 41/124, PP7  | 4 Dec 1986  | Stresses need for co-operation of States in international protection  |
| 41/124, OP2  | 4 Dec 1986  | Reaffirms need for co-operation of States in international protection   |
| 41/124, OP6  | 4 Dec 1986  | Physical security of refugees   |
| 41/124, OP9  | 4 Dec 1986  | Promotion of durable solutions  |

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| 41/148, PP7  | 4 Dec 1986  | Stresses need for co-operation of States in international protection                             |
| 41/148, OP2  | 4 Dec 1986  | Reaffirms need for co-operation of States in international protection                            |
| 42/107, OP9  | 7 Dec 1987  | Follow up to ICARA II  |
| 42/109, PP7  | 7 Dec 1987  | Stresses need for co-operation of States in international protection                             |
| 42/109, PP9  | 7 Dec 1987  | Emphasising need for co-operation of States in promotion of durable solutions                    |
| 42/109, PP13 | 7 Dec 1987  | Welcomes co-operation between UNHCR and States   |
| 42/109, OP1  | 7 Dec 1987  | Reaffirms need for co-operation of States in international protection                            |
| 42/109, OP10 | 7 Dec 1987  | Promotion of durable solutions   |
| 42/144, PP7  | 7 Dec 1987  | Stresses need for co-operation of States to prevent new mass exoduses                            |
| 42/144, OP3  | 7 Dec 1987  | Mass exoduses  |
| 43/117, PP7  | 8 Dec 1988  | Stresses need for co-operation of States in international protection                             |
| 43/117, PP9  | 8 Dec 1988  | Emphasising need for co-operation of States in promotion of durable solutions                    |
| 43/117, PP16 | 8 Dec 1988  | Welcomes co-operation between UNHCR and States   |
| 43/117, OP1  | 8 Dec 1988  | Reaffirms need for co-operation of States in international protection                            |
| 43/117, OP8  | 8 Dec 1988  | Special needs of refugee women   |
| 43/117, OP12 | 8 Dec 1988  | Promotion of durable solutions   |
| 43/118, PP15 | 8 Dec 1988  | Notes tripartite commissions in Central America (country of asylum, country of origin and UNHCR) |
| 43/154, PP6  | 8 Dec 1988  | Stresses need for co-operation of States to prevent new mass exoduses                            |
| 43/154, OP2  | 8 Dec 1988  | Mass exoduses  |
| 44/137, PP3  | 15 Dec 1989 | Reaffirming need for co-operation of States in international protection                          |
| 44/137, OP1  | 15 Dec 1989 | Reaffirms need for co-operation of States in international protection                            |
| 44/137, OP16 | 15 Dec 1989 | Promotion of durable solutions   |
| 44/161, OP9  | 15 Dec 1989 | Afghanistan: Return of refugees  |
| 44/164, PP6  | 15 Dec 1989 | Stresses need for co-operation of States in international protection                             |
| 44/164, OP2  | 15 Dec 1989 | Mass exoduses  |
| 45/140, PP8  | 14 Dec 1990 | Emphasising need for co-operation of States in promotion of durable solutions                    |
| 45/140, OP1  | 14 Dec 1990 | Reaffirms need for co-operation of States in international protection                            |
| 45/140, OP7  | 14 Dec 1990 | Implementation of policy on refugee women  |
| 45/140, OP10 | 14 Dec 1990 | Promotion of durable solutions   |
| 45/140, OP13 | 14 Dec 1990 | Efforts towards interagency co-operation   |
| 45/153, PP6  | 18 Dec 1990 | Stressing need for co-operation of States to prevent new mass exoduses                           |
| 45/153, OP2  | 18 Dec 1990 | Mass exoduses  |
| 45/174, OP10 | 18 Dec 1990 | Afghanistan  |
| 46/106, OP1  | 16 Dec 1991 | Reaffirms need for co-operation of States in international protection                            |
| 46/106, OP8  | 16 Dec 1991 | Implementation of Guidelines on the Protection of Refugee Women                                  |
| 46/106, OP11 | 16 Dec 1991 | Promotion of durable solutions   |
| 46/106, OP14 | 16 Dec 1991 | Emergency situations (Addressed to UNHCR and States)   |
| 46/108, OP9  | 16 Dec 1991 | General (Addressed to UNHCR)   |
| 46/127, PP6  | 17 Dec 1991 | Stresses need for co-operation of States to prevent new mass exoduses                            |

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|--------------|-------------|---|
| 46/127, OP2  | 17 Dec 1991 | Mass exoduses   |
| 47/105, PP8  | 16 Dec 1992 | Emphasising need for co-operation of States in promotion of durable solutions                       |
| 47/105, OP1  | 16 Dec 1992 | Reaffirms need of co-operation of States in international protection                                |
| 47/105, OP6  | 16 Dec 1992 | Protection of refugee women   |
| 47/105, OP7  | 16 Dec 1992 | Protection of refugee children  |
| 47/105, OP9  | 16 Dec 1992 | Promotion of durable solutions  |
| 47/105, OP11 | 16 Dec 1992 | Creation of conditions for voluntary repatriation   |
| 47/105, OP13 | 16 Dec 1992 | Preventive action (Addressed to UNHCR)  |
| 47/105, OP19 | 16 Dec 1992 | Emergency situations (Addressed to UNHCR)   |
| 48/116, PP12 | 20 Dec 1993 | Emphasising need for co-operation of States in promotion of durable solutions                       |
| 48/116, OP1  | 20 Dec 1993 | Reaffirms need for co-operation of States in international protection                               |
| 48/116, OP9  | 20 Dec 1993 | Burden-sharing  |
| 48/116, OP10 | 20 Dec 1993 | Promotion of durable solutions  |
| 48/116, OP11 | 20 Dec 1993 | Preventive action   |
| 48/116, OP23 | 20 Dec 1993 | Securing income for UNHCR   |
| 48/139, PP6  | 20 Dec 1993 | Stresses need for co-operation of States to prevent new mass exoduses                               |
| 48/139, OP2  | 20 Dec 1993 | Mass exoduses   |
| 49/169, PP8  | 23 Dec 1994 | Emphasising need for co-operation of States in promotion of durable solutions and preventive action |
| 49/169, OP1  | 23 Dec 1994 | Reaffirms need for co-operation of States in international protection                               |
| 49/169, OP6  | 23 Dec 1994 | International protection for those fleeing from armed conflict                                      |
| 49/169, OP8  | 23 Dec 1994 | Burden-sharing  |
| 49/169, OP9  | 23 Dec 1994 | Voluntary repatriation  |
| 49/169, OP12 | 23 Dec 1994 | Access to persons in need of protection   |
| 49/169, OP20 | 23 Dec 1994 | Statelessness   |
| 49/169, OP23 | 23 Dec 1994 | Welcomes efforts to strengthen co-operation   |
| 49/169, OP24 | 23 Dec 1994 | Securing income for UNHCR   |
| 49/173, OP1  | 23 Dec 1994 | Comprehensive regional approaches   |
| 49/174, OP14 | 23 Dec 1994 | Increase of services to persons of concern (Addressed to UNHCR)                                     |
| 50/149, OP8  | 21 Dec 1995 | Welcomes increased co-operation between UNHCR and OAU   |
| 50/149, OP11 | 21 Dec 1995 | Africa  |
| 50/149, OP26 | 21 Dec 1995 | Africa: Review of programmes  |
| 50/151, OP2  | 21 Dec 1995 | Comprehensive regional approaches   |
| 50/152, OP1  | 21 Dec 1995 | Reaffirms importance of co-operation of States in international protection                          |
| 50/152, OP13 | 21 Dec 1995 | Access to persons in need of protection   |
| 50/152, OP24 | 21 Dec 1995 | Securing income for UNHCR   |
| 50/182, PP7  | 22 Dec 1995 | Stresses need for co-operation of States to prevent new mass exoduses                               |
| 50/182, OP4  | 22 Dec 1995 | Mass exoduses   |
| 51/70, OP4   | 12 Dec 1996 | Commonwealth of Independent States (CIS): Welcomes co-operation between UNHCR and OSCE              |
| 51/70, OP13  | 12 Dec 1996 | CIS   |
| 51/71, OP8   | 12 Dec 1996 | Welcomes increased co-operation between UNHCR and OAU   |
| 51/75, OP1   | 12 Dec 1996 | Reaffirms need for co-operation of States in international protection                               |
| 51/75, OP6   | 12 Dec 1996 | Access to persons in need of protection   |
| 51/75, OP9   | 12 Dec 1996 | Promotion of durable solutions  |
| 51/75, OP18  | 12 Dec 1996 | Statelessness   |

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|--------------|-------------|--|
| 51/75, OP20  | 12 Dec 1996 | Securing income for UNHCR  |
| 52/101, OP8  | 12 Dec 1997 | Welcomes increased co-operation between UNHCR and OAU  |
| 52/103, OP4  | 12 Dec 1997 | Emphasises need for co-operation of States to enable UNHCR to fulfil its mandated functions              |
| 52/103, OP6  | 12 Dec 1997 | Burden-sharing   |
| 52/103, OP8  | 12 Dec 1997 | Protection of UNHCR personnel  |
| 52/103, OP11 | 12 Dec 1997 | Comprehensive regional approaches  |
| 52/103, OP17 | 12 Dec 1997 | Securing income for UNHCR  |
| 52/132, OP4  | 12 Dec 1997 | Mass exoduses  |
| 52/132, OP15 | 12 Dec 1997 | Provision of information   |
| 52/167, OP3  | 16 Dec 1997 | Emergency situations   |
| 53/87, OP11  | 7 Dec 1998  | Emergency situations   |
| 53/125, OP6  | 9 Dec 1998  | Emphasises need for co-operation of States to enable UNHCR to fulfil its mandated functions              |
| 53/125, OP7  | 9 Dec 1998  | Burden-sharing   |
| 53/125, OP10 | 9 Dec 1998  | Protection of UNHCR personnel  |
| 53/125, OP11 | 9 Dec 1998  | Promotion of durable solutions   |
| 53/125, OP12 | 9 Dec 1998  | Creation of conditions for voluntary repatriation  |
| 53/125, OP15 | 9 Dec 1998  | Capacity-building  |
| 53/125, OP21 | 9 Dec 1998  | Securing income for UNHCR  |
| 53/126, OP9  | 9 Dec 1998  | Welcomes increased co-operation between UNHCR and OAU  |
| 53/126, OP15 | 9 Dec 1998  | Africa (Addressed to all parties)  |
| 54/146, OP2  | 17 Dec 1999 | Reaffirms need for co-operation of States in international protection and promotion of durable solutions |
| 54/146, OP7  | 17 Dec 1999 | Emphasises need for co-operation of States to enable UNHCR to fulfil its mandated functions              |
| 54/146, OP8  | 17 Dec 1999 | Burden-sharing   |
| 54/146, OP10 | 17 Dec 1999 | Access to persons in need of protection  |
| 54/146, OP11 | 17 Dec 1999 | Protection of UNHCR personnel  |
| 54/146, OP12 | 17 Dec 1999 | Promotion of durable solutions   |
| 54/146, OP13 | 17 Dec 1999 | Creation of conditions for voluntary repatriation  |
| 54/146, OP16 | 17 Dec 1999 | Capacity-building  |
| 54/146, OP21 | 17 Dec 1999 | Protection of the family and family reunification  |
| 54/146, OP23 | 17 Dec 1999 | Securing income for UNHCR  |
| 54/147, OP12 | 17 Dec 1999 | Africa: Separation   |
| 54/147, OP14 | 17 Dec 1999 | Africa   |
| 54/180, OP3  | 17 Dec 1999 | Mass exoduses  |
| 54/192, OP3  | 17 Dec 1999 | Emergency situations   |
| 55/74, OP2   | 4 Dec 2000  | Reaffirms need for co-operation of States in international protection and promotion of durable solutions |
| 55/74, OP7   | 4 Dec 2000  | Need for co-operation of States to enable UNHCR to fulfil its mandated functions                         |
| 55/74, OP8   | 4 Dec 2000  | Recognises that international protection is carried out in co-operation with States                      |
| 55/74, OP11  | 4 Dec 2000  | Access to persons in need of protection  |
| 55/74, OP15  | 4 Dec 2000  | Promotion of durable solutions   |
| 55/74, OP16  | 4 Dec 2000  | Creation of conditions for voluntary repatriation  |
| 55/74, OP19  | 4 Dec 2000  | Capacity-building  |
| 55/74, OP25  | 4 Dec 2000  | Securing income for UNHCR  |
| 55/76, OP4   | 4 Dec 2000  | Notes role of partnerships between UNHCR and States  |
| 55/77, OP13  | 4 Dec 2000  | Africa: Protection of human rights of refugees   |
| 55/77, OP20  | 4 Dec 2000  | Africa   |
| 55/175, OP4  | 19 Dec 2000 | Emergency situations   |
| 56/135, OP11 | 19 Dec 2001 | Africa: Protection of human rights of refugees   |
| 56/135, OP15 | 19 Dec 2001 | Africa: Separation   |



|  |               |  |
|--|---------------|--|
| 56/135, OP17                                   | 19 Dec 2001   | Africa   |
| 56/137, OP7                                    | 19 Dec 2001   | Need for co-operation of States to enable UNHCR to fulfil its mandated functions |
| 56/137, OP8                                    | 19 Dec 2001   | Burden-sharing   |
| 56/166, OP3                                    | 19 Dec 2001   | Mass exoduses  |
| 56/217, OP4                                    | 21 Dec 2001   | Emergency situations   |
| 57/183, OP11                                   | 18 Dec 2001   | Africa: Protection of human rights of refugees                                   |
| 57/183, OP16                                   | 18 Dec 2001   | Africa: Separation   |
| 57/183, OP20                                   | 18 Dec 2001   | Africa   |
| 57/187, OP8                                    | 18 Dec 2001   | Need for co-operation of States to enable UNHCR to fulfil its mandated functions |
| 57/187, OP9                                    | 18 Dec 2001   | Burden-sharing   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |  |
| 686 (XXVI), B, PP3 (b)                         | 21 July 1958  | Promotion of durable solutions   |
| 1655 (LII), OP5                                | 1 June 1972   | Sudan  |
| 2011 (LXI), OP2                                | 2 Aug 1976    | General (Addressed to UNHCR)   |
| 2011 (LXI), OP3                                | 2 Aug 1976    | General  |
| 1980/44, OP4                                   | 23 July 1980  | Djibouti: Mobilisation of assistance (Addressed to UNHCR)                        |
| 1981/4, OP5                                    | 4 May 1981    | Djibouti: Mobilisation of assistance (Addressed to UNHCR)                        |
| 1982/3, OP5                                    | 27 April 1982 | Djibouti: Mobilisation of assistance (Addressed to UNHCR)                        |
| 1991/5, OP4                                    | 30 May 1991   | Iraq: Need to improve co-operation   |



## CO-OPERATION / CO-ORDINATION BETWEEN UNHCR AND OTHER ORGANIZATIONS<sup>1</sup>

### 1. REQUESTS FOR AND WELCOME OF CO-OPERATION / CO-ORDINATION

*The provisions listed below call for co-ordination between UNHCR and other UN agencies, other organizations and NGOs. The column of the table entitled "Subject" indicates the specific area in which co-ordination is requested or if it is a general request. In certain cases, the General Assembly or ECOSOC do not request future co-ordination but rather welcome existing co-ordination, reaffirm the need for co-ordination or note the difficulties of co-ordination. If so, this is indicated in the column entitled "Subject". The entities between whom co-ordination is desired are indicated in brackets in the column entitled "Entities Concerned".<sup>2</sup> The entity underlined is that to whom the request for co-ordination is addressed in cases where there is a specific addressee.*

#### Sample Text

*"Calls upon agencies and programmes of the United Nations system to continue co-operating with the Secretary-General and the High Commissioner in the implementation of humanitarian programmes of assistance for the student refugees in southern Africa;" (45/171, OP10)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |  |
|---------------------------------------|-------------|---|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>  | <b>Entities Concerned</b>  |
| 125 (II), PP3                         | 20 Nov 1947 | Considers need for co-ordination  | UN organs, subsidiary organs   |
| 310 (IV), PP4                         | 24 Nov 1949 | Notes difficulties of co-ordination   |  |
| 728 (VIII), OP3                       | 23 Oct 1953 | General   | <u>UNHCR</u> , interested organizations  |
| 1006 (ES-II), II, OP1                 | 9 Nov 1956  | Hungary: Emergency assistance   | <u>UNHCR</u> , international agencies, States  |
| 1039 (XI), OP4                        | 23 Jan 1957 | Hungary: Assessment of needs  | <u>UNHCR</u> , SG, States  |
| 1129 (XI), OP1                        | 21 Nov 1956 | Hungary: Welcomes UNHCR's efforts to co-ordinate  | UNHCR, States, intergovernmental agencies and NGOs                                     |
| 1129 (XI), OP3                        | 21 Nov 1956 | Hungary: Financial aid  | UNHCR, <u>States</u> , NGOs  |
| 1500 (XV), OP1(b)                     | 5 Dec 1960  | Algerian refugees in Morocco and Tunisia  | UNHCR, League of Red Cross Societies   |
| 1502 (XV), OP2 (a)                    | 5 Dec 1960  | Requests continued efforts to assist refugees through measures listed: a) Increased co-operation with UNHCR and UNRWA | UNHCR, UN Relief and Works Agency for Palestine Refugees in the Near East, <u>NGOs</u> |
| 2197 (XXI), OP1(c)                    | 16 Dec 1966 | Economic and social integration programmes in developing countries  | <u>UNHCR</u> , UN organs, specialized agencies   |

<sup>1</sup> See also *Non-Governmental Organizations*

<sup>2</sup> In the table below, "SG" means Secretary-General of the United Nations and NGOs means "non-governmental organizations".

|                      |             |   |  |
|----------------------|-------------|---|--|
| 2294 (XXII), OP4     | 11 Dec 1967 | Development   | UNHCR, UNDP, other UN agencies concerned with development  |
| 2399 (XXIII), PP4    | 6 Dec 1968  | Commends interagency co-operation   | UN agencies  |
| 2594 (XXIV), OP2     | 16 Dec 1966 | General   | UNHCR, specialized agencies and other UN bodies  |
| 2650 (XXV), PP4      | 30 Nov 1970 | Commends interagency co-operation, especially in developing countries                     | UNHCR, UN agencies   |
| 2650 (XXV), OP2      | 30 Nov 1970 | General   | UNHCR, States, specialized agencies, other UN bodies   |
| 2789 (XXVI), PP3     | 6 Dec 1971  | Commends interagency co-operation in developing countries                                 | UNHCR, UN agencies and bodies  |
| 2789 (XXVI), PP4     | 6 Dec 1971  | Development   | UNHCR, UNDP  |
| 2789 (XXVI), OP3     | 6 Dec 1971  | Promotion of durable solutions  | UNHCR, Governments, UN bodies, voluntary agencies  |
| 2956 (XXVII), A, PP3 | 12 Dec 1972 | Welcomes UNHCR's co-ordination of humanitarian actions                                    | UNHCR, UN bodies   |
| 2956 (XXVII), A, PP5 | 12 Dec 1972 | Commends interagency co-operation in rural settlement, education and training of refugees | UNHCR, UN bodies   |
| 2956 (XXVII), A, OP3 | 12 Dec 1972 | Promotion of durable solutions  | UNHCR, States, UN bodies, voluntary agencies   |
| 3143 (XXVIII), PP3   | 14 Dec 1973 | Importance of co-ordination   | UNHCR, UN bodies   |
| 3143 (XXVIII), OP3   | 14 Dec 1973 | Promotion of durable solutions  | UNHCR, States, UN bodies, voluntary agencies   |
| 3271 (XXIX), A, OP3  | 10 Dec 1974 | Rehabilitation of refugees from former colonies   | UNHCR, UN bodies   |
| 3271 (XXIX), A, OP4  | 10 Dec 1974 | Promotion of durable solutions  | UNHCR, UN bodies, voluntary agencies   |
| 3454 (XXX), OP2      | 9 Dec 1975  | Promotion of durable solutions  | UNHCR, States, UN bodies, voluntary agencies   |
| 31/35, PP4           | 30 Nov 1976 | Commends interagency co-ordination  | UNHCR, UN bodies   |
| 31/35, OP3           | 30 Nov 1976 | Promotion of durable solutions  | UNHCR, Governments, UN bodies, voluntary agencies  |
| 31/126, OP5          | 16 Dec 1976 | Student refugees in southern Africa: Call for co-operation with SG                        | UNHCR, UNESCO, UNDP, United Nations Trust Fund for South Africa, the United Nations Educational and Training Programme for Southern Africa, other United Nations bodies and organs, SG |
| 32/67, OP3           | 8 Dec 1977  | General   | UNHCR, UN agencies and programmes  |
| 32/70, OP3           | 8 Dec 1977  | Southern Africa   | UNHCR, UN agencies and programmes, NGOs, voluntary agencies  |
| 32/119, OP6          | 16 Dec 1977 | Student refugees in southern Africa   | UNHCR, UNESCO, UNDP, United Nations Trust Fund for South Africa, the United Nations Educational and Training Programme for Southern Africa, other United Nations bodies and organs     |
| 33/26, PP6           | 29 Nov 1978 | Need for increased financial support to UNHCR   | UNHCR, UN bodies, NGOs   |

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|--------------|-------------|---|---|
| 33/26, OP3   | 29 Nov 1978 | Promotion of durable solutions                    | UNHCR, Governments, UN bodies, NGOs   |
| 33/164, OP5  | 20 Dec 1978 | Student refugees in southern Africa               | UNHCR, UNESCO, UNICEF, ILO, UN Trust fund for South Africa, WFP   |
| 34/60, OP2   | 29 Nov 1979 | Promotion of durable solutions                    | UNHCR, Governments, UN system, NGOs   |
| 34/62, OP6   | 29 Nov 1979 | South-East Asia: Assistance and durable solutions | Specialized agencies, UN bodies, Governments  |
| 34/174, OP8  | 17 Dec 1979 | Student refugees in southern Africa               | UNHCR, SG, <u>all UN agencies and programmes including UNESCO, UNICEF, UNDP, ILO, UN Trust fund for South Africa, WFP</u> |
| 35/135, OP6  | 11 Dec 1980 | Women: Research on needs of refugee women         | UNHCR   |
| 35/135, OP7  | 11 Dec 1980 | Women: Collection of data on refugee women        | UNHCR, UN agencies, NGOs  |
| 35/182, OP5  | 15 Dec 1980 | Djibouti: Mobilization of assistance              | UNHCR, States, IGOs, NGOs   |
| 35/184, OP8  | 15 Dec 1980 | Student refugees in southern Africa               | UNHCR, SG, <u>all UN agencies and programmes</u>  |
| 35/187, OP2  | 15 Dec 1980 | Refugee children                                  | UNHCR, specialized agencies   |
| 36/124, OP1  | 14 Dec 1981 | ICARA: Commends co-operation                      | OAU, UN, UNHCR  |
| 36/125, OP15 | 14 Dec 1981 | Emergency relief                                  | UNHCR, other UN and non-UN organizations  |
| 36/156, OP3  | 16 Dec 1981 | Djibouti: Mobilization of assistance              | UNHCR, Member States, IGOs, NGOs  |
| 36/170, OP8  | 16 Dec 1981 | Student refugees in southern Africa               | UNHCR, SG, <u>UN agencies and programmes</u>  |
| 37/173, OP6  | 17 Dec 1982 | Sudan   | UNHCR, specialized agencies   |
| 37/176, OP3  | 17 Dec 1982 | Djibouti: Mobilization of assistance              | UNHCR, States, IGOs, NGOs, benevolent organizations   |
| 37/177, OP8  | 17 Dec 1982 | Student refugees in southern Africa               | UNHCR, SG, <u>UN agencies and programmes</u>  |
| 37/195, OP10 | 18 Dec 1982 | General   | UNHCR, UN and non-UN bodies   |
| 37/197, OP7  | 18 Dec 1982 | ICARA II: Submission of reports                   | SG, <u>UN specialized agencies and organizations</u>  |
| 38/89, OP5   | 16 Dec 1983 | Djibouti: Mobilization of assistance              | UNHCR, States, IGOs, NGOs and voluntary agencies  |
| 38/90, OP7   | 16 Dec 1983 | Sudan   | UNHCR, specialized agencies   |
| 38/95, OP9   | 16 Dec 1983 | Student refugees in southern Africa               | UNHCR, SG, <u>all UN agencies and programmes</u>  |
| 38/120, OP9  | 16 Dec 1983 | ICARA II: Publicity                               | UNHCR, <u>Secretariat Department of Public Information, other UN bodies</u>   |
| 38/213, OP5  | 20 Dec 1983 | Djibouti: Assistance                              | SG, <u>specialized agencies and UN organizations</u>  |
| 39/107, OP4  | 14 Dec 1984 | Djibouti: Mobilization of assistance              | UNHCR, Member States, IGOs, NGOs, voluntary agencies  |
| 39/108, OP7  | 14 Dec 1984 | Sudan   | UNHCR, specialized agencies   |
| 39/109, OP9  | 14 Dec 1984 | Student refugees in southern Africa               | UNHCR, SG, <u>all UN agencies and programmes</u>  |

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|--------------|-------------|---|---|
| 39/139, OP9  | 14 Dec 1984 | ICARA II: Follow-up to Conference                                       | <u>SG</u> , OAU, UNHCR, UNDP  |
| 39/140, OP7  | 14 Dec 1984 | Development-oriented assistance   | UNHCR, States, World Bank, UNDP, development organizations and NGOs   |
| 39/140, OP9  | 14 Dec 1984 | General   | UNHCR, UN agencies, IGOs, NGOs  |
| 40/117, OP7  | 13 Dec 1985 | ICARA II: Implementation of pledges                                     | <u>States, UN organizations, regional organizations, IGOs, NGOs</u>   |
| 40/117, OP8  | 13 Dec 1985 | ICARA II: Follow-up   | <u>SG</u> , OAU, UNHCR, UNDP  |
| 40/118, PP13 | 13 Dec 1985 | Notes increased co-operation  | UNHCR, other UN bodies, IGOs, NGOs  |
| 40/118, OP8  | 13 Dec 1985 | Development-oriented assistance   | <u>UNHCR</u> , World Bank, UNDP, other organizations, Governments   |
| 40/118, OP12 | 13 Dec 1985 | Appreciates co-ordination   | UNHCR, IGOs, NGOs   |
| 40/134, OP4  | 13 Dec 1985 | Djibouti: Promotion of durable solutions and mobilization of assistance | <u>UNHCR</u> , States, IGOs, NGOs, voluntary agencies   |
| 40/135, OP8  | 13 Dec 1985 | Sudan   | <u>UNHCR</u> , specialized agencies   |
| 40/136, OP5  | 13 Dec 1985 | Chad: Reporting to GA   | <u>SG</u> , UN Disaster Relief Co-ordinator, UNHCR  |
| 40/138, OP9  | 13 Dec 1985 | Student refugees in southern Africa                                     | UNHCR, <u>SG</u> , <u>UN agencies and programmes</u>  |
| 40/149, OP2  | 13 Dec 1985 | Mass exoduses   | <u>Governments, international organizations</u>   |
| 40/177, PP5  | 17 Dec 1985 | Notes pressing need for co-ordination within UN system                  |   |
| 40/177, OP1  | 17 Dec 1985 | Stresses need for effective co-ordination within UN system              |   |
| 40/177, OP2  | 17 Dec 1985 | Requests SG to examine question of co-ordination within UN system       |   |
| 41/122, OP8  | 4 Dec 1986  | ICARA II: Follow-up   | <u>SG</u> , OAU, UNHCR, UNDP  |
| 41/123, OP3  | 4 Dec 1986  | South African and Namibian refugee women and children: Publicity        | <u>SG</u> , UNHCR, Centre for Social Development and Humanitarian Affairs, Centre against Apartheid, Centre for Human Rights, UN Council for Namibia, Department of Public Information of the Secretariat |
| 41/124, PP14 | 4 Dec 1986  | Welcomes co-ordination  | UNHCR, other UN bodies, IGOs and NGOs   |
| 41/124, OP12 | 4 Dec 1986  | Development-oriented assistance   | <u>UNHCR</u> , international agencies, Governments  |
| 41/136, OP9  | 4 Dec 1986  | Student refugees in southern Africa                                     | UNHCR, <u>SG</u> , <u>UN agencies and programmes</u>  |
| 41/139, OP9  | 4 Dec 1986  | Sudan   | <u>UNHCR</u> , specialized agencies   |
| 41/140, OP5  | 4 Dec 1986  | Chad: Reporting to GA   | <u>SG</u> , UNHCR, UN Disaster Relief Co-ordinator  |
| 41/148, OP2  | 4 Dec 1986  | Mass exoduses   | <u>Governments, international organizations</u>   |
| 42/107, PP14 | 7 Dec 1987  | Notes initiative of SG to promote co-operation                          | UNDP, UNHCR   |
| 42/107, OP9  | 7 Dec 1987  | ICARA II: Follow up   | <u>SG</u> , OAU, UNHCR, UNDP  |
| 42/109, PP13 | 7 Dec 1987  | Welcomes co-ordination  | UNHCR, other UN bodies, IGOs, NGOs  |

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| 42/109, OP13 | 7 Dec 1987  | Development-oriented assistance   | <u>UNHCR</u> , international agencies and Governments  |
| 42/109, OP14 | 7 Dec 1987  | Promotion of durable solutions  | <u>UNHCR</u> , development agencies  |
| 42/127, OP13 | 7 Dec 1987  | Somalia: Reporting to GA  | <u>SG</u> , UN Disaster Relief Co-ordinator, <u>UNHCR</u>  |
| 42/129, OP9  | 7 Dec 1987  | Sudan   | <u>UNHCR</u> , specialized agencies  |
| 42/129, OP6  | 7 Dec 1987  | Sudan: Implementation of inter-agency mission recommendations                             | <u>SG</u> , <u>UNHCR</u> , UNDP  |
| 42/132, OP2  | 7 Dec 1987  | Malawi: Circulation of report of inter-agency mission                                     | <u>SG</u> , <u>UNHCR</u> , UNDP  |
| 42/132, OP3  | 7 Dec 1987  | Malawi: Mobilization of assistance  | <u>SG</u> , <u>UNHCR</u> , UNDP  |
| 42/138, OP9  | 7 Dec 1987  | Student refugees in southern Africa   | <u>SG</u> , <u>UNHCR</u> , <u>UN agencies and programmes</u>   |
| 42/144, OP3  | 7 Dec 1987  | Mass exoduses   | <u>Governments</u> , <u>international organizations</u>  |
| 43/20, OP10  | 3 Nov 1988  | Afghanistan: Provision of assistance  | <u>UNHCR</u> , <u>States</u> , <u>national and international organizations</u>   |
| 43/117, PP16 | 8 Dec 1988  | Recognizes need for co-ordination   | <u>UNHCR</u> , other UN bodies, IGOs, NGOs   |
| 43/117, OP17 | 8 Dec 1988  | Promotion of durable solutions  | <u>UNHCR</u> , <u>development organizations and agencies</u>   |
| 43/118, OP9  | 8 Dec 1988  | International Conference on Central American Refugees (ICCAR): Organization of conference | <u>UNHCR</u> , UNDP, UN organs, specialized agencies and organizations   |
| 43/141, OP8  | 8 Dec 1988  | Sudan   | <u>UNHCR</u> , specialized agencies  |
| 43/143, OP6  | 8 Dec 1988  | Chad: Reporting to GA   | <u>SG</u> , UN Disaster Relief Co-ordinator, <u>UNHCR</u>  |
| 43/147, OP6  | 8 Dec 1988  | Somalia: Refugee-related development projects   | <u>UNDP</u> , <u>UNHCR</u> , World Bank  |
| 43/149, OP9  | 8 Dec 1988  | Student refugees in southern Africa: Implementation of assistance                         | <u>UNHCR</u> , <u>SG</u> , <u>UN agencies and programmes</u>   |
| 43/154, OP2  | 8 Dec 1988  | Mass exoduses   | <u>Governments</u> , <u>intergovernmental and humanitarian organizations</u>   |
| 43/154, OP8  | 8 Dec 1988  | Early warning system  | <u>SG</u> , other UN bodies especially Office for Research and the Collection of Information, <u>UNHCR</u> , Centre for Human Rights, specialized agencies |
| 44/15, OP12  | 1 Nov 1989  | Afghanistan: Assistance   | <u>UNHCR</u> , <u>States</u> , <u>national and international organizations</u>   |
| 44/137, PP16 | 15 Dec 1989 | Emphasizes need for close co-operation on development assistance                          | <u>UNHCR</u> , UN agencies, other intergovernmental organizations and NGOs   |
| 44/137, PP18 | 15 Dec 1989 | Recognizes need for co-operation  | <u>UNHCR</u> , UN agencies, IGOs, NGOs   |
| 44/149, OP7  | 15 Dec 1989 | Malawi  | <u>UNHCR</u> , specialized agencies  |
| 44/151, OP8  | 15 Dec 1989 | Sudan   | <u>UNHCR</u> , specialized agencies  |
| 44/152, OP12 | 15 Dec 1989 | Somalia: Reporting to GA  | <u>SG</u> , <u>UNHCR</u> , UNDP  |
| 44/157, OP9  | 15 Dec 1989 | Student refugees in southern Africa: Implementation of assistance                         | <u>UNHCR</u> , <u>SG</u> , <u>UN agencies and programmes</u>   |

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| 44/161, OP9     | 15 Dec 1989 | Afghanistan: Return of refugees and displaced persons  | <u>UNHCR, States, humanitarian organizations, all parties</u>   |
| 44/164, OP2     | 15 Dec 1989 | Mass exoduses  | <u>Governments, IGOS, humanitarian organizations</u>  |
| 44/164, OP8     | 15 Dec 1989 | Early warning  | <u>SG, Office for Research and the Collection of Information, UNHCR, Centre for Human Rights, specialized agencies</u>  |
| 45/140(A), OP13 | 14 Dec 1990 | General  | <u>UNHCR, specialized agencies,</u>   |
| 45/153, OP10    | 18 Dec 1990 | Early warning  | <u>SG, Office for Research and the Collection of Information, UNHCR, Centre for Human Rights, specialized agencies</u>  |
| 45/154, OP12    | 18 Dec 1990 | Somalia: Reporting to GA   | <u>SG, UNHCR, UNDP</u>  |
| 45/156, OP6     | 18 Dec 1990 | Chad: Reporting to GA  | <u>SG, UNHCR, UN Disaster Relief Co-ordinator</u>   |
| 45/159, OP7     | 18 Dec 1990 | Malawi   | <u>UNHCR, specialized agencies</u>  |
| 45/160, OP8     | 18 Dec 1990 | Sudan  | <u>UNHCR, specialized agencies</u>  |
| 45/171, OP10    | 18 Dec 1990 | Student refugees in southern Africa: Implementation of assistance  | <u>UNHCR, SG, UN agencies and programmes</u>  |
| 46/106, OP14    | 16 Dec 1991 | Emergencies  | <u>UNHCR, UN agencies, governmental organizations, IGOs, NGOs</u>   |
| 46/106, OP15    | 16 Dec 1991 | Endorses ExCom decision on interagency co-operation  | <u>UNHCR</u>  |
| 46/108, PP4     | 16 Dec 1991 | Necessity of co-ordination within the UN system  |   |
| 46/108, OP9     | 16 Dec 1991 | Africa   | <u>UNHCR, UN agencies, governmental organizations, IGOs, NGOs</u>   |
| 46/127, OP12    | 17 Dec 1991 | Early warning  | <u>SG, Office for Research and the Collection of Information, UNHCR, Centre for Human Rights, specialized agencies</u>  |
| 46/127, OP16    | 17 Dec 1991 | Early warning: welcomes co-ordination  | <u>Office for Research and the Collection of Information, UN agencies and offices</u>                                   |
| 46/127, OP17    | 17 Dec 1991 | Early warning: Welcomes coordinating role of the Ad Hoc Working Group on Early Warning regarding New Flows of Refugees and Displaced Persons |   |
| 47/105, OP7     | 15 Dec 1992 | Children: Importance of co-ordination in promoting protection of refugee children  | <u>States, international organizations, IGOs, NGOs</u>  |
| 47/105, OP13    | 15 Dec 1992 | Preventive action  | <u>UNHCR, UN agencies, IGOs, NGOs</u>   |
| 47/105, OP17    | 15 Dec 1992 | Encourages increased co-operation  | <u>UNHCR, Commission on Human Rights, Centre for Human Rights, relevant organizations</u>                               |
| 47/105, OP19    | 15 Dec 1992 | Emergencies  | <u>UNHCR, Under-Secretary-General for Humanitarian Affairs, UN organizations governmental organizations, IGOs, NGOs</u> |



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| 47/107, PP4  | 16 Dec 1992 | Reaffirms need for co-ordination within the UN system       |   |
| 47/107, OP10 | 16 Dec 1992 | Africa  | UNHCR, UN agencies, governmental organizations, IGOs, NGOs  |
| 48/113, PP2  | 20 Dec 1993 | Need for co-ordination                                      |   |
| 48/114, OP5  | 20 Dec 1993 | Azerbaijan: Consolidate and increase essential services     | UNHCR, Un agencies, governmental organizations IGOs, NGOs   |
| 48/116, OP11 | 20 Dec 1993 | Prevention  | UNHCR, States, UN agencies, IGOs, NGOs  |
| 48/116, OP16 | 20 Dec 1993 | Promotion and training activities                           | UNHCR, human rights and humanitarian law bodies   |
| 48/116, OP18 | 20 Dec 1993 | Welcomes UNHCR's efforts to increase co-operation           | UNHCR, Commission on Human Rights, Centre for Human Rights of the Secretariat, and other relevant international bodies  |
| 48/116, OP20 | 20 Dec 1993 | Emergencies   | UNHCR, UN agencies, IGOs, NGOs  |
| 48/116, OP21 | 20 Dec 1993 | Welcomes the Partnership in Action                          | UNHCR, NGOs   |
| 48/139, OP2  | 20 Dec 1993 | Mass exoduses   | Governments, IGOs, humanitarian organizations   |
| 48/139, OP14 | 20 Dec 1993 | Early warning:  | SG  |
| 49/7, OP11   | 25 Oct 1994 | Great Lakes region: Mobilization of resources and reporting | SG, SG of OAU, UNHCR  |
| 49/169, OP13 | 23 Dec 1994 | Acknowledges co-operation                                   | UNHCR, SG   |
| 49/169, OP21 | 23 Dec 1994 | Welcomes co-operation                                       | UNHCR, High Commissioner for Human Rights, Centre for Human Rights of the Secretariat, Commission on Human Rights   |
| 49/169, OP23 | 23 Dec 1994 | Welcomes and encourages collaboration                       | UNHCR, Governments, NGOs  |
| 49/173, OP1  | 23 Dec 1994 | Regional approaches   | UNHCR, States, IGOs, NGOs, and regional organizations   |
| 49/174, OP14 | 23 Dec 1994 | Africa  | UNHCR, UN organizations, OAU, IGOs, NGOs, governmental organizations  |
| 50/149, PP4  | 21 Dec 1995 | Necessity of co-ordination within the UN system             |   |
| 50/149, OP8  | 21 Dec 1995 | Africa: Search for durable solutions                        | UNHCR, OAU, subregional bodies, UN organizations, NGOs, international community, Governments  |
| 50/149, OP14 | 21 Dec 1995 | Africa: Protection of human rights                          | UNHCR and UNHCHR  |
| 50/149, OP25 | 21 Dec 1995 | Africa: Assistance  | SG, UNHCR, Department of Humanitarian Affairs of the Secretariat, UN humanitarian organizations, ICRC, the International Federation of Red Cross and Red Crescent Societies, regional and international financial institutions, International Organization for Migration and NGOs |

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| 50/149, OP26 | 21 Dec 1995 | Africa  | <u>UNHCR, OAU, regional and governmental organizations, NGOs</u>   |
| 50/151, OP2  | 21 Dec 1995 | Regional approaches                                       | <u>UNHCR, States, IGOs, NGOs, and regional organizations</u>   |
| 50/152, OP9  | 21 Dec 1995 | Support for national capacity-building                    | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 50/182, OP4  | 22 Dec 1995 | Mass exoduses   | <u>Governments, IGOs, NGOs, humanitarian organizations</u>   |
| 50/182, OP7  | 22 Dec 1995 | Mass exoduses: Early warning                              | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 51/70, OP4   | 12 Dec 1996 | Commonwealth of Independent States: welcomes co-operation | <u>UNHCR, IOM, OSCE</u>  |
| 51/71, OP8   | 12 Dec 1996 | Africa: Search for durable solutions                      | <u>UNHCR, OAU, UN agencies, IGOs, NGOs, the international community, Governments</u>                               |
| 51/71, OP14  | 12 Dec 1996 | Africa: Protection of human rights                        | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 51/71, OP22  | 12 Dec 1996 | Africa, Emergency response                                | <u>SG, UNHCR, IGOs, NGOs, regional organizations</u>   |
| 51/75, OP9   | 12 Dec 1996 | Search for durable solutions                              | <u>UNHCR, States, UN organizations, IGOs, NGOs,</u>  |
| 51/75, OP14  | 12 Dec 1996 | Support for national capacity-building                    | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 52/101, OP8  | 12 Dec 1997 | Africa: Search for durable solutions                      | <u>UNHCR, OAU, UN agencies, IGOs, NGOs, the international community, Governments</u>                               |
| 52/101, OP14 | 12 Dec 1997 | Africa: Protection of human rights                        | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 52/102, OP14 | 12 Dec 1997 | Commonwealth of Independent States                        | <u>UNHCR, Council of Europe, European Commission, other human rights, development and financial institutions</u>   |
| 52/130, OP9  | 12 Dec 1997 | Internally Displaced Persons                              | <u>UN humanitarian assistance and development organizations, Special Representative of the Secretary-General</u>   |
| 52/130, OP10 | 12 Dec 1997 | Internally Displaced Persons: Collection of data          | <u>UN humanitarian assistance and development organizations, Special Representative of the Secretary-General</u>   |
| 52/132, PP9  | 12 Dec 1997 | Mass exoduses: Welcomes co-operation                      | <u>UNHCR, High Commissioner for Human Rights, UNDP and other relevant UN entities</u>                              |
| 52/132, OP4  | 12 Dec 1997 | Mass exoduses   | <u>Governments, regional and humanitarian organizations, IGOs</u>  |
| 52/132, OP9  | 12 Dec 1997 | Mass exoduses: Early warning                              | <u>UNHCR, High Commissioner for Human Rights</u>   |
| 53/123, OP8  | 9 Dec 1998  | Commonwealth of Independent States                        | <u>UNHCR, IOM, Council of Europe, European Commission and human rights, development and financial institutions</u> |
| 53/125, OP12 | 9 Dec 1998  | Development assistantc                                    | <u>UNHCR, international financial institutions, NGOs</u>   |

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| 53/126, OP16 | 9 Dec 1998  | Africa: Protection of Human Rights                   | UNHCR, High Commissioner for Human Rights  |
| 54/144, OP10 | 17 Dec 1999 | Commonwealth of Independent States                   | UNHCR, IOM, Council of Europe, European Commission and human rights, development and financial institutions  |
| 54/145, OP5  | 17 Dec 1999 | Family Unity: Prevention of Separation               | UNHCR, UN bodies   |
| 54/146, OP8  | 17 Dec 1999 | Burden-sharing: Mobilization of resources            | UNHCR, States, NGOs, other organizations   |
| 54/146, OP13 | 17 Dec 1999 | Rehabilitation and Development Assistance            | UNHCR, international financial institutions and NGOs   |
| 54/147, OP7  | 17 Dec 1999 | Africa: Protection of human rights                   | UNHCR, High Commissioner for Human Rights, African Commission on Human and Peoples' Rights   |
| 54/147, OP14 | 17 Dec 1999 | Africa   | UNHCR, OAU, subregional bodies, African States, UN agencies, IGOs, NGOs, international community   |
| 54/167, PP7  | 17 Dec 1999 | Internally Displaced Persons                         | Special Representative of the Secretary-General, UN, international and regional organizations  |
| 54/180, PP11 | 17 Dec 1999 | Mass exoduses: Welcomes co-operation                 | UNHCR, High Commissioner for Human Rights, Special Representative of the Secretary-General on Internally Displaced Persons, Special Representative for Children and Armed Conflict |
| 54/180, OP6  | 17 Dec 1999 | Mass exoduses: Early Warning                         | High Commissioner for Human Rights, UNHCR  |
| 55/76, OP4   | 4 Dec 2000  | World Refugee Day – Notes importance of partnerships | Governments, international and regional organizations, NGOs  |
| 55/77, OP13  | 4 Dec 2000  | Africa: Protection of Human Rights                   | UNHCR, High Commissioner for Human Rights and African Commission on Human and Peoples' Rights  |
| 55/77, OP20  | 4 Dec 2000  | Africa   | UNHCR, OAU, subregional bodies, African States, UN agencies, IGOs, NGOs, international community   |
| 56/134, OP8  | 19 Dec 2001 | Commonwealth of Independent States                   | UNHCR, IOM, Council of Europe, European Commission and human rights, development and financial institutions  |
| 56/135, OP11 | 19 Dec 2001 | Africa: Protection of Human Rights                   | UNHCR, High Commissioner for Human Rights and African Commission on Human and Peoples' Rights  |
| 56/135, OP17 | 19 Dec 2001 | Africa   | UNHCR, OAU, subregional bodies, African States, UN agencies, IGOs, NGOs, international community   |

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| 57/183, OP11                                   | 18 Dec 2002   | Africa: Protection of Human Rights  | UNHCR, High Commissioner for Human Rights and African Commission on Human and Peoples' Rights  |
| 57/183, OP20                                   | 18 Dec 2002   | Africa  | UNHCR, AU, <u>subregional organizations, African States, UN agencies, IGOs, NGOs, international community</u>  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |  |
| 1253 (XLIII), OP2                              | 1 Aug 1967    | Endorses ExCom recommendation that UNHCR attend meetings of the Inter-Agency Consultative Board of the UN Development Programme           | UNHCR, UNDP  |
| 2011 (LXI), OP2                                | 2 Aug 1976    | General   | UNHCR, Governments, UN bodies, IGOs, voluntary agencies  |
| 1978/39, OP2                                   | 1 Aug 1978    | Horn of Africa  | UNHCR, <u>UNDP, World Food Programme, UNICEF, Food and Agriculture Organization, World Health Organization, other specialized agencies, and NGOs</u>   |
| 1978/55, OP7                                   | 2 Aug 1978    | South African student refugees  | UNHCR, <u>all UN programmes and organizations including ILO, UNESCO, UNICEF, UNDP, the UN Trust Fund for South Africa and the World Food Programme</u> |
| 1980/10, OP6                                   | 28 April 1980 | Sudan: Assistance   | UNHCR, UNDP, the World Food Programme, the UNICEF, Food and Agriculture Organization, the WHO, UNESCO, other relevant specialised agencies, NGOs       |
| 1980/11, OP2                                   | 28 April 1980 | Djibouti: Assistance  | <u>UNHCR, UNDP, World Food Programme, UNICEF, Food and Agriculture Organization, WHO, other specialised agencies, NGOs</u>                             |
| 1980/44, OP4                                   | 23 July 1980  | Djibouti: Mobilization of assistance  | <u>UNHCR, States, IGOs, NGOs</u>   |
| 1980/55, OP3                                   | 24 July 1980  | Africa: Publicity programme   | <u>SG, UN agencies and bodies</u>  |
| 1981/4, OP5                                    | 4 May 1981    | Djibouti: Mobilization of assistance  | UNHCR, States, IGOs, NGOs, voluntary agencies  |
| 1982/3, OP5                                    | 27 April 1982 | Djibouti: Mobilization of assistance  | UNHCR, States, IGOs, NGOs, voluntary agencies  |
| 1990/78, OP1                                   | 27 July 1990  | Requests SG to initiate UN system-wide review and assess capacity of various organizations in the co-ordination of assistance to refugees |  |
| 1990/78, OP2                                   | 27 July 1990  | Requests SG to recommend ways to maximize co-operation and co-ordination in the UN system   |  |

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| 1991/5, OP4  | 30 May 1991 | Iraq               | Host countries, UN humanitarian agencies, NGOs |
| 1991/23, OP8 | 30 May 1991 | Women and children | International organizations                    |

## **2. UNHCR'S ROLE AS CO-ORDINATOR**

*The provisions reproduced below endorse the designation by the Secretary-General of UNHCR as co-ordinator of assistance to East Pakistan refugees and South African student refugees and the measures taken by UNHCR as co-ordinator. One provision welcomes the role of UNHCR in the co-ordination of UN humanitarian assistance for the settlement and rehabilitation of Zimbabwean refugees, and another notes with appreciation the general way in which UNHCR has co-ordinated UN humanitarian actions. Two provisions recognize UNHCR's leading responsibility in emergency situations relating to refugees and displaced persons and in the co-ordination of assistance, and note UNHCR's efforts to improve co-ordination of action of UN bodies and other relevant organizations.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 2790 (XXVI), A, OP2<br>6 Dec 1971    | 2. <i>Endorses</i> the designation by the Secretary-General of the United Nations High Commissioner for Refugees to be the focal point for the co-ordination of assistance to East Pakistan refugees in India, from and through the United Nations system, as well as the Secretary-General's initiative in establishing the United Nations East Pakistan relief operation;   |
| 2956 (XXVII), A, PP3<br>12 Dec 1972  | <i>Noting with appreciation</i> the manner in which High Commissioner has, at the request of the Secretary-General and in accordance with the relevant resolution of the Economic and Social Council and the General Assembly, co-ordinated, or participated in, essential humanitarian actions undertaken by the organizations in the United Nations system,   |
| 32/119, PP3<br>16 Dec 1977           | <i>Noting</i> the appointment by the Secretary-General of the United Nations High Commissioner for Refugees as co-ordinator of assistance within the United Nations system to South African student refugees,   |
| 35/41, A, OP7 & 10<br>25 Nov 1980    | 7. <i>Expresses</i> its appreciation for the role of the High Commissioner in the repatriation of Zimbabwean refugees and in the co-ordination of the United Nations humanitarian assistance programme for the initial settlement and rehabilitation of returnees and displaced persons in Zimbabwe;<br><br>. . .<br><br>10. <i>Recognizes</i> the High Commissioner's leading responsibility in emergency situations regarding refugees and takes note of his efforts to contribute to the improvement of the co-ordination and effectiveness of the action of United Nations bodies and other relevant organizations in providing international humanitarian assistance to refugees and displaced persons of concern to his Office; |
| 36/125, OP14                         | 14. <i>Reaffirms</i> the High Commissioner's leading responsibility in emergency situations regarding refugees and displaced persons of concern to his Office   |

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| 14 Dec 1981                                    | as well as his responsibility in the co-ordination of assistance in those situations and commends him for the considerable progress made in the elaboration of adequate procedures to meet emergency situations, in co-ordination with the relevant bodies of the United Nations system;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1978/55, OP3<br>2 Aug 1978                     | 3. <i>Endorses</i> the measures taken by the Secretary-General and by the United Nations High Commissioner for Refugees, as co-ordinator of assistance within the United Nations system to South African student refugees, for the mobilization of a programme of assistance to South African student refugees in the countries of asylum; |

## DECLARATION / DRAFT CONVENTION ON TERRITORIAL ASYLUM

*The first resolution reproduced below is the adoption of the Declaration on Territorial Asylum by the General Assembly. Two provisions call on States to act in accordance with the spirit of the Declaration on Territorial Asylum. One resolution requests the consideration of a Convention on Territorial Asylum.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| <p>2312 (XXII)<br/><br/>14 Dec 1967</p> | <p><i>The General Assembly,</i></p> <p><i>Recalling</i> its resolutions 1839 (XVII) of 19 December 1962, 2100 (XX) of 20 December 1965 and 2203 (XXI) of 16 December 1966 concerning a declaration on the right of asylum,</p> <p><i>Considering</i> the work of codification to be undertaken by the International Law Commission in accordance with General Assembly resolution 1400 (XIV) of 21 November 1959,</p> <p><i>Adopts</i> the following Declaration:</p> <p style="text-align: center;"><b>DECLARATION ON TERRITORIAL ASYLUM</b></p> <p><i>The General Assembly,</i></p> <p><i>Noting</i> that the purposes proclaimed in the Charter of the United Nations are to maintain international peace and security, to develop friendly relations among all nations and to achieve international co-operation in solving international problems of an economic, social, cultural or humanitarian character and in promoting and encouraging respect for human rights and for fundamental freedoms for all without distinction as to race, sex, language or religion,</p> <p><i>Mindful</i> of the Universal Declaration of Human Rights, which declares in article 14 that:</p> <p>"1. Everyone has the right to seek and to enjoy in other countries asylum from persecution.</p> <p>"2. This right may not be invoked in the case of prosecutions genuinely arising from non-political crimes or from acts contrary to the purposes and principles of the United Nations",</p> <p><i>Recalling</i> also article 13, paragraph 2, of the Universal Declaration of Human Rights, which states:</p> <p>"Everyone has the right to leave any country, including his own, and to return to his country",</p> <p><i>Recognizing</i> that the grant of asylum by a State to persons entitled to invoke article 14 of the Universal Declaration of Human Rights is a peaceful and humanitarian act and that, as such, it cannot be regarded as unfriendly by</p> |

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|  | <p>any other State,</p> <p><i>Recommends</i> that, without prejudice to existing instruments dealing with asylum and the status of refugees and stateless persons, States should base themselves in their practices relating to territorial asylum on the following principles:</p> <p>Article 1</p> <p>1. Asylum granted by a State, in the exercise of its sovereignty, to persons entitled to invoke article 14 of the Universal Declaration of Human Rights, including persons struggling against colonialism, shall be respected by all other States.</p> <p>2. The right to seek and to enjoy asylum may not be invoked by any person with respect to whom there are serious reasons for considering that he has committed a crime against peace, a war crime or a crime against humanity, as defined in the international instruments drawn up to make provision in respect of such crimes.</p> <p>3. It shall rest with the State granting asylum to evaluate the grounds for the grant of asylum.</p> <p>Article 2</p> <p>1. The situation of persons referred to in article 1, paragraph 1, is, without prejudice to the sovereignty of States and the purposes and principles of the United Nations, of concern to the international community.</p> <p>2. Where a State finds difficulty in granting or continuing to grant asylum, States individually or jointly or through the United Nations shall consider, in a spirit of international solidarity, appropriate measures to lighten the burden on that State.</p> <p>Article 3</p> <p>1. No person referred to in article 1, paragraph 1, shall be subjected to measures such as rejection at the frontier or, if he has already entered the territory in which he seeks asylum, expulsion or compulsory return to any State where he may be subjected to persecution.</p> <p>2. Exception may be made to the foregoing principle only for overriding reasons of national security or in order to safeguard the population, as in the case of a mass influx of persons.</p> <p>3. Should a State decide in any case that exception to the principle stated in paragraph 1 of this article would be justified, it shall consider the possibility of granting to the person concerned, under such conditions as it may deem appropriate, an opportunity, whether by way of provisional asylum or otherwise, of going to another State.</p> <p>Article 4</p> <p>States granting asylum shall not permit persons who have received asylum to engage in activities contrary to the purposes and principles of the United Nations.</p> |
| <p>2399 (XXIII), OP2(b)<br/>6 Dec 1968</p> | <p>2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner's humanitarian task by:</p>  |



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|                                       | <p>. . . .</p> <p>(b) Improving the legal status of refugees residing in their territory, inter alia, by acceding to the international instruments relating to refugees and by treating new refugee situations in accordance with the principles and spirit of the Declaration on Territorial Asylum and the Universal Declaration of Human Rights;</p>   |
| <p>3456 (XXX)</p> <p>9 Dec 1975</p>   | <p><i>The General Assembly,</i></p> <p><i>Recalling</i> its resolution 3272 (XXIX) of 10 December 1974 relating to the elaboration of a draft Convention on Territorial Asylum,</p> <p><i>Noting</i> that the Group of Experts on the Draft Convention on Territorial Asylum, constituted in accordance with paragraph 2 of the aforementioned resolution, has reviewed the text of the draft Convention and has submitted its report thereon,[1]</p> <p><i>Noting</i> the view reiterated by the Executive Committee of the High Commissioner's Programme that a conference of plenipotentiaries on territorial asylum should be, convened to consider the draft Convention on Territorial Asylum,[2]</p> <p>1. <i>Requests</i> the Secretary-General, in consultation with the United Nations High Commissioner for Refugees, to convene a conference of plenipotentiaries on territorial asylum from 10 January to 4 February 1977 to consider and adopt a Convention on Territorial Asylum;</p> <p>2. <i>Decides</i> that the cost for holding the conference of plenipotentiaries on territorial asylum should be met by voluntary contributions;</p> <p>3. <i>Authorizes</i> the High Commissioner to seek such funds;</p> <p>4. <i>Requests</i> the Secretary-General to refer the report of the Group of Experts on the, Draft Convention on Territorial Asylum to Member States for any observations and comments that they may wish to make before the conference of plenipotentiaries.</p> |
| <p>33/165, OP2</p> <p>20 Dec 1978</p> | <p>2. <i>Calls upon</i> Member States to grant asylum or safe transit to another State, in the spirit of the Declaration on Territorial Asylum, to persons compelled to leave their country of nationality solely because of a conscientious objection to assisting in the enforcement of <i>apartheid</i> through service in military or police forces.</p>  |
| <p>57/183, PP2</p> <p>18 Dec 2002</p> | <p><i>Recalling also</i> the provisions of its resolution 2312 (XXII) of 14 December 1967, by which it adopted the Declaration on Territorial Asylum,</p>   |



## DETENTION

*The provisions reproduced below express concern at or deplore the detention of asylum seekers, sometimes referring to such detention as arbitrary or unjustified. One provision welcomes and another reiterates the ExCom Conclusion on Detention. Several provisions recognize the importance of expeditious refugee status determination procedures in order to prevent unduly prolonged detention or stay in camps and urge States to establish such procedures.*

| Resolution / Paragraph<br>Number & Date                     | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                         |   |
| 35/41 A, PP7<br>25 Nov 1980                                 | <i>Noting with concern</i> that refugees encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,   |
| 36/125, PP9<br>14 Dec 1981                                  | <i>Noting with great concern</i> that, despite an increasingly broad understanding of the principles of international protection, refugees still encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,   |
| 37/195, OP3<br>18 Dec 1982                                  | 3. <i>Deplores</i> the continued serious violations of the basic rights of refugees and displaced persons of concern to the Office of the High Commissioner, in particular through military attacks on refugee camps and settlements in southern Africa and elsewhere, refoulement and arbitrary detention, and stresses the need to strengthen measures to protect them against such violations;   |
| 41/124, OP7 & 8<br>4 Dec 1986                               | 7. <i>Notes</i> with deep concern that large numbers of refugees and asylum-seekers in different areas of the world are currently in detention or subject to similar restrictive measures and welcomes the conclusions on this subject adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-seventh session;<br><br>8. <i>Recognizes</i> the importance of fair and expeditious procedures for determining refugee status or granting asylum in order, inter alia, to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps, and urges States to establish such procedures; |
| 42/109, OP8<br>7 Dec 1987<br><br>43/117, OP10<br>8 Dec 1988 | 8. <i>Recognizes</i> the importance of fair and expeditious procedures for determining refugee status and/or granting asylum in order, inter alia, to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps, and urges States to establish such procedures;   |
| 44/137, PP5, OP4 & 5  | <i>Noting with concern</i> that, despite developments that offer hope for solutions to refugee problems, refugees and displaced persons of concern to the   |

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| <p>15 Dec 1989</p>                            | <p>Office of the High Commissioner continue to face, in certain situations, distressingly serious problems, including problems of protection as a result of expulsion and refoulement of refugees, their unjustified detention and measures that do not recognize their special situation,</p> <p>...</p> <p>4. <i>Urges</i> all States to establish quick and effective procedures for determining refugee status and granting asylum in accordance with internationally accepted criteria and appropriate legal guarantees, in order to deal expeditiously with manifestly unfounded claims and to protect refugees and asylum-seekers from unjustified or unduly prolonged detention or stay in camps;</p> <p>5. <i>Notes</i> with deep concern, in this context, that large numbers of refugees and asylum-seekers in different areas of the world are currently subject to detention or similar restrictive measures by reason of their illegal entry or presence in search of asylum, pending resolution of their situation, and reiterates the conclusions on detention adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-seventh session, which set out the grounds for detention of such persons;</p> |
| <p>46/106, PP8<br/>16 Dec 1991</p>            | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p>  |
| <p>47/105, PP6 &amp; OP5<br/>16 Dec 1992</p>  | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and Unjustified detention, as well as other threats to their physical security, Dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p> <p>...</p> <p>5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |
| <p>48/116, PP10 &amp; OP5<br/>20 Dec 1993</p> | <p>Noting with concern that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p> <p>...</p>  |

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|                                     | <p>5. Expresses deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>  |
| <p>49/169, PP11<br/>23 Dec 1993</p> | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their personal security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |
| <p>50/152, PP6<br/>21 Dec 1995</p>  | <p><i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>  |
| <p>52/103, OP3<br/>12 Dec 1997</p>  | <p>3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular numerous serious threats to the security or well-being of refugees, refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p> |



## DEVELOPMENT

### 1. CO-ORDINATION WITH DEVELOPMENT AGENCIES AND INSTITUTIONS

*A number of the provisions reproduced below commend the existing co-ordination between UNHCR and UN agencies involved in development, particularly in relation to Africa, and request UNHCR or such bodies to continue or even increase co-ordination. Specific mention is made several times of other organizations, including, inter alia, the United Nations Development Programme (UNDP) and the International Labour Organization (ILO). The General Assembly and ECOSOC endorse the participation of UNHCR at the Inter-Agency Consultative Board of UNDP.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 2197 (XI), OP1(c) & 2<br>16 Dec 1966    | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection to refugees who are his concern, within the limits of his competence, and to promote permanent solutions to their problems:</p> <p style="text-align: center;">. . .</p> <p>(c) By assuring that in developing countries the plans for the economic and social integration of refugees, pending their possible inclusion in the economic and social programmes carried out by the competent organs and specialized agencies of the United Nations, are properly co-ordinated with those programmes, and also with such other programmes as might be carried out by regional organizations;</p> <p>2. <i>Requests</i> the competent organs and specialized agencies of the United Nations, when considering development plans, to take into account, at the request of the Governments concerned, the needs of the refugees;</p> |
| 2294 (XXII), OP4<br>11 Dec 1967         | <p>4. <i>Decides</i> that the High Commissioner be invited to attend the meetings of the Inter-Agency Consultative Board of the United Nations Development Programme and to participate in the preparatory work of the second United Nations development decade;</p>  |
| 2650 (XXV), PP4<br>30 Nov 1970          | <p><i>Commending</i> the encouraging progress obtained in the field of interagency cooperation, which, particularly as far as the rural settlement of refugees in developing countries is concerned, is essential in order to achieve durable solutions that are closely linked with the economic and social development of these countries,</p>  |
| 2789 (XXVI), PP4<br>6 Dec 1971          | <p><i>Noting with satisfaction</i> the recent decision of the Executive Committee of the High Commissioner's Programme to approve the participation of the High Commissioner in the new country programming system adopted by the United Nations Development Programme and his association, where necessary, with any efforts made by Governments, with the assistance of</p>   |

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|   | the Programme, to develop regions where large groups of refugees are being settled with the assistance of the High Commissioner,  |
| 36/124, OP5<br>14 Dec 1981                              | 5. <i>Calls upon</i> the pertinent development-oriented organizations and agencies of the United Nations system to envisage, at the stages of conception and implementation, all concerted efforts and co-ordinated actions aimed at harmonizing assistance programmes in the countries of asylum as well as in the countries of origin during the repatriation process and current or future development programmes, so that the potentialities of refugees or returnees may constitute an advantage rather than a burden on national development;   |
| 39/108, OP4<br>14 Dec 1984                              | 4. <i>Recognizes</i> the need for development-oriented projects that would generate work opportunities and long-term livelihood for refugees and local people in affected areas, and, in this context, commends the efforts of the High Commissioner and the International Labour Office to create income-generating activities for refugees in the Sudan;  |
| 40/117, OP6<br>13 Dec 1985<br>41/122, OP6<br>4 Dec 1986 | 6. <i>Requests</i> the United Nations Development Programme to increase its efforts to mobilize additional resources for refugee-related development projects and, in general, to promote and co-ordinate with the host countries and the donor community the integration of refugee-related activities into national development planning;   |
| 40/118, OP8<br>13 Dec 1985                              | 8. <i>Expresses</i> its warm appreciation for the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in co-operation with the World Bank, the United Nations Development Programme and other organizations, and, further, urges Governments to support these efforts;   |
| 41/124, OP12 & 13<br>4 Dec 1986                         | 12. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and, further, urges Governments to support these efforts;<br><br>13. <i>Emphasizes</i> the essential role of development-oriented organizations and agencies in the implementation of programmes that benefit refugees and returnees and urges the High Commissioner to strengthen his co-operation with those organizations and agencies; |
| 42/107, PP14 & OP7<br>7 Dec 1987                        | <i>Noting</i> the initiative taken by the Secretary-General to promote increased and effective co-operation between the United Nations Development Programme and the Office of the United Nations High Commissioner for Refugees through the signing of an agreement on co-operation, as well as the measures he has taken to revitalize the Trust Fund of the Second International Conference on Assistance to Refugees in Africa,<br><br>...<br><br>7. <i>Requests</i> the United Nations Development Programme to increase its efforts to mobilize additional resources for refugee-related development projects and, in general, to promote and co-ordinate with the host countries   |



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|                                    | and the donor community the integration of refugee-related activities into national development planning;  |
| 42/109, OP13<br>7 Dec 1987         | 13. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and further urges Governments to support these efforts;   |
| 43/117, OP16 & 17<br>8 Dec 1988    | 16. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, urges the High Commissioner to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and further urges Governments to support these efforts;<br><br>17. <i>Emphasizes</i> the essential role of development-oriented organizations and agencies in the implementation of programmes that benefit refugees and returnees, urges the High Commissioner and those organizations and in accordance with their respective mandates, to strengthen their mutual co-operation towards the attainment of durable solutions, and calls upon the High Commissioner to continue to promote such co-operation;   |
| 44/137, PP16 & OP14<br>15 Dec 1989 | <i>Emphasizing</i> the need for close co-operation between the Office of the High Commissioner and relevant agencies of the United Nations system and other international organizations, both intergovernmental and non-governmental, in devising and implementing specific elements of development assistance for solving problems of refugees, returnees and areas hosting them,<br><br>...<br><br>14. <i>Notes</i> with appreciation the ongoing work being done by the Office of the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, as well as in the Declaration and Concerted Plan of Action in favour of Central American Refugees, Repatriates and Displaced Persons adopted by the International Conference on Central American Refugees, held at Guatemala City from 29 to 31 May 1989, urges the Office to continue that process wherever appropriate, in full co-operation with appropriate international agencies, and urges Governments to support these efforts, being fully aware of the catalytic role of the Office of the High Commissioner; |
| 45/150, OP13<br>18 Dec 1990        | 13. <i>Calls upon</i> the High Commissioner to sustain his efforts in assuring greater inter-agency co-operation in responding to the needs of refugees and, in particular, in seeking to complement the Office's humanitarian endeavours with development initiatives from specialized agencies so as to attain, in an effective and efficient manner, further and more concrete results towards achieving durable solutions, and calls also upon the member Governments to support these efforts in the governing bodies of these  |

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|  | agencies;   |
| 47/105, OP12<br>16 Dec 1992                    | 12. <i>Urges</i> the High Commissioner to continue her efforts to involve international, national and intergovernmental development agencies, as well as non-governmental agencies, in the planning phases for voluntary repatriation, so as to ensure that basic reintegration assistance is complemented by broader development initiatives focused on the areas of return;   |
| 52/103, OP14<br>12 Dec 1997                    | 14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies; |
| 53/125, OP12<br>9 Dec 1998                     | 12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1253 (VIII), OP2<br>1 Aug 1967                 | 2. <i>Endorses</i> the recommendation adopted by the Executive Committee of the High Commissioner's Programme, referred to in paragraph 21 of the High Commissioner's report to the effect that the High Commissioner be invited to attend the meetings of the Inter-Agency Consultative Board of the United Nations Development Programme.   |
| 1990/78, PP4<br>27 July 1990                   | <i>Recognizing</i> that relief, rehabilitation, reconstruction and development are part of the same continuum, and stressing that the impact of refugees and displaced persons on the development prospects of affected countries are frequently severe, multifaceted and require a system-wide approach in order to ensure that the full spectrum of their needs is covered and that serving those needs should complement the development efforts of the affected countries,  |

## 2. DEVELOPMENT-ORIENTED ASSISTANCE

### 2.1 GENERAL

*A number of the provisions reproduced below emphasize the complementarity between refugee aid and development assistance, the need for development assistance in addressing refugee problems and request States to provide such assistance. A series of provisions commend UNHCR's work in relation to development-oriented assistance, including the International Conference on Assistance to Refugees in Africa (ICARA), and urge UNHCR to continue such efforts. Several provisions request UNDP to mobilize additional resources for refugee-related development projects. One provision supports the idea of a Project Planning Fund to fund refugee-related development projects and recommends that UNHCR remain a focal point for refugee-related assistance and investment.*

| Resolution / Paragraph Number & Date     | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>      |   |
| 39/139, PP7 & OP6<br><br>14 Dec 1984     | <p><i>Emphasizing</i> the vital importance of the complementarity between refugee aid and development assistance,</p> <p>...</p> <p>6. <i>Emphasizes</i> the vital importance of the complementarity of refugee aid and development assistance and of achieving durable solutions to the problems of refugees in Africa through the voluntary repatriation or local integration of refugees and the necessity of providing assistance for the strengthening of the social and economic infrastructures of African countries receiving refugees and returnees;</p>                           |
| 39/140, OP7<br><br>14 Dec 1940           | <p>7. <i>Notes</i> with satisfaction the initiatives taken by the High Commissioner in developing the concept of development-oriented assistance to refugees and returnees, wherever appropriate, and urges him to pursue those efforts in co-operation with interested Governments, as well as with the World Bank, the United Nations Development Programme and other developmental organizations, including non-governmental organizations;</p>  |
| 40/117, PP10, OP4 & 6<br><br>13 Dec 1985 | <p><i>Reiterating</i> the vital importance of the complementarity between refugee aid and development assistance,</p> <p>...</p> <p>4. <i>Emphasizes</i> the vital importance of the complementarity of refugee aid and development assistance and of achieving durable solutions to the problems of refugees in Africa and the necessity of providing assistance for the strengthening of the social and economic infrastructures of African countries receiving refugees and returnees;</p> <p>...</p> <p>6. <i>Requests</i> the United Nations Development Programme to increase its</p> |

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|  | efforts to mobilize additional resources for refugee-related development projects and, in general, to promote and co-ordinate with the host countries and the donor community the integration of refugee-related activities into national development planning;  |
| 40/118, OP8<br>13 Dec 1985   | 8. <i>Expresses</i> its warm appreciation for the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in co-operation with the World Bank, the United Nations Development Programme and other organizations, and, further, urges Governments to support these efforts;  |
| 41/122, PP11, OP4 & 6<br>4 Dec 1986<br><br>42/107, PP11, OP4 & 7<br>7 Dec 1987 | <i>Reiterating once again</i> the vital importance of the complementarity between refugee aid and development assistance,<br><br>...<br><br>4. <i>Emphasizes</i> the vital importance of the complementarity of refugee aid and development assistance and of achieving durable solutions to the problem of refugees in Africa and the necessity of providing assistance for the strengthening of the social and economic infrastructures of African countries receiving refugees and returnees;<br><br>...<br><br>6. <i>Requests</i> the United Nations Development Programme to increase its efforts to mobilize additional resources for refugee-related development projects and, in general, to promote and co-ordinate with the host countries and the donor community the integration of refugee-related activities into national development planning; |
| 41/124, OP12<br>4 Dec 1986<br><br>42/109, OP13<br>7 Dec 1987                   | 12. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and, further, urges Governments to support these efforts;   |
| 42/110, OP7<br><br>7 Dec 1987  | 7. <i>Stresses</i> the need to co-ordinate humanitarian assistance projects with the national development plans of the countries of the region and emphasizes that the assistance provided for projects related to refugees must be considered special in character and independent of co-operation for the development of the countries of the region;  |
| 43/117, PP12, OP15 & OP16<br><br>8 Dec 1988                                    | <i>Recognizing</i> that durable solutions for refugees in developing countries can, in the majority of cases, be achieved through a development-oriented approach and that the heavy burden placed on a host country as a result of growing influxes of refugees requires sufficient resources to redress the negative impact and the strain on its socio-economic infrastructure in rural and urban areas,<br><br>...<br><br>15. <i>Supports broadly</i> the purpose of a Project Planning Fund along the lines stipulated in paragraph 32 of the report of the Executive Committee of the Programme of the High Commissioner on the work of its thirty-ninth session   |

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|  | <p>and, in particular, the following recommendations:</p> <p>(a) The Office of the High Commissioner should remain a focal point for encouraging refugee-related technical assistance and capital investment in developing asylum countries;</p> <p>(b) Assistance to refugees should be additional to funds earmarked for development programmes in developing asylum countries;</p> <p>(c) The High Commissioner should be requested to prepare a comprehensive report in which the nature and operational aspects of the Project Planning Fund and the mandate of the Office of the High Commissioner, as well as the role of development-oriented agencies and non-governmental organizations, would be clearly defined;</p> <p>16. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, urges the High Commissioner to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and further urges Governments to support these efforts;</p>  |
| <p>44/137, PP13, 16 &amp; OP14<br/>15 Dec 1989</p> | <p><i>Recognizing</i> that durable solutions for refugees in developing countries can, in many cases, be achieved through a development-oriented approach and that the heavy burden placed on a host country as a result of growing influxes of refugees requires sufficient resources to redress the negative impact and the strain on its socio-economic infrastructure in rural and urban areas, and emphasizing the need to ensure the compatibility of refugee aid and national development plans of developing asylum countries,</p> <p>...</p> <p><i>Emphasizing</i> the need for close co-operation between the Office of the High Commissioner and relevant agencies of the United Nations system and other international organizations, both intergovernmental and non-governmental, in devising and implementing specific elements of development assistance for solving problems of refugees, returnees and areas hosting them,</p> <p>...</p> <p>14. <i>Notes</i> with appreciation the ongoing work being done by the Office of the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, as well as in the Declaration and Concerted Plan of Action in favour of Central American Refugees, Repatriates and Displaced Persons adopted by the International Conference on Central American Refugees, held at Guatemala City from 29 to 31 May 1989, urges the Office to continue that process wherever appropriate, in full co-operation with appropriate international agencies, and urges Governments to support these efforts, being fully aware of the catalytic role of the Office of the High Commissioner;</p> |
| <p>47/105, OP12</p>                                | <p>12. <i>Urges</i> the High Commissioner to continue her efforts to involve international, national and intergovernmental development agencies, as well</p>  |

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| 16 Dec 1992   | as non-governmental agencies, in the planning phases for voluntary repatriation, so as to ensure that basic reintegration assistance is complemented by broader development initiatives focused on the areas of return;   |
| 49/169, PP10<br>23 Dec 1994                                   | <i>Commending also</i> those States, particularly the least developed and those hosting millions of refugees over long periods of time, which, despite severe economic, development and environmental challenges of their own, continue to admit large numbers of refugees into their territories, and emphasizing the need to share the burden of those States to the maximum extent possible through international assistance, including development-oriented assistance and assistance related to the impact on the environment of the large numbers of refugees and displaced persons of concern to the Office of the High Commissioner,  |
| 52/103, OP14<br>12 Dec 1997                                   | 14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies; |
| 53/125, OP12<br>9 Dec 1998                                    | 12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;  |
| 56/137, OP9<br>19 Dec 2001<br><br>57/187, OP10<br>18 Dec 2002 | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration;  |

## 2.2 COUNTRY OR SITUATION-SPECIFIC APPEALS

The provisions reproduced below appeal for development assistance to be provided for the benefit of a particular country hosting large numbers of refugees (Botswana, 1 reference; Djibouti, 2 references; Lesotho, 3 references; Malawi, 4 references; Somalia, 5 references; Sudan, 6 references; Swaziland, 7 references), for a group of refugees or for the New Partnership for Africa's Development.

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/180, OP9<br>15 Dec 1980           | 9. <i>Urges</i> Member States, the United Nations Development Programme, the World Bank and intergovernmental and financial institutions to assist Somalia in strengthening its social and economic infrastructure so that essential services and facilities can be strengthened and expanded;  |
| 35/184, OP7<br>15 Dec 1980           | 7. <i>Appeals</i> to the Office of the United Nations High Commissioner for Refugees, the United Nations Development Programme, the United Nations Educational, Scientific and Cultural Organization, the World Food Programme, the World Bank and the United Nations Children's Fund, as well as other international and non-governmental bodies, to provide humanitarian and development assistance to expedite the resettlement and integration of refugee families from South Africa who have been given asylum in Botswana, Lesotho and Swaziland;   |
| 38/90, OP6<br>16 Dec 1983            | 6. <i>Appeals</i> to Member States, the appropriate organs, organizations and programmes of the United Nations and other intergovernmental and non-governmental organizations and the international financial institutions to provide the Government of the Sudan with the necessary resources for the implementation of development assistance projects in regions affected by the presence of refugees, as envisaged in the reports of the various inter-agency missions, and to strengthen its social and economic infrastructure so that essential services and facilities for refugees can be strengthened and expanded; |
| 38/213, OP4<br>20 Dec 1983           | 4. <i>Renews</i> its appeal to Member States, the appropriate organs, organizations and programmes of the United Nations system, regional and international organizations and other intergovernmental bodies and non-governmental organizations, as well as international financial institutions, to provide assistance bilaterally and multilaterally, as appropriate, to Djibouti in order to enable it to cope with its difficult economic situation and to implement its development strategies;  |
| 40/132, OP5<br>13 Dec 1985           | 5. <i>Appeals</i> to the donor community to give urgent and favourable consideration to the development-related refugee projects submitted by the Government of Somalia to the Second International Conference on Assistance to Refugees in Africa, held at Geneva from 9 to 11 July 1984, and to fulfil the pledges undertaken at or after that Conference;  |

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| <p>40/135, OP7<br/>13 Dec 1985</p> <p>41/139, OP8<br/>4 Dec 1986</p> <p>42/129, OP8<br/>7 Dec 1987</p> <p>43/141, OP6<br/>8 Dec 1988</p> | <p>7. <i>Appeals</i> to Member States, the appropriate organs, organizations and bodies of the United Nations, intergovernmental and non-governmental organizations and the international financial institutions to provide the Government of the Sudan with the necessary resources for the implementation of development assistance projects in regions affected by the presence of refugees;</p>   |
| <p>43/148, OP5<br/>8 Dec 1988</p>  | <p>5. <i>Appeals</i> to Member States, the appropriate organs, organizations and bodies of the United Nations system, intergovernmental and non-governmental organizations and the international financial institutions to continue providing the Government of Malawi with the necessary resources for the implementation of development assistance projects in regions affected by the presence of refugees and displaced persons, as well as the development programmes recommended by the inter-agency mission;</p> |
| <p>44/149, OP5<br/>15 Dec 1989</p> <p>45/159, OP5<br/>18 Dec 1990</p>  | <p>5. <i>Appeals</i> to Member States, the appropriate organs, organizations and bodies of the United Nations system, intergovernmental and non-governmental organizations and the international financial institutions to continue providing the Government of Malawi with the necessary resources for the implementation of development assistance projects in regions affected by the presence of refugees and displaced persons, as well as for the development programmes now being implemented;</p>               |
| <p>44/151, OP6<br/>15 Dec 1989</p> <p>45/160, OP6<br/>18 Dec 1990</p>  | <p>6. <i>Appeals</i> to Member States, the appropriate organs, organizations and bodies of the United Nations system, intergovernmental and non-governmental organizations and the international financial institutions to provide the Government of the Sudan with the necessary resources for the implementation of development assistance projects, in particular those prepared by the United Nations Development Programme, in the regions affected by the presence of refugees;</p>                               |



### 3. DURABLE SOLUTIONS AND DEVELOPMENT

The provisions reproduced below recognize that achieving durable solutions requires a development-oriented approach.

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 43/117, PP12<br>8 Dec 1988           | <i>Recognizing</i> that durable solutions for refugees in developing countries can, in the majority of cases, be achieved through a development-oriented approach and that the heavy burden placed on a host country as a result of growing influxes of refugees requires sufficient resources to redress the negative impact and the strain on its socio-economic infrastructure in rural and urban areas,   |
| 43/118, PP13<br>8 Dec 1988           | <i>Recognizing</i> that the task of seeking solutions goes further than emergency activities and is linked with aspects concerning the development of the region and assistance for the displaced populations in the countries of origin and of asylum that are directly affected by the massive presence of refugees,  |
| 44/137, PP13<br>15 Dec 1989          | <i>Recognizing</i> that durable solutions for refugees in developing countries can, in many cases, be achieved through a development-oriented approach and that the heavy burden placed on a host country as a result of growing influxes of refugees requires sufficient resources to redress the negative impact and the strain on its socio-economic infrastructure in rural and urban areas, and emphasizing the need to ensure the compatibility of refugee aid and national development plans of developing asylum countries, |
| 44/139, PP17<br>15 Dec 1989          | <i>Recognizing</i> that the search for solutions goes beyond emergency activities and is linked to aspects of the development of the region and assistance for the displaced populations in the countries of origin and asylum that are directly affected by the massive presence of refugees,  |

#### 4. IMPACT OF REFUGEE FLOWS ON DEVELOPMENT

The provisions reproduced below recognize the impact of refugee flows on the social and economic development and infrastructure of receiving countries. The provisions are either general or are addressed to a specific country or region (Djibouti, 3 references; Malawi, 5 references, Somalia, 4 references; Sudan, 3 references; African countries in general, 13 references; Central America, 2 references). Where the country or region at issue is not clear from the text of the provision, this has been indicated in brackets below the text.

| Resolution / Paragraph Number & Date | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/42, PP5<br>25 Nov 1980            | <i>Aware</i> of the consequent social and economic burden placed on African countries of asylum as a result of the increased influx of refugees and the subsequent impact on their development,  |
| 35/180, PP6<br>15 Dec 1980           | <i>Mindful</i> that Somalia is classified as a least developed country and that its meagre resources and inadequate infrastructure are not capable of coping with the refugee situation alone, without jeopardy to its social and economic development and without endangering the general well-being of the population, |
| 35/182, PP5<br>15 Dec 1980           | <i>Aware</i> of the consequences of the social and economic burden placed on the Government and people of Djibouti as a result of the influx of refugees and the subsequent impact on the national development and infrastructure of that country,   |
| 35/124, PP6<br>11 Dec 1980           | <i>Noting</i> that, in addition to creating individual human misery, flows of refugees can impose great political, economic and social burdens upon the international community as a whole, with particularly dire effects on developing countries with limited resources of their own,                                  |
| 36/124, PP6<br>14 Dec 1981           | <i>Aware</i> of the economic and social burden imposed on African countries of asylum by the growing influx of refugees and its consequences for their development and of the heavy sacrifices made by them, despite their limited resources, to alleviate the plight of those refugees,                                 |
| 36/156, PP7<br>16 Dec 1981           | <i>Aware also</i> of the consequences of the social and economic burden placed on the Government and people of Djibouti as a result of the influx of refugees and the subsequent impact on the national development and the infrastructure of the country,   |
| 37/174, PP7<br>17 Dec 1982           | <i>Aware</i> of the consequences of the social and economic burden placed on the Government and people of Somalia as a result of the continued presence of refugees and the consequent impact on the national development and the infrastructure of the country,   |

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| 38/89, PP5<br>16 Dec 1983<br><br>40/134, PP5<br>13 Dec 1985                                  | Aware of the social and economic burden placed on the Government and people of Djibouti as a result of the presence of refugees and of the consequent impact on the development and infrastructure of the country,  |
| 39/139, PP5<br><br>14 Dec 1984   | <i>Aware</i> of the economic and social burden borne by African countries of asylum on account of the presence of these refugees and its consequences for their national development and of the heavy sacrifices made by them, despite their limited resources,   |
| 40/117, PP5<br>13 Dec 1985<br><br>41/122, PP5<br>4 Dec 1986<br><br>42/107, PP5<br>7 Dec 1987 | <i>Aware</i> of the heavy burden borne by African countries of asylum on account of the presence of these refugees and its consequences for their economic and social development, and of the heavy sacrifices made by them, despite their limited resources,   |
| 40/132, PP8<br><br>13 Dec 1985   | <i>Aware</i> of the continued consequences of the social and economic burden placed on the Government and people of Somalia as a result of the continued presence of refugees and new refugee flows and the consequent impact on national development and the infrastructure of the country,  |
| 41/137, PP4<br><br>4 Dec 1986  | <i>Aware</i> of the heavy economic and social burden placed on the Government and people of Djibouti as a result of the presence of refugees and of the consequent impact on the development and infrastructure of the country,   |
| 41/138, PP9<br><br>4 Dec 1986  | <i>Conscious</i> of the continued consequences of the social and economic burden placed on the Government and people of Somalia as a result of the continued presence of refugees and new refugee flows and the consequent impact on national development and the infrastructure of the country,  |
| 41/139, PP5<br><br>4 Dec 1986  | <i>Gravely concerned</i> at the serious social and economic impact of the massive presence of refugees, as well as its far-reaching consequences for the country's development, security and stability,<br><br>(Sudan)  |
| 42/110, PP5<br><br>7 Dec 1987  | <i>Aware</i> of the complexity and seriousness of the situation of the refugees and displaced persons in the Central American region and its effects on the social and economic development of the area,  |
| 42/129, PP4 & 5<br><br>7 Dec 1987  | <i>Aware</i> of the heavy economic and social burden placed on the Government and people of Djibouti as a result of the presence of refugees and of the consequent impact on the development and infrastructure of the country,<br><br><i>Gravely concerned</i> at the continuing serious social and economic impact of the massive presence of refugees, as well as its far-reaching consequences for the country's development, security and stability, |

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| <p>42/132, PP3<br/>7 Dec 1987</p>                                      | <p><i>Recognizing</i> the consequences of the social and economic burden placed on the Government and people of Malawi as a result of the influx of refugees and displaced persons and the subsequent impact on national development and the infrastructure of that country,</p>   |
| <p>43/141, OP4<br/>8 Dec 1988</p>                                      | <p>4. <i>Expresses</i> grave concern at the serious and far-reaching consequences of the presence of massive numbers of refugees in the country on the security and stability of the country and the overall negative impact on its basic infrastructure, which arrests the socio-economic development of the whole country;</p> <p>(Sudan)</p>  |
| <p>43/142, PP4<br/>8 Dec 1988</p>                                      | <p><i>Aware</i> of the heavy economic and social burden placed on the Government of Djibouti and the consequent unfavourable effects on the development of that country, given the delicate nature of its resources,</p>   |
| <p>43/148, OP4<br/>8 Dec 1988<br/><br/>45/159, OP4<br/>18 Dec 1990</p> | <p>4. <i>Expresses</i> grave concern at the serious and far-reaching consequences of the massive presence of refugees and displaced persons in the country and its implications for the long-term socio-economic development of the whole country;</p> <p>(Malawi)</p>   |
| <p>44/149, PP4 &amp; OP4<br/>15 Dec 1989</p>                           | <p><i>Gravely concerned</i> about the continuing serious social and economic impact of the massive presence of refugees and displaced persons, as well as its far-reaching consequences for the country's long-term development process,</p> <p>...</p> <p>4. <i>Expresses</i> grave concern at the serious and far-reaching consequences of the massive presence of refugees and displaced persons in the country and its implications for the long-term socio-economic development of the whole country;</p> <p>(Malawi)</p> |
| <p>45/160, OP4<br/>18 Dec 1990</p>                                     | <p>4. <i>Expresses</i> grave concern at the serious and far-reaching consequences of the presence of massive numbers of refugees on the security and stability of the country and the overall negative impact on its basic infrastructure and socio-economic development;</p> <p>(Sudan)</p>   |
| <p>46/108, PP37, OP4 &amp; 10<br/>16 Dec 1991</p>                      | <p><i>Gravely concerned</i> about the continuing serious social and economic impact of the massive presence of these refugees, as well as its far-reaching consequences for the country's long-term development process,</p> <p>(Malawi)</p> <p>...</p> <p>4. <i>Expresses</i> deep concern at the serious and far-reaching consequences of the massive presence of refugees and displaced persons in the countries</p>  |

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|   | <p>concerned and the implications for their long-term socio-economic development;</p> <p>(Africa)</p> <p>...</p> <p>10. <i>Requests</i> the Secretary-General to study and assess the environmental and socio-economic impact of the prolonged presence of refugees in the host countries with a view to rehabilitating those areas;</p> <p>(Africa)</p>   |
| <p>48/118, OP3<br/>20 Dec 1993</p> <p>49/174, OP3<br/>23 Dec 1994</p>   | <p>3. <i>Expresses</i> deep concern at the serious and far-reaching consequences of the presence of large numbers of refugees and displaced persons in the countries concerned and the implications for the security environment and their long-term socio-economic development;</p> <p>(Africa)</p>   |
| <p>51/71, OP3<br/>12 Dec 1996</p> <p>52/101, OP3<br/>12 Dec 1997</p> <p>53/126, OP4<br/>9 Dec 1998</p>                                    | <p>3. <i>Expresses</i> deep concern at the serious and far-reaching consequences of large numbers of refugees and displaced persons in the receiving countries and the implications for security, long-term socio-economic development and the environment;</p> <p>(Africa)</p>  |
| <p>54/147, OP2<br/>17 Dec 1999</p> <p>55/77, OP2<br/>4 Dec 2000</p> <p>56/135, OP2<br/>19 Dec 2001</p> <p>57/183, OP2<br/>18 Dec 2002</p> | <p>2. <i>Notes with concern</i> that the declining socio-economic situation, compounded by political instability, internal strife, human rights violations and natural disasters, has led to increased numbers of refugees and displaced persons in some countries of Africa, and remains particularly concerned about the impact of large-scale refugee populations on the security, socio-economic situation and environment of countries of asylum;</p> |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>  |  |
| <p>1981/4, PP6<br/>4 May 1981</p>   | <p><i>Aware</i> of the consequences of the social and economic burden placed on the Government and people of Djibouti as a result of the influx of Refugees and the subsequent impact on the national development and infrastructure of the country,</p>   |
| <p>1982/3, PP6<br/>27 April 1982</p>  | <p><i>Aware</i> of the social and economic burden placed on the Government and people of Djibouti as a result of the influx of refugees and of its impact on The development and infrastructure of the country,</p>  |

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| 1982/4, PP3<br>27 April 1984     | <i>Aware of the consequences of the social and economic burden placed on the Government and people of Somalia as a result of the influx of Refugees and the subsequent impact on the national development and the infrastructure of the country,</i>  |
| 1990/78, PP3 & 4<br>27 July 1990 | <i>Noting the substantial increase in the number of refugees, displaced persons and returnees and their impact on the development prospects of the often fragile economic infrastructures of the countries concerned,</i><br><br><i>Recognizing that relief, rehabilitation, reconstruction and development are part of the same continuum, and stressing that the impact of refugees and displaced persons on the development prospects of affected countries are frequently severe, multifaceted and require a system-wide approach in order to ensure that the full spectrum of their needs is covered and that serving those needs should complement the development efforts of the affected countries,</i> |

## **5. INTEGRATION OF REFUGEE-RELATED DEVELOPMENT PROJECTS/AID INTO NATIONAL DEVELOPMENT PLANS**

*A number of the provisions reproduced below reaffirm the need to view refugee-related projects within local and national development plans. Other provisions request UNHCR to ensure that refugee-related development activities are co-ordinated with development programmes, or request UN development agencies to integrate refugee-related activities into development planning. Several provisions stress that the assistance provided for refugee-related projects should not be considered to replace general development assistance. One provision welcomes ExCom's recognition of the need to ensure compatibility of refugee aid and national development plans.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 2197 (XI), OP1(c) & 2<br>16 Dec 1966 | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection to refugees who are his concern, within the limits of his competence, and to promote permanent solutions to their problems:</p> <p>...</p> <p>c) By assuring that in developing countries the plans for the economic and social integration of refugees, pending their possible inclusion in the economic and social programmes carried out by the competent organs and specialized agencies of the United Nations, are properly co-ordinated with those programmes, and also with such other programmes as might be carried out by regional organizations;</p> <p>2. <i>Requests</i> the competent organs and specialized agencies of the United Nations, when considering development plans, to take into account, at the request of the Governments concerned, the needs of the refugees;</p> |

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| <p>36/124, OP5<br/>14 Dec 1981</p>  | <p>5. <i>Calls upon</i> the pertinent development-oriented organizations and agencies of the United Nations system to envisage, at the stages of conception and implementation, all concerted efforts and co-ordinated actions aimed at harmonizing assistance programmes in the countries of asylum as well as in the countries of origin during the repatriation process and current or future development programmes, so that the potentialities of refugees or returnees may constitute an advantage rather than a burden on national development;</p> |
| <p>37/197, OP11<br/>18 Dec 1982</p>   | <p>11. <i>Stresses</i> that any additional assistance provided for refugee-related projects should not be at the expense of the concerned countries' own development needs;</p>  |
| <p>40/117, OP 6<br/>13 Dec 1985<br/><br/>41/122, OP6<br/>4 Dec 1986<br/><br/>42/107, OP7<br/>7 Dec 1987</p>   | <p>6. <i>Requests</i> the United Nations Development Programme to increase its efforts to mobilize additional resources for refugee-related development projects and, in general, to promote and co-ordinate with the host countries and the donor community the integration of refugee-related activities into national development planning;</p>   |
| <p>40/135, PP6<br/>13 Dec 1985<br/><br/>41/139, PP8<br/>4 Dec 1986<br/><br/>42/129, PP8<br/>7 Dec 1987<br/><br/>43/148, PP9<br/>8 Dec 1988<br/><br/>44/149, PP9<br/>15 Dec 1989<br/><br/>45/159, PP9<br/>8 Dec 1990<br/><br/>46/108, PP39<br/>16 Dec 1991<br/><br/>48/118, PP49<br/>20 Dec 1993</p> | <p><i>Recognizing</i> the need to view refugee-related development projects within local and national development plans,</p>   |
| <p>42/110, OP7<br/>7 Dec 1987</p>   | <p>7. <i>Stresses</i> the need to co-ordinate humanitarian assistance projects with the national development plans of the countries of the region and emphasizes that the assistance provided for projects related to refugees must be considered special in character and independent of co-operation for the development of the countries of the region;</p>   |
| <p>43/117, PP13 &amp; OP15(b)<br/>8 Dec 1988</p>  | <p><i>Welcoming</i> the conclusions and decisions on refugee aid and development adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-ninth session as a tangible recognition of the need</p>  |

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|                                     | <p>to ensure the compatibility of refugee aid and national development plans of the developing asylum countries,</p> <p>15. <i>Supports broadly</i> the purpose of a Project Planning Fund along the lines stipulated in paragraph 32 of the report of the Executive Committee of the Programme of the High Commissioner on the work of its thirty-ninth session and, in particular, the following recommendations:</p> <p>...</p> <p>(b) Assistance to refugees should be additional to funds earmarked for development programmes in developing asylum countries;</p> |
| <p>44/137, PP13<br/>15 Dec 1989</p> | <p><i>Recognizing</i> that durable solutions for refugees in developing countries can, in many cases, be achieved through a development-oriented approach and that the heavy burden placed on a host country as a result of growing influxes of refugees requires sufficient resources to redress the negative impact and the strain on its socio-economic infrastructure in rural and urban areas, and emphasizing the need to ensure the compatibility of refugee aid and national development plans of developing asylum countries,</p>                              |

## **6. PREVENTION OF REFUGEE SITUATIONS THROUGH DEVELOPMENT**

*The provisions reproduced below emphasize that development assistance is essential to address the causes of refugee situations and to advance preventive strategies.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| <p>50/152, PP10 &amp; OP10<br/>21 Dec 1995</p> | <p><i>Reiterating</i> that development and rehabilitation assistance is essential in addressing some of the causes of mass exoduses and also in the context of the development of prevention strategies,</p> <p>...</p> <p>10. <i>Also reiterates</i> that development and rehabilitation assistance is essential in addressing some of the causes of refugee situations, as well as in the context of the development of prevention strategies;</p> |
| <p>51/75, OP15<br/>12 Dec 1996</p>             | <p>15. <i>Also reiterates</i> that development and rehabilitation assistance is essential in addressing some of the causes of refugee situations and in the context of the development of prevention strategies;</p>   |



## 7. ROLE OF UNHCR

*A number of provisions reproduced below welcome UNHCR's work towards the concept of development-oriented assistance and request UNHCR to continue its efforts in that regard. Other provisions commend existing co-ordination between UNHCR and development agencies and request UNHCR to further co-ordinate with such bodies. One provision commends ExCom's decision to allow UNHCR to participate in UNDP's country programming system. Several provisions recognize the catalytic role of UNHCR in addressing issues of development relating to refugees.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 2197 (XI), OP1(c)<br>16 Dec 1966     | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection to refugees who are his concern, within the limits of his competence, and to promote permanent solutions to their problems:<br><br>. . .<br><br>c) By assuring that in developing countries the plans for the economic and social integration of refugees, pending their possible inclusion in the economic and social programmes carried out by the competent organs and specialized agencies of the United Nations, are properly co-ordinated with those programmes, and also with such other programmes as might be carried out by regional organizations; |
| 2294 (XXII), OP4<br>11 Dec 1967      | 4. <i>Decides</i> that the High Commissioner be invited to attend the meetings of the Inter-Agency Consultative Board of the United Nations Development Programme and to participate in the preparatory work of the second United Nations development decade;  |
| 2789 (XXVI), PP4<br>6 Dec 1971       | <i>Noting with satisfaction</i> the recent decision of the Executive Committee of the High Commissioner's Programme to approve the participation of the High Commissioner in the new country programming system adopted by the United Nations Development Programme and his association, where necessary, with any efforts made by Governments, with the assistance of the Programme, to develop regions where large groups of refugees are being settled with the assistance of the High Commissioner,  |
| 39/108, OP4<br>14 Dec 1984           | 4. <i>Recognizes</i> the need for development-oriented projects that would generate work opportunities and long-term livelihood for refugees and local people in affected areas, and, in this context, commends the efforts of the High Commissioner and the International Labour Office to create income-generating activities for refugees in the Sudan;   |
| 39/140, OP7<br>14 Dec 1940           | 7. <i>Notes</i> with satisfaction the initiatives taken by the High Commissioner in developing the concept of development-oriented assistance to refugees and returnees, wherever appropriate, and urges him to pursue those efforts in co-operation with interested Governments, as well as with the World Bank, the United Nations Development Programme and other developmental   |

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|  | organizations, including non-governmental organizations;  |
| 40/118, OP8<br>13 Dec 1985                                   | 8. <i>Expresses</i> its warm appreciation for the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in co-operation with the World Bank, the United Nations Development Programme and other organizations, and, further, urges Governments to support these efforts;   |
| 41/124, OP12<br>4 Dec 1986<br><br>42/109, OP13<br>7 Dec 1987 | 12. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa, and urges him to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and, further, urges Governments to support these efforts;  |
| 43/117, PP13, OP16 & 17<br>8 Dec 1988                        | <i>Welcoming</i> the conclusions and decisions on refugee aid and development adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-ninth session as a tangible recognition of the need to ensure the compatibility of refugee aid and national development plans of the developing asylum countries,<br><br>...<br><br>16. <i>Recognizes</i> with appreciation the work done by the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, urges the High Commissioner to continue that process, wherever appropriate, in full co-operation with appropriate international agencies, and further urges Governments to support these efforts;<br><br>17. <i>Emphasizes</i> the essential role of development-oriented organizations and agencies in the implementation of programmes that benefit refugees and returnees, urges the High Commissioner and those organizations and in accordance with their respective mandates, to strengthen their mutual co-operation towards the attainment of durable solutions, and calls upon the High Commissioner to continue to promote such co-operation; |
| 44/137, PP14 & OP14<br>15 Dec 1989                           | <i>Welcoming</i> the conclusions and decisions on refugee aid and development adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in particular the request to the Office of the High Commissioner to continue its catalytic role in the area of refugee aid and development,<br><br>...<br><br>14. <i>Notes</i> with appreciation the ongoing work being done by the Office of the High Commissioner to put into practice the concept of development-oriented assistance to refugees and returnees, as initiated at the Second International Conference on Assistance to Refugees in Africa and reaffirmed in the Oslo Declaration and Plan of Action adopted by the International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa, as well as in the Declaration and Concerted Plan of Action in favour of Central American Refugees, Repatriates and Displaced Persons  |

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|  | <p>adopted by the International Conference on Central American Refugees, held at Guatemala City from 29 to 31 May 1989, urges the Office to continue that process wherever appropriate, in full co-operation with appropriate international agencies, and urges Governments to support these efforts, being fully aware of the catalytic role of the Office of the High Commissioner;</p>  |
| <p>45/150, OP13<br/>18 Dec 1990</p>                                  | <p>13. <i>Calls upon</i> the High Commissioner to sustain his efforts in assuring greater inter-agency co-operation in responding to the needs of refugees and, in particular, in seeking to complement the Office's humanitarian endeavours with development initiatives from specialized agencies so as to attain, in an effective and efficient manner, further and more concrete results towards achieving durable solutions, and calls also upon the member Governments to support these efforts in the governing bodies of these agencies;</p>   |
| <p>47/105, OP12<br/>16 Dec 1992</p>                                  | <p>12. <i>Urges</i> the High Commissioner to continue her efforts to involve international, national and intergovernmental development agencies, as well as non-governmental agencies, in the planning phases for voluntary repatriation, so as to ensure that basic reintegration assistance is complemented by broader development initiatives focused on the areas of return;</p>   |
| <p>47/107, PP10<br/>16 Dec 1992<br/>49/174, PP10<br/>23 Dec 1994</p> | <p><i>Recognizing</i> the mandate of the High Commissioner to protect and assist refugees and returnees and the catalytic role she plays, together with the international community and development agencies, in addressing the broader issues of development relating to refugees, returnees and displaced persons,</p>   |
| <p>52/103, OP14<br/>12 Dec 1997</p>                                  | <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p> |



## DISABLED REFUGEES

*The provisions reproduced below note the role of World Refugee Year in promoting solutions for disabled refugees, commend UNHCR for efforts on behalf of disabled refugees, and call on States and UNHCR to ensure that the needs of disabled refugees are satisfied.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1388 (XIV), PP3<br>20 Nov 1959          | <i>Noting in particular</i> the progress made, within the framework of the World Refugee Year, as regards the admission of additional numbers of refugees, including handicapped cases, to countries of resettlement, as well as the contribution to the Office of the High Commissioner of additional funds for international assistance to refugees,   |
| 1502 (XV), PP3<br>5 Dec 1960            | <i>Noting with gratification</i> the remarkable success of the World Refugee Year in many parts of the world, not only financially but also in promoting solutions of problems relating to large numbers of refugees, particularly those who are handicapped,  |
| 36/125, OP9<br>14 Dec 1981              | 9. <i>Commends</i> the High Commissioner for his special efforts on behalf of disabled refugees on the occasion of the International Year of Disabled Persons;   |
| 55/74, OP23<br>4 Dec 2000               | 23. <i>Underlines</i> the particular role of elderly refugees within the refugee family, welcomes the development by the Office of the High Commissioner of guidelines to address their special needs, and calls upon States and the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly and disabled refugees are fully respected and that programmes are designed bearing in mind their special vulnerabilities; |



## DOCUMENTATION

*The provisions reproduced below call on States to provide refugees with travel documents and encourage States and relevant organizations to provide identification and registration documents to refugee women and children.*

| Resolution / Paragraph<br>Number & Date        | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 428 (V), OP2(f)<br><br>14 Dec 1950             | 2. <i>Calls upon</i> governments to co-operate with the United Nations High Commissioner for Refugees in the performance of his functions concerning refugees falling under the competence of his Office, especially by:<br><br>. . .<br><br>(f) Providing refugees with travel and other documents such as would normally be provided to other aliens by their national authorities, especially documents which would facilitate their resettlement; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, OP5<br><br>30 May 1991                | 5. <i>Encourages</i> Member States and relevant organizations to provide access to individual identification and registration documents, on a non-discriminatory basis, to all refugee women and, wherever possible, children, irrespective of whether the women and children are accompanied by male family members;   |





# DURABLE SOLUTIONS<sup>1</sup>

## 1. GENERAL

*One provision reproduced below endorses the ExCom Conclusion on “Durable Solutions and Refugee Protection”, which recognizes the need for active promotion of solutions, another welcomes the renewed efforts undertaken by UNHCR to promote durable solutions for refugees..*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 44/137, OP10<br>15 Dec 1989             | 10. <i>Endorses</i> the conclusions on durable solutions and refugee protection adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which the Executive Committee recognized the need for the active promotion of solutions by the international community and by countries of origin, asylum and resettlement, in accordance with their respective obligations and responsibilities and the desirability of prevention through, inter alia, the observance of human rights, as the best solution;   |
| 56/137, OP6<br>19 Dec 2001              | 6. <i>Reiterates</i> that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure durable, protection-oriented solutions, bearing in mind the particular needs of vulnerable groups;  |
| 57/187, OP2 & 7<br>18 Dec 2002          | 2. <i>Welcomes</i> the important work undertaken by the Office of the High Commissioner and its Executive Committee in the course of the year and notes in this context the conclusion on the civilian and humanitarian character of asylum, the conclusion on reception of asylum-seekers in the context of individual asylum systems and the progress achieved with respect to recognizing the important contribution of host developing countries; welcomes also the importance attached to cooperation with the New Partnership for Africa’s Development; welcomes further the active engagement of the Office of the High Commissioner in the Inter-Agency Standing Committee Task Force on Protection from Sexual Exploitation and Abuse in Humanitarian Crises and the drafting of a policy on sexual exploitation, and encourages the Office of the High Commissioner to continue combating such practices; and welcomes the renewed efforts made by the Office of the High Commissioner to promote durable solutions for refugees;<br><br>...<br><br>7. <i>Reiterates</i> that international protection is a dynamic and action-oriented |

<sup>1</sup> See also [Local Integration](#), [Resettlement](#), [Voluntary Repatriation](#)

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|  | function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure durable, protection-oriented solutions, bearing in mind the particular needs of vulnerable groups; |
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## **2. CAUSES OF REFUGEE FLOWS AND DURABLE SOLUTIONS**

*The provisions reproduced below recognize the need to address the causes of refugee flows in the search for durable solutions.*

| Resolution / Paragraph Number & Date                          | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |  |
| 41/124, OP10<br>4 Dec 1986                                    | 10. <i>Recognizes</i> the importance of finding durable solutions to refugee problems and recognizes also that the search for durable solutions includes the need to address the causes of movements of refugees and asylum-seekers from their countries of origin, and takes note of the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees;                  |
| 42/109, OP9<br>7 Dec 1987                                     | 9. <i>Recognizes</i> the importance of achieving durable solutions to refugee problems and in particular the need to address in this process the causes that force refugees and asylum-seekers to flee their countries of origin, in the light of the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees;  |
| 43/117, OP11<br>8 Dec 1988                                    | 11. <i>Recognizes</i> the importance of achieving durable solutions to refugee problems and, in particular, the need to address in this process the root causes of refugee movements in order to avert new flows of refugees, taking into account the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees, and to facilitate the solution of existing problems; |
| 44/137, OP11<br>15 Dec 1989<br><br>45/140, OP8<br>14 Dec 1990 | 11. <i>Recognizes</i> the importance of attaining durable solutions to refugee problems and, in particular, the need to address in this process the root causes of refugee movements in order to avert new flows of refugees and to facilitate the solution of existing problems;  |

### 3. CONCEPT OF DURABLE SOLUTIONS

The provisions reproduced below have been selected to offer an idea of the evolving concept of “durable solutions”, and the evolution of voluntary repatriation, resettlement and local integration.

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 319 (IV), PP1<br>3 Dec 1949          | <i>Considering</i> that the problem of refugees is international in scope and nature and that its final solution can only be provided by the voluntary repatriation of the refugees or their assimilation within new national communities,   |
| 638 (VII), PP2 & 3<br>20 Dec 1952    | <i>Considering</i> that the voluntary repatriation or the resettlement in countries of immigration of refugees under the mandate of the High Commissioner, while constituting valuable elements for the solution of the refugee problem, are not sufficient in themselves under the present conditions to offer within a reasonable time a permanent solution of that problem,<br><br><i>Noting with satisfaction</i> the efforts made by the governments of the countries of present residence of refugees towards their assimilation, as well as the studies and plans of the High Commissioner directed towards the same objective, |
| 832 (IX), PP3<br>21 Oct 1954         | <i>Noting</i> that, in spite of the efforts made, there is little hope that - at the present rate of repatriation, resettlement, or integration - a satisfactory solution to these problems will be reached within a reasonable period of time,  |
| 925 (X), PP3<br>25 Oct 1955          | <i>Considering</i> that under the Statute of his Office, the United Nations High Commissioner for Refugees is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,  |
| 1039 (XI), PP3<br>23 Jan 1957        | <i>Bearing in mind</i> that, under the Statute of his Office, the United Nations High Commissioner for Refugees is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,   |
| 1166 (XII), PP5 & OP2<br>26 Nov 1957 | <i>Bearing in mind</i> that, under the Statute of his Office, the High Commissioner is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,<br><br>...<br><br>2. <i>Reaffirms</i> the basic principle laid down in paragraph 1 of the Statute of the High Commissioner’s Office regarding forms of permanent solution of the problems of refugees, by actions designed to “facilitate the voluntary   |

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|   | repatriation of such refugees, or their assimilation within new national communities”;  |
| 1388 (XVI), OP1(b)<br>20 Nov 1959                             | 1. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to devote, on the occasion of the World Refugee Year, special attention to the problems of refugees coming within the competence of the United Nations High Commissioner for Refugees, and in particular to consider the possibility of:<br><br>...<br><br>(b) Increasing the facilities for permanent refugee solutions through voluntary repatriation and assimilation within new national communities, and, for resettlement of refugees, providing further opportunities through the liberalization of immigration laws and regulations and through the inclusion of refugees in resettlement schemes; |
| 1499 (XV), PP2<br>5 Dec 1960                                  | <i>Noting</i> the recent favourable developments in the work of the Office of the High Commissioner in respect of international protection as well as of the promotion of permanent solutions, including voluntary repatriation resettlement to other countries and integration in the present countries of asylum,   |
| 1673 (XVI), PP2<br>18 Dec 1961                                | <i>Taking note</i> of the progress achieved in respect of the international protection of refugees and in seeking permanent solutions to refugee problems through voluntary repatriation, integration in countries of asylum or resettlement in other countries,  |
| 56/137, OP9<br>19 Dec 2001<br><br>57/187, OP10<br>18 Dec 2002 | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration;  |

**4. DEVELOPMENT AND DURABLE SOLUTIONS** (See *Development: 3. Durable Solutions and Development*)

**5. IMPORTANCE OF DURABLE SOLUTIONS**

*The provisions reproduced below recognize the importance of permanent solutions to refugee problems.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 3271 (XXIX) A, PP4<br>10 Dec 1974    | <i>Recognizing</i> the importance of permanent solutions to refugee problems, including voluntary repatriation, and of the role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies,             |
| 32/67, PP3<br>8 Dec 1977             | <i>Recognizing</i> the eminently humanitarian character of the various activities of the High Commissioner and the importance of permanent solutions being promoted by his Office, including voluntary repatriation, local integration or resettlement in other countries, |

**6. RELATIONSHIPS BETWEEN DURABLE SOLUTIONS** (See *Voluntary Repatriation: 8. Relationship to Other Durable Solutions*)

**7. REQUESTS TO STATES TO FIND DURABLE SOLUTIONS**

*The provisions listed below call upon States to find durable solutions, including through support to UNHCR.*

Sample Text

“*Urges* all States to support the High Commissioner in his efforts to find durable solutions to refugee problems, primarily through voluntary repatriation, including assistance to returnees, as appropriate, or, wherever appropriate, through integration in countries of asylum or resettlement in third countries;”  
(38/121, OP8)

**GENERAL ASSEMBLY RESOLUTIONS**

| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |  | <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |
|---------------------------------------|-------------|--|---------------------------------------|-------------|
| 1388 (XVI), OP1(b)                    | 20 Nov 1959 |  | 39/140, OP10                          | 14 Dec 1984 |
| 1499 (XV), OP1(b)                     | 5 Dec 1960  |  | 40/118, OP6                           | 13 Dec 1985 |
| 1502 (XV), OP2(c)                     | 5 Dec 1960  |  | 40/118, OP13                          | 13 Dec 1985 |
| 1673 (XVI), OP2(b)                    | 18 Dec 1961 |  | 41/124, OP9                           | 4 Dec 1986  |
| 1959 (XVIII), OP2(a)                  | 12 Dec 1963 |  | 42/109, PP9                           | 7 Dec 1987  |
| 2399 (XXIII), OP2(a)                  | 6 Dec 1968  |  | 42/109, OP10                          | 7 Dec 1987  |
| 2650 (XXV), OP3                       | 30 Nov 1970 |  | 43/117, PP9                           | 8 Dec 1988  |
| 2789 (XXVI), OP4                      | 6 Dec 1971  |  | 43/117, OP12                          | 8 Dec 1988  |
| 2956 (XXVII), OP5                     | 12 Dec 1972 |  | 44/137, PP8                           | 15 Dec 1989 |
| 3143 (XXVIII), OP4                    | 14 Dec 1973 |  | 44/137, OP16                          | 15 Dec 1989 |
| 3271 (XXIX) A, OP5                    | 10 Dec 1974 |  | 45/140, PP8                           | 14 Dec 1990 |
| 3454 (XXX), OP4                       | 9 Dec 1975  |  | 45/140, OP10                          | 14 Dec 1990 |
| 31/35, OP5                            | 30 Nov 1976 |  | 46/106, OP11                          | 16 Dec 1991 |
| 32/67, OP4                            | 8 Dec 1977  |  | 47/105, PP8                           | 16 Dec 1992 |
| 33/26, OP5                            | 29 Nov 1978 |  | 48/116, PP12                          | 20 Dec 1993 |
| 34/60, OP3(c)                         | 29 Nov 1979 |  | 48/116, OP10                          | 20 Dec 1993 |
| 34/60, OP4                            | 29 Nov 1979 |  | 49/169, PP8                           | 23 Dec 1994 |
| 35/41, OP5(b)                         | 25 Nov 1980 |  | 50/152, OP17                          | 21 Dec 1995 |
| 35/41, OP8                            | 25 Nov 1980 |  | 51/75, OP9                            | 12 Dec 1996 |
| 36/125, OP5                           | 14 Dec 1981 |  | 52/103, OP9                           | 12 Dec 1997 |
| 37/195, OP6                           | 18 Dec 1982 |  | 53/125, OP11                          | 9 Dec 1998  |
| 38/121, OP8                           | 16 Dec 1983 |  | 54/146, OP2                           | 17 Dec 1999 |
| 38/121, OP10                          | 16 Dec 1983 |  | 54/146, OP12                          | 17 Dec 1999 |
| 39/140, OP5                           | 14 Dec 1984 |  | 55/74, OP15                           | 4 Dec 2000  |

## EARLY WARNING

### 1. INTER-AGENCY CO-ORDINATION

*The provisions reproduced below note the co-ordination function of the Secretary-General in relation to early warning. Other provisions welcome the establishment of a regular inter-agency early warning consultation related to possible flows of refugees. Numerous provisions make a general request to the Secretary-General to strengthen co-ordination between different parts of the United Nations system.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 43/154, OP7 & 8<br><br>8 Dec 1988       | <p>7. <i>Notes</i> the establishment by the Secretary-General of the Office for Research and the Collection of Information to co-ordinate information-gathering and analysis with United Nations bodies so as to provide early warning on developing situations requiring the Secretary-General's attention, as well as to provide a focal point within the United Nations system for policy responses;</p> <p>8. <i>Urges</i> the Secretary-General to use the resources available to consolidate and strengthen the early warning system in the humanitarian area by, inter alia, early computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, as well as the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p> |
| 44/164, OP7<br><br>15 Dec 1989          | <p>7. Requests the Secretary-General to continue to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p>   |
| 45/153, OP9 & 10<br><br>18 Dec 1990     | <p>9. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>10. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human</p>           |

|   |   |
|---|---|
|   | Rights of the Secretariat and the relevant specialized agencies;  |
| 46/127, OP10, 12, 16<br>& 17<br><br>17 Dec 1991 | <p>10. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning system and the strengthening of coordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>...</p> <p>12. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened coordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p> <p>...</p> <p>16. <i>Welcomes</i> the initiation of close contacts between the Office for Research and the Collection of Information and a large number of United Nations agencies and offices in pursuit of a system-wide network for early warning of potential mass exoduses;</p> <p>17. <i>Welcomes</i> also the establishment by the Administrative Committee on Coordination of the Ad Hoc Working Group on Early Warning regarding New Flows of Refugees and Displaced Persons with a mandate to develop an effective early-warning system related to possible flows of refugees and displaced persons, including practical measures of cooperation and procedures for gathering, analysing and disseminating information in a timely manner to all concerned, and to make recommendations on the need for an inter-agency consultative mechanism;</p> |
| 48/139, OP14 & 15<br><br>20 Dec 1993            | <p>14. <i>Urges</i> the Secretary-General to attach high priority and to allocate the necessary resources from the regular budget of the United Nations to the consolidation and strengthening of the system for undertaking early-warning activities in the humanitarian area by, inter alia, the designation of the Department of Humanitarian Affairs of the Secretariat as the focal point for early warning in this area and strengthened coordination between relevant offices of the Secretariat concerned with early warning and organizations of the United Nations system, for the purpose of ensuring, inter alia, that effective action is taken to identify human rights abuses that contribute to mass outflows of persons;</p> <p>15. <i>Welcomes</i> the decision by the Administrative Committee on Coordination to establish a regular United Nations inter-agency early-warning consultation related to possible flows of refugees and displaced persons, based on the sharing and analysis of relevant information between United Nations bodies and the development of collective recommendations for action to alleviate, inter alia, the possible causes of new flows of refugees and displaced persons;</p>   |
| 52/132, PP6<br><br>12 Dec 1997                  | <i>Convinced</i> that the activities of these mechanisms, with a view, inter alia, to preventing mass exoduses and to strengthening emergency preparedness and response mechanisms of the United Nations system as a whole, should  |



|  |   |
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|  | be encouraged and further developed and coordinated at both the international and regional levels, with priority given the systematization of the early-warning information collection, |
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## **2. MULTIDISCIPLINARY NATURE OF EARLY WARNING**

*The provisions reproduced below note that early warning requires an intersectoral and multidisciplinary approach to enable a coherent response.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 48/139, OP12<br>20 Dec 1993          | 12. <i>Notes</i> , in this connection, that mass movements of populations are caused by multiple and complex factors, which indicates that early warning requires an intersectoral and multidisciplinary approach;   |
| 50/182, PP3<br>22 Dec 1995           | <i>Conscious</i> of the fact that mass exoduses of populations are caused by multiple and complex factors, such as human rights violations, political, ethnic and economic conflicts, famine, insecurity, violence, poverty and environmental degradation, which indicate that any approach to early warning requires an intersectoral and multidisciplinary approach,   |
| 52/132, PP4<br>12 Dec 1997           | <i>Conscious</i> of the fact that mass exoduses of populations are caused by multiple and complex factors, which may include human rights violations, political, ethnic and economic conflicts, famine, insecurity, violence, poverty and environmental degradation, which indicate that comprehensive approaches, particularly early warning, require an intersectoral and multidisciplinary approach to enable a coherent response, particularly at the international and regional levels, |

## **3. ROLE OF HUMAN RIGHTS BODIES AND UN HIGH COMMISSIONER FOR HUMAN RIGHTS**

*Several of the provisions reproduced below request the UN High Commissioner for Human Rights, inter alia, to monitor situations which threaten to cause mass exoduses, to share any information with the UN early warning mechanisms and to contribute to efforts to address such situations effectively through protection measures. Other provisions urge the Secretary-General to strengthen co-ordination between various parts of the UN system. One provision requests the Commission on Human Rights to support the early warning system, and another provision requests the Secretary-General to designate the (former) Department of Humanitarian Affairs as the focal point for early warning.*

| Resolution / Paragraph Number & Date                           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |  |
| 43/154, OP8<br><br>8 Dec 1988                                  | 8. <i>Urges</i> the Secretary-General to use the resources available to consolidate and strengthen the early warning system in the humanitarian area by, inter alia, early computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, as well as the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;  |
| 44/164, OP4<br><br>15 Dec 1989                                 | 4. <i>Invites</i> the Commission on Human Rights to keep the question of human rights and mass exoduses under review with a view to supporting the early warning arrangement instituted by the Secretary-General to avert new massive flows of refugees and displaced persons;   |
| 45/153, OP10<br>18 Dec 1990<br><br>46/127, OP12<br>17 Dec 1991 | 10. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;  |
| 48/139, OP14<br><br>20 Dec 1993                                | 14. <i>Urges</i> the Secretary-General to attach high priority and to allocate the necessary resources from the regular budget of the United Nations to the consolidation and strengthening of the system for undertaking early-warning activities in the humanitarian area by, inter alia, the designation of the Department of Humanitarian Affairs of the Secretariat as the focal point for early warning in this area and strengthened coordination between relevant offices of the Secretariat concerned with early warning and organizations of the United Nations system, for the purpose of ensuring, inter alia, that effective action is taken to identify human rights abuses that contribute to mass outflows of persons; |
| 50/182, OP9<br><br>22 Dec 1995                                 | 9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in accordance with his mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, and in cooperation with the United Nations High Commissioner for Refugees, to pay attention to situations that cause or threaten to cause mass exoduses and to address effectively such situations through emergency preparedness and response mechanisms, including information-sharing with United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation;   |
| 52/132, OP9<br><br>12 Dec 1997                                 | 9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to  |

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|                             | situations which cause or threaten to cause mass exoduses and to contribute to efforts to address such situations effectively through protection measures, emergency preparedness and response mechanisms, including information sharing with the United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation in countries of origin as well as host countries;  |
| 54/180, OP8<br>17 Dec 1999  | 8. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively through promotion and protection measures, emergency preparedness and response mechanisms, early warning and information sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;  |
| 56/166, OP11<br>19 Dec 2001 | 11. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively and promote sustainable returns through promotion and protection measures, including human rights monitoring in respect of those who fled or have returned as part of mass exoduses, emergency preparedness and response mechanisms, early warning and information-sharing, technical advice, expertise and cooperation in countries of origin as well as host countries; |

#### 4. ROLE OF SECRETARY-GENERAL AND SECRETARIAT

*The provisions reproduced below cover references to the Secretary-General and the various parts of the Secretariat that used to be responsible for early warning; first, the Office for Research and the Collection of Information and later, the Department of Humanitarian Affairs. Provisions note the role of the Office for Research and the Collection of Information and requests the Secretary-General to computerize the Office and strengthen co-ordination between the Office and other parts of the UN system, including UNHCR. Several provisions make a general request to the Secretary-General to strengthen the UN early warning system, and one provision requests the Secretary-General to increase co-ordination between the Department of Humanitarian Affairs and other parts of the UN system, including UNHCR. Other provisions request the Secretary-General to report on the strengthened role that the Secretary-General and the Secretariat could play in early warning.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

|  |   |
|--|---|
| <p>43/154, OP7, 8 &amp; 9<br/>8 Dec 1988</p>         | <p>7. <i>Notes</i> the establishment by the Secretary-General of the Office for Research and the Collection of Information to co-ordinate information-gathering and analysis with United Nations bodies so as to provide early warning on developing situations requiring the Secretary-General's attention, as well as to provide a focal point within the United Nations system for policy responses;</p> <p>8. <i>Urges</i> the Secretary-General to use the resources available to consolidate and strengthen the early warning system in the humanitarian area by, inter alia, early computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, as well as the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p> <p>9. <i>Requests</i> the Secretary-General to report to the General Assembly at its forty-fourth session on the strengthened role that the Secretary-General could play in undertaking early warning activities, especially in the humanitarian area, as well as on any further developments relating to the recommendations contained in the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees;</p> |
| <p>44/164, OP7<br/>15 Dec 1989</p>                   | <p>7. <i>Requests</i> the Secretary-General to continue to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p>   |
| <p>45/153, OP9 &amp; 10<br/>18 Dec 1990</p>          | <p>9. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>10. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p>   |
| <p>46/127, OP6,10,11,12 &amp; 16<br/>17 Dec 1991</p> | <p>6. <i>Reiterates</i>, in this regard, its previous resolutions on the question of human rights and mass exoduses and requests the Secretary-General, in the further development of the capacity of the Secretariat for early warning and preventive diplomacy, to pay particular attention to international cooperation to avert new flows of refugees;</p> <p>...</p> <p>10. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning System and the strengthening of coordination of information-gathering and</p>  |

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|                                     | <p>Analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>11. <i>Reiterates</i> the importance of the early-warning function of the Office for Research and the Collection of Information;</p> <p>12. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened coordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p> <p>...</p> <p>16. <i>Welcomes</i> the initiation of close contacts between the Office for Research and the Collection of Information and a large number of United Nations agencies and offices in pursuit of a system-wide network for early warning of potential mass exoduses;</p> |
| <p>48/139, OP14<br/>20 Dec 1993</p> | <p>14. <i>Urges</i> the Secretary-General to attach high priority and to allocate the necessary resources from the regular budget of the United Nations to the consolidation and strengthening of the system for undertaking early-warning activities in the humanitarian area by, inter alia, the designation of the Department of Humanitarian Affairs of the Secretariat as the focal point for early warning in this area and strengthened coordination between relevant offices of the Secretariat concerned with early warning and organizations of the United Nations system, for the purpose of ensuring, inter alia, that effective action is taken to identify human rights abuses that contribute to mass outflows of persons;</p>   |
| <p>52/132, OP11<br/>12 Dec 1997</p> | <p>11. <i>Urges</i> the Secretary-General to give high priority and to allocate the necessary resources within the regular budget of the United Nations for the consolidation and strengthening of emergency preparedness and response mechanisms, including early-warning activities in the humanitarian area, for the purpose of ensuring, inter alia, that effective action is taken to identify all human rights abuses which contribute to mass outflows of persons, and to invite comments on this issue;</p>   |
| <p>54/180, OP5<br/>17 Dec 1999</p>  | <p>5. <i>Urges</i> the Secretary-General to give high priority to and to allocate the necessary resources within the regular budget of the United Nations for the consolidation and strengthening of emergency preparedness and response mechanisms, including early warning activities in the humanitarian area, for the purpose of ensuring, <i>inter alia</i>, that effective action is taken to identify all human rights abuses that contribute to mass exoduses of persons;</p>   |
| <p>56/166, OP4<br/>19 Dec 2001</p>  | <p>4. <i>Urges</i> the Secretary-General to continue to give high priority to the consolidation and strengthening of emergency preparedness and response mechanisms, including early warning activities in the humanitarian area, so that, inter alia, effective action is taken to identify all human rights abuses that contribute to mass exoduses of persons;</p>   |

## 5. ROLE OF UNHCR

*The provisions reproduced below urge the Secretary-General to strengthen co-ordination between UNHCR and other parts of the UN system dealing with early warning, or request the UN High Commissioner for Human Rights to monitor situations which threaten to produce mass exoduses, in co-operation with UNHCR.*

| Resolution / Paragraph Number & Date                           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |   |
| 45/153, OP10<br>18 Dec 1990<br><br>46/127, OP12<br>17 Dec 1991 | 10. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;   |
| 50/182, OP9<br><br>22 Dec 1995                                 | 9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in accordance with his mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, and in cooperation with the United Nations High Commissioner for Refugees, to pay attention to situations that cause or threaten to cause mass exoduses and to address effectively such situations through emergency preparedness and response mechanisms, including information-sharing with United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation;  |
| 52/132, OP9<br><br>12 Dec 1997                                 | 9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations which cause or threaten to cause mass exoduses and to contribute to efforts to address such situations effectively through protection measures, emergency preparedness and response mechanisms, including information sharing with the United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation in countries of origin as well as host countries; |
| 54/180, OP8<br><br>17 Dec 1999                                 | 8. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively through promotion and protection measures, emergency preparedness and response mechanisms, early warning and information sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;                                 |

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| <p>56/166, OP11<br/>19 Dec 2001</p> | <p>11. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively and promote sustainable returns through promotion and protection measures, including human rights monitoring in respect of those who fled or have returned as part of mass exoduses, emergency preparedness and response mechanisms, early warning and information-sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;</p> |
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## 6. STRENGTHENING OF EARLY WARNING SYSTEM

*The provisions reproduced below request the Secretary-General to strengthen the UN early warning system and increase co-ordination between relevant parts of the UN system.*

| Resolution / Paragraph Number & Date        | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>         |  |
| <p>43/154, OP8<br/>8 Dec 1988</p>           | <p>8. <i>Urges</i> the Secretary-General to use the resources available to consolidate and strengthen the early warning system in the humanitarian area by, inter alia, early computerization of the Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, as well as the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p>   |
| <p>44/164, OP7<br/>15 Dec 1989</p>          | <p>7. Requests the Secretary-General to continue to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p>   |
| <p>45/153, OP9 &amp; 10<br/>18 Dec 1990</p> | <p>9. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning system and the strengthening of co-ordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>10. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the</p> |

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|                                       | Office for Research and the Collection of Information and strengthened co-ordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;  |
| 46/127, OP10 & 12<br><br>17 Dec 1991  | <p>10. <i>Requests</i> the Secretary-General to intensify his efforts to develop the role of the Office for Research and the Collection of Information of the Secretariat as a focal point for the operation of an effective early-warning system and the strengthening of coordination of information-gathering and analysis among United Nations agencies with a view to preventing new massive flows of refugees and displaced persons;</p> <p>...</p> <p>12. <i>Urges</i> the Secretary-General to allocate the necessary resources to consolidate and strengthen the system for undertaking early-warning activities in the humanitarian area by, inter alia, the computerization of the Office for Research and the Collection of Information and strengthened coordination among the relevant parts of the United Nations system, especially the Office for Research and the Collection of Information, the Office of the United Nations High Commissioner for Refugees, the Centre for Human Rights of the Secretariat and the relevant specialized agencies;</p> |
| 52/132, PP6 & OP11<br><br>12 Dec 1997 | <p><i>Convinced</i> that the activities of these mechanisms, with a view, inter alia, to preventing mass exoduses and to strengthening emergency preparedness and response mechanisms of the United Nations system as a whole, should be encouraged and further developed and coordinated at both the international and regional levels, with priority given the systematization of the early-warning information collection,</p> <p>...</p> <p>11. <i>Urges</i> the Secretary-General to give high priority and to allocate the necessary resources within the regular budget of the United Nations for the consolidation and strengthening of emergency preparedness and response mechanisms, including early-warning activities in the humanitarian area, for the purpose of ensuring, inter alia, that effective action is taken to identify all human rights abuses which contribute to mass outflows of persons, and to invite comments on this issue;</p>  |
| 54/180, OP5<br><br>17 Dec 1999        | <p>5. <i>Urges</i> the Secretary-General to give high priority to and to allocate the necessary resources within the regular budget of the United Nations for the consolidation and strengthening of emergency preparedness and response mechanisms, including early warning activities in the humanitarian area, for the purpose of ensuring, <i>inter alia</i>, that effective action is taken to identify all human rights abuses that contribute to mass exoduses of persons;</p>   |
| 56/166, OP4<br><br>19 Dec 2001        | <p>4. <i>Urges</i> the Secretary-General to continue to give high priority to the consolidation and strengthening of emergency preparedness and response mechanisms, including early warning activities in the humanitarian area, so that, inter alia, effective action is taken to identify all human rights abuses that contribute to mass exoduses of persons;</p>   |



## 7. WORKING GROUP ON EARLY WARNING

*The provision reproduced below welcomes the establishment of the Ad Hoc Working Group on Early Warning regarding New Flows of Refugees and Displaced Persons.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 46/127, OP17<br><br>17 Dec 1991         | 17. <i>Welcomes</i> also the establishment by the Administrative Committee on Coordination of the Ad Hoc Working Group on Early Warning regarding New Flows of Refugees and Displaced Persons with a mandate to develop an effective early-warning system related to possible flows of refugees and displaced persons, including practical measures of cooperation and procedures for gathering, analysing and disseminating information in a timely manner to all concerned, and to make recommendations on the need for an inter-agency consultative mechanism; |



## ELDERLY REFUGEES

*The provisions reproduced below call on States and/or UNHCR to ensure that the needs of elderly refugees are addressed. One provision urges all UN agencies to pay special attention to elderly refugees, and several provisions refer to the International Year of Older Persons in 1999. One provision welcomes the development of UNHCR guidelines on elderly refugees.*

| Resolution / Paragraph<br>Number & Date   | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 44/67, OP12<br>8 Dec 1989   | 12. <i>Urges</i> all the relevant agencies of the United Nations system dealing with refugees to pay special attention to the plight of all elderly refugees;  |
| 53/125, OP19<br>9 Dec 1998  | 19. <i>Notes</i> that 1999 has been declared the International Year of Older Persons, and calls upon the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly refugees are fully respected and addressed through appropriate programme activities;  |
| 53/126, OP24<br>9 Dec 1998  | 24. <i>Calls upon</i> the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly refugees are fully respected and addressed through appropriate programme activities;   |
| 54/146, OP20<br>17 Dec 1999   | 20. <i>Recognizes</i> the special role of elderly refugees within the refugee family, and bearing in mind that 1999 has been declared the International Year of Older Persons, calls upon States and the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly refugees are fully respected and addressed through appropriate programme activities;  |
| 55/74, OP23<br>4 Dec 2000   | 23. <i>Underlines</i> the particular role of elderly refugees within the refugee family, welcomes the development by the Office of the High Commissioner of guidelines to address their special needs, and calls upon States and the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly and disabled refugees are fully respected and that programmes are designed bearing in mind their special vulnerabilities; |
| 55/77, OP32<br>4 Dec 2000<br><br>56/135, OP28<br>19 Dec 2001<br><br>57/183, PP32<br>18 Dec 2002 | 32. <i>Calls upon</i> States and the Office of the High Commissioner to make renewed efforts to ensure that the rights, needs and dignity of elderly refugees are fully respected and addressed through appropriate programme activities;  |



## EMERGENCY SITUATIONS

### 1. ASSISTANCE

*The provisions reproduced below call for assistance to increase capacity for emergency operations, in one case with specific reference to increasing the capacity of UNHCR. Other provisions recommend the continuation of emergency assistance and authorize UNHCR to appeal for funds for emergency aid.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 538(B)(VI), OP1<br>2 February 1952      | 1. <i>Authorizes</i> the High Commissioner, under paragraph 10 of the Statute of his Office, to issue an appeal for funds for the purpose of enabling emergency aid to be given to the most needy groups among refugees within his mandate;  |
| 1671(XVI), OP1<br>18 Dec 1961           | 1. <i>Recommends</i> that the United Nations in the Congo, in close liaison with the United Nations High Commissioner for Refugees and the organizations mentioned above, should continue to provide emergency assistance for as long as is necessary and enable the refugees to become self-supporting as soon as possible;   |
| 50/149, OP22<br>21 Dec 1995             | 22. <i>Calls upon</i> Member States and intergovernmental and non-governmental organizations to continue to provide the necessary support and financial assistance to the United Nations High Commissioner for Refugees to enhance her capacities and abilities to implement emergency operations, care and maintenance activities and repatriation and reintegration programmes for the benefit of refugees, returnees and, as appropriate, internally displaced persons;         |
| 51/71, OP22<br>12 Dec 1996              | 22. <i>Calls upon</i> the Secretary-General, the Office of the High Commissioner and intergovernmental, regional and non-governmental organizations to increase the capacity for coordination and delivery of humanitarian emergency assistance and disaster relief in general with States and others concerned in respect of asylum, relief, repatriation, rehabilitation and resettlement of refugees, returnees and displaced persons, including those refugees in urban areas; |

### 2. CO-ORDINATION

*The provisions reproduced below request or encourage UNHCR to co-operate and co-ordinate with all other relevant organizations to ensure an effective response to emergency humanitarian situations and in once case, calls on Governments to assist in implementing such initiatives.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 36/125, OP15<br>14 Dec 1981          | 15. <i>Requests</i> the High Commissioner, while carrying out his responsibilities, to co-ordinate and co-operate closely with other organizations within and outside the United Nations system for greatest efficiency of relief in the case of major emergencies;  |
| 46/106, OP14<br>16 Dec 1991          | 14. <i>Welcomes</i> the initiatives taken by the High Commissioner to enhance the capacity of the Office to respond to emergencies and, taking into account current deliberations on a United Nations system-wide response, encourages the High Commissioner to continue to work closely with other United Nations agencies, as well as other organizations, whether governmental, intergovernmental or non- governmental, to assure a coordinated and effective response to emergency humanitarian situations of a complex and protracted nature, and calls upon Governments to assist in implementing these initiatives; |
| 47/105, OP19<br>16 Dec 1992          | 19. <i>Welcomes</i> the progress made by the High Commissioner in her efforts to enhance the capacity of her Office to respond to emergencies, and encourages her to continue to work closely with the Under-Secretary-General for Humanitarian Affairs, as well as with United Nations organizations and governmental, intergovernmental or non-governmental bodies, to assure a coordinated and effective response to complex, humanitarian emergency situations;  |
| 48/116, OP19<br>20 Dec 1993          | 19. <i>Welcomes</i> the further progress made by the High Commissioner in enhancing the capacity of her Office to respond to humanitarian emergencies and encourages her to provide full support to the coordination role of the Emergency Relief Coordinator, especially in major and complex emergencies;  |

### **3. LEADING ROLE OF UNHCR**

*The provisions below recognize the leading responsibility of UNHCR in emergency situations.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/41, OP10                          | 10. <i>Recognizes</i> the High Commissioner's leading responsibility in |

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| 25 Nov 1980                 | emergency situations regarding refugees and takes note of his efforts to contribute to the improvement of the co-ordination and effectiveness of the action of United Nations bodies and other relevant organizations in providing international humanitarian assistance to refugees and displaced persons of concern to his Office;   |
| 36/125, OP14<br>14 Dec 1981 | 14. <i>Reaffirms</i> the High Commissioner's leading responsibility in emergency situations regarding refugees and displaced persons of concern to his Office as well as his responsibility in the co-ordination of assistance in those situations and commends him for the considerable progress made in the elaboration of adequate procedures to meet emergency situations, in co-ordination with the relevant bodies of the United Nations system; |

#### **4. STRENGTHENING RESPONSE**

*The provisions reproduced below call on the international community to strengthen the emergency response capacity of UNHCR or of the UN system in general. A number of provisions make reference to the emergency in Rwanda and the Great Lakes region.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 49/174, OP7<br>23 Dec 1994           | 7. <i>Calls upon</i> Governments, United Nations organizations, non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the Office of the High Commissioner on the basis of the experience of the emergency in Rwanda, and to continue providing needed resources and operational support to assist Rwandese refugees and the host countries until a permanent solution can be implemented;                       |
| 50/149, OP20<br>21 Dec 1995          | 20. <i>Calls upon</i> Governments, United Nations organizations, non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the Office of the United Nations High Commissioner for Refugees on the basis of the experience of the emergency in Rwanda, and to continue providing needed resources and operational support to Rwandese refugees and the host countries until a permanent solution can be implemented; |
| 51/71, OP19 & 22<br>12 Dec 1996      | 19. <i>Calls upon</i> Governments, United Nations agencies, non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the United Nations system on the basis of the experience of the emergency in the Great Lakes region and to continue to provide needed resources and operational support to refugees and countries of asylum in Africa until a permanent solution can be found;<br><br>...                     |

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|                                     | <p>22. <i>Calls upon</i> the Secretary-General, the Office of the High Commissioner and intergovernmental, regional and non-governmental organizations to increase the capacity for coordination and delivery of humanitarian emergency assistance and disaster relief in general with States and others concerned in respect of asylum, relief, repatriation, rehabilitation and resettlement of refugees, returnees and displaced persons, including those refugees in urban areas;</p> |
| <p>52/101, OP19<br/>12 Dec 1997</p> | <p>19. Calls upon Governments, United Nations agencies, non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the United Nations system on the basis of the experience of the emergency in the Great Lakes region and to continue to provide needed resources and operational support to refugees and countries of asylum in Africa until a durable solution can be found;</p>                                       |
| <p>53/1/N, OP4<br/>8 Dec 1998</p>   | <p>4. <i>Calls upon</i> Governments, relevant United Nations bodies, intergovernmental and non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the United Nations system and to continue to provide needed resources and operational support to refugees and countries of asylum in Central and East Africa;</p>   |
| <p>53/126, OP21<br/>9 Dec 1998</p>  | <p>21. <i>Calls upon</i> Governments, United Nations agencies, non-governmental organizations and the international community as a whole to strengthen the emergency response capacity of the United Nations system and, in the context of burden-sharing, to continue to provide needed resources and operational support to refugees and countries of asylum in Africa until a durable solution can be found;</p>   |



## ENVIRONMENT AND REFUGEES<sup>1</sup>

*The provisions reproduced below note and express concern at the deleterious effect of the presence of refugees on the environment of host countries. Numerous provisions recognize the need to incorporate in the plans of assistance to refugees, returnees and displaced persons, measures to remedy the environmental deterioration in host countries and welcome the efforts of UNHCR to resolve such problems. Other provisions call on UNHCR to enhance co-ordination with relevant parties to address refugee-related environmental problems and request all countries and UN agencies to assist in restoring the ecological balance of host countries. Several provisions request the Secretary-General to study the environmental impact of the prolonged presence of refugees, with a view to rehabilitating those areas.*

| Resolution / Paragraph<br>Number & Date  | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 42/127, PP8<br>7 Dec 1987<br><br>43/147, PP6<br>8 Dec 1988<br><br>44/152, PP8<br>15 Dec 1989<br><br>45/154, PP8<br>18 Dec 1990 | <p><i>Noting with concern</i> the deleterious effect of the refugee presence on the environment, which has resulted in widespread deforestation, soil erosion and the threat of destruction to an already fragile economic balance,</p>  |
| 44/139, PP9 & OP7<br><br>15 Dec 1989   | <p><i>Recognizing</i> the need to incorporate in the plans of assistance to refugees, returnees and displaced persons measures to restore the ecological balance and the rational utilization of the natural resources in the areas of the countries affected,</p> <p style="text-align: center;">. . .</p> <p>7. <i>Calls upon</i> the co-operating countries and the relevant agencies of the United Nations system to assist in restoring the ecological balance of the areas in the countries of asylum affected by the massive presence of refugees, in order to provide the populations of those areas with the conditions conducive to development;</p> |
| 45/141, OP5(d)<br><br>14 Dec 1990  | <p>5. <i>Agrees</i> on the need for projects in favour of refugees, returnees and displaced persons to promote, inter alia:</p> <p style="text-align: center;">. . .</p> <p>(d) The protection of the environment;</p>   |

<sup>1</sup> The provisions reproduced here deal exclusively with the environmental impact of the presence of refugee populations. Other more general provisions dealing with the impact of the presence of refugees also make reference to environmental effects: see "Host Countries": 2. "Impact on Host Countries".

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|--|---|
| <p>46/108, PP8 &amp; OP10<br/>16 Dec 1991</p>                            | <p><i>Realizing</i> the importance of assisting the host countries, in particular those countries that have been hosting refugees for a longer time, to remedy environmental deterioration and the negative impact on public services and the development process,</p> <p>...</p> <p>10. <i>Requests</i> the Secretary-General to study and assess the environmental and socio-economic impact of the prolonged presence of refugees in the host countries with a view to rehabilitating those areas;</p>   |
| <p>47/105, OP8<br/>16 Dec 1992</p>                                       | <p>10. Requests the Secretary-General to study and assess the environmental and socio-economic impact of the prolonged presence of refugees in the host countries with a view to rehabilitating those areas;</p>  |
| <p>48/116, OP13<br/>20 Dec 1993</p>                                      | <p>13. <i>Reaffirms</i> the importance of incorporating environmental considerations into the programmes of the Office of the High Commissioner, especially in the least developed countries, in view of the impact on the environment of the large numbers of refugees and displaced persons of concern to the High Commissioner;</p>  |
| <p>48/118, OP3<br/>20 Dec 1993</p>                                       | <p>3. <i>Expresses</i> deep concern at the serious and far-reaching consequences of the presence of large numbers of refugees and displaced persons in the countries concerned and the implications for the security environment and their long-term socio-economic development;</p>  |
| <p>49/119, OP22<br/>23 Dec 1994</p>                                      | <p>22. <i>Reaffirms</i> the importance of incorporating environmental considerations into the programmes of the Office of the High Commissioner, especially in the least developed and developing countries which have hosted refugees over long periods of time, in view of the impact on the environment of the large numbers of refugees and displaced persons of concern to the Office of the High Commissioner;</p>  |
| <p>50/152, OP22<br/>21 Dec 1995</p>                                      | <p>22. <i>Reaffirms</i> the importance of incorporating environmental considerations into the programmes of the Office of the High Commissioner, especially in the least developed and developing countries which have hosted refugees over long periods of time, welcomes efforts by the Office of the High Commissioner to make a more focused contribution to resolving refugee-related environmental problems, and calls upon the High Commissioner to promote and enhance coordination and collaboration with host Governments, donors, relevant United Nations organizations, intergovernmental organizations, non-governmental organizations and other actors concerned to address refugee-related environmental problems in a more integrated and effective manner;</p> |
| <p>52/101, OP15<br/>12 Dec 1997<br/><br/>53/126, OP17<br/>9 Dec 1998</p> | <p>15. <i>Welcomes</i> the ongoing efforts undertaken by the Office of the United Nations High Commissioner for Refugees with host Governments, the United Nations and non-governmental organizations and the international community, in concentrating on the environment and eco-systems of countries of asylum;</p>  |
| <p>54/147, OP20<br/>17 Dec 1999</p>                                      | <p>20. <i>Welcomes</i> the programmes carried out by the Office of the High Commissioner with host Governments, the United Nations, non governmental organizations and the international community to address the</p>   |

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| <p>55/77, OP26<br/>4 Dec 2000</p>   | <p>environmental impact of refugee populations;</p>   |
| <p>56/135, OP2, 22 &amp; 23<br/>19 Dec 2001</p> <p>57/183, OP2, 26 &amp; 27<br/>18 Dec 2002</p> | <p>2. <i>Notes with concern</i> that the deteriorating socio-economic situation, compounded by political instability, internal strife, human rights violations and natural disasters, has led to increased numbers of refugees and displaced persons in some countries of Africa, and remains particularly concerned about the impact of large-scale refugee populations on the security, socio-economic situation and environment of countries of asylum;</p> <p>...</p> <p>22. <i>Welcomes</i> the programmes carried out by the Office of the High Commissioner with host Governments, the United Nations, non-governmental organizations and the international community to address the environmental and socio-economic impact of refugee populations;</p> <p>23. <i>Calls upon</i> the international donor community to provide material and financial assistance for the implementation of programmes intended for the rehabilitation of the environment and infrastructure affected by refugees in countries of asylum;</p> |



## EXECUTIVE COMMITTEE

### 1. ENLARGEMENT

*The provisions reproduced below decide to increase or recommend an increase in the membership of the Executive Committee (ExCom).*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1958 (XVIII), OP1<br>12 Dec 1963        | 1. <i>Decides</i> to enlarge the Executive Committee of the High Commissioner's Programme to thirty members so as to achieve the widest possible geographical representation;  |
| 2294 (XXII), OP7<br>11 Dec 1967         | 7. <i>Further requests</i> the Economic and Social Council to consider as soon as possible the advisability of enlarging the membership of the Executive Committee of the High Commissioner's Programme, in order to give at least one additional African country the possibility of participating in the work of the Committee;   |
| 33/25, OP1 & 2<br>29 Nov 1978           | 1. <i>Decides</i> to increase the membership of the Executive Committee of the High Commissioner's Programme by up to nine additional members;<br><br>2. <i>Requests</i> the Economic and Social Council, at its first regular session of 1979, to elect, in consultation with the regional groups, up to nine additional members of the Executive Committee of the High Commissioner's Programme from those States with a demonstrated interest in and devotion to the solution of the refugee problem. |
| 36/121, D, OP7<br>10 Dec 1981           | 7. <i>Requests</i> the Economic and Social Council to consider granting membership in the Executive Committee of the Office of the United Nations High Commissioner for Refugees to Namibia, represented by the United Nations Council for Namibia;  |
| 42/130, OP1<br>7 Dec 1987               | 1. <i>Decides</i> to increase the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-one to forty-three;   |
| 45/138, OP1<br>14 Dec 1990              | 1. <i>Decides</i> to increase the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-three to forty-four;  |
| 46/105, OP1<br>16 Dec 1991              | 1. <i>Decides</i> to increase the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-four to forty-six States;   |

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| 48/115, OP1<br>20 Dec 1993                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-six to forty-seven States;   |
| 49/169, OP1<br>23 Dec 1994                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-seven to fifty States;       |
| 50/228, OP1<br>7 June 1996                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty to fifty-one States;         |
| 51/72, OP1<br>12 Dec 1996                      | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty-one to fifty-three States;   |
| 53/121, OP1<br>9 Dec 1998                      | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty-three to fifty-four States;  |
| 54/143, OP1<br>17 Dec 1999                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty-four to fifty-seven States;  |
| 55/72, OP1<br>4 Dec 2000                       | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty-seven to fifty-eight States; |
| 56/133, OP1<br>19 Dec 2001                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from fifty-seven to sixty-one States;   |
| 57/185, OP1<br>18 Dec 2002                     | 1. <i>Decides</i> to increase the number of members of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from sixty-one to sixty-four States;    |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 682 (XXVI), PP5<br>21 July 1958                | <i>Decides</i> to amend Council resolution 672 (XXV) to increase the membership of the Committee by the addition of the Republic of China as the twenty-fifth member.                        |
| 965 (XXXVI), B, OP1<br>25 July 1963            | 1. <i>Requests</i> the General Assembly to amend resolution 1166 (XII) of 26 November 1957 to enlarge the Executive Committee to thirty members;   |

|                                  |  |
|----------------------------------|--|
| 1288 (XLIII), OP1<br>18 Dec 1967 | <i>Decides</i> to enlarge the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees by one African State.  |
| 1978/36, OP1<br>21 July 1967     | 1. <i>Decides</i> to increase the membership of the Executive Committee of the High Commissioner's Programme by up to nine additional members;   |
| 1987/89, OP1<br>9 July 1987      | 1. <i>Recommends</i> the General Assembly to take a decision at its forty-second session on the question of enlarging the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-one to forty-three;       |
| 1990/55, OP1<br>24 July 1990     | <i>Recommends</i> the General Assembly to take a decision at its forty-fifth session on the question of enlarging the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-three to forty-four.          |
| 1991/1, OP1<br>23 May 1991       | <i>Recommends</i> that the General Assembly take a decision at its forty-sixth session on the question of increasing the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-four to forty-five States. |
| 1991/63, OP1<br>26 July 1991     | <i>Recommends</i> that the General Assembly take a decision at its forty-sixth session on the question of increasing the membership of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees from forty-four to forty-six States.  |
| 2002/288, OP(b)<br>25 July 2002  | (b) Recommended that the General Assembly, at its fifty-seventh session, decide on the question of enlarging the membership of the Executive Committee from sixty-one to sixty-four States.  |

## 2. ESTABLISHMENT

*The provisions reproduced below establish ExCom in its current form and its general terms of reference. The below General Assembly provision requests ECOSOC to establish ExCom, and the below ECOSOC provision actually does so.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1166 (XII), OP5<br>26 Nov 1957          | 5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to |

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|   | <p>twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;</p> <p>(b) To advise the High Commissioner, at his request, in the exercise of his functions under the Statute of his Office;</p> <p>(c) To advise the High Commissioner as to whether it is appropriate for international assistance to be provided through his Office in order to help solve specific refugee problems remaining unsolved after 31 December 1958 or arising after that date;</p> <p>(d) To authorize the High Commissioner to make appeals for funds to enable him to solve the refugee problems referred to in sub-paragraph (c) above;</p> <p>(e) To approve projects for assistance to refugees coming within the scope of sub-paragraph (c) above;</p> <p>(f) To give directives to the High Commissioner for the use of the emergency fund to be established under the terms of paragraph 7 below;</p> |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>672 (XXV), OP1<br/>30 April 1958</p>               | <p>1. <i>Decides:</i></p> <p>(a) to establish an Executive Committee of the Programme of the United Nations High Commissioner for Refugees to take the place of the Executive Committee of the United Nations Refugee Fund;</p> <p>(b) that the Executive Committee of the United Nations Refugee Fund shall cease to exist after 31 December 1958 and that the Executive Committee of the High Commissioner's Programme shall take office on 1 January 1959;</p> <p>(c) that the Executive Committee of the High Commissioner's Programme shall consist of twenty-four States, the membership being subject to review at the thirty-first session of the Council;</p>  |



### 3. FUNCTIONS

#### 3.1 GENERAL

Two of the provisions reproduced below provide a general list of the functions of ExCom. One provision reiterates the responsibility of ExCom for the determination of general policies and review of UNHCR's activities. Another provision requests UNHCR to maintain close contact with ExCom on management issues.

| Resolution / Paragraph Number & Date   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>    |  |
| <p>1166 (XII), OP5<br/>26 Nov 1957</p> | <p>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;</p> <p>(b) To advise the High Commissioner, at his request, in the exercise of his functions under the Statute of his Office;</p> <p>(c) To advise the High Commissioner as to whether it is appropriate for international assistance to be provided through his Office in order to help solve specific refugee problems remaining unsolved after 31 December 1958 or arising after that date;</p> <p>(d) To authorize the High Commissioner to make appeals for funds to enable him to solve the refugee problems referred to in sub-paragraph (c) above;</p> <p>(e) To approve projects for assistance to refugees coming within the scope of sub-paragraph (c) above;</p> <p>(f) To give directives to the High Commissioner for the use of the emergency fund to be established under the terms of paragraph 7 below;</p> |
| <p>35/41, OP2<br/>25 Nov 1980</p>      | <p>2. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and encourages him to continue these efforts within the framework of comprehensive action and in close contact with the Executive Committee of the Programme of the High Commissioner and on the basis of the principles and guidelines of the General Assembly;</p>  |

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| <p>37/196, OP4<br/>18 Dec 1982</p>                    | <p>4. <i>Reiterates</i> that the responsibilities of the Executive Committee of the Programme of the High Commissioner shall continue to cover the determination of the general policies by means of periodic review of programmes, operations, management and activities under which the High Commissioner shall plan, develop and administer the programmes and projects;</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>672 (XXV), OP2<br/>30 April 1958</p>               | <p>2. <i>Decides</i> further that the Executive Committee of the High Commissioner's Programme, being entrusted with the terms of reference set forth in General Assembly resolution 1166 (XII), shall:</p> <p>(a) Determine the general policies under which the High Commissioner shall plan, develop and administer the programmes and projects required to help solve the problems referred to in resolution 1166 (XII);</p> <p>(b) Review at least annually the use of funds made available to the High Commissioner and the programmes and projects being proposed or carried out by his Office;</p> <p>(c) Have authority to make changes in, and give final approval to, the use of funds and the programmes and projects referred to in sub-paragraphs (a) and (b) of the present paragraph;</p> |

### 3.2 ADVISORY

*The provision reproduced below lists the advisory function of ExCom.*

| Resolution / Paragraph Number & Date       | Full Text   |
|--|---|
| <p><b>GENERAL ASSEMBLY RESOLUTIONS</b></p> |   |
| <p>1166 (XII), OP5(b)<br/>26 Nov 1957</p>  | <p>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>...</p> <p>(b) To advise the High Commissioner, at his request, in the exercise of his functions under the Statute of his Office;</p> |

### 3.3 BUDGETARY

The provisions reproduced below deal with budgetary and financial functions of ExCom, including, *inter alia*, authorization of appeals, directions for and review of the use of funds. Two provisions note the role of ExCom in reviewing the financial rules drafted by UNHCR.

| Resolution / Paragraph Number & Date              | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>               |   |
| 1166 (XII), OP5 (a), (d) & (f)<br><br>26 Nov 1957 | <p>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;</p> <p>...</p> <p>(d) To authorize the High Commissioner to make appeals for funds to enable him to solve the refugee problems referred to in sub-paragraph (c) above;</p> <p>...</p> <p>(f) To give directives to the High Commissioner for the use of the emergency fund to be established under the terms of paragraph 7 below;</p> |
| 1166 (XII), OP8<br><br>26 Nov 1957                | <p>8. <i>Decides</i> that appropriate financial rules for the use of all funds received by the High Commissioner under the terms of the present resolution shall be established, in consultation with the Executive Committee of the High Commissioner's Programme, and in accordance with the Statute of the Office of the High Commissioner and the Financial Regulations of the United Nations;</p>  |
| 37/196, OP5<br><br>18 Dec 1982                    | <p>5. <i>Urges</i>, in this regard, the Executive Committee of the Programme of the High Commissioner, when fulfilling the functions and the responsibilities entrusted to it by the relevant resolutions of the General Assembly and the Economic and Social Council, to ensure the efficient use of funds and to give special attention to the successful administration and management of programmes;</p>  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>    |   |
| 672 (XXV), OP2 (b) (c)                            | <p>2. <i>Decides</i> further that the Executive Committee of the High Commissioner's Programme, being entrusted with the terms of reference set</p>   |

|                                 |  |
|---------------------------------|--|
| 30 April 1958                   | <p>forth in General Assembly resolution 1166 (XII), shall:</p> <p>...</p> <p>(b) Review at least annually the use of funds made available to the High Commissioner and the programmes and projects being proposed or carried out by his Office;</p> <p>(c) Have authority to make changes in, and give final approval to, the use of funds and the programmes and projects referred to in sub-paragraphs (a) and (b) of the present paragraph;</p> |
| 672 (XXV), OP3<br>30 April 1958 | <p>3. <i>Requests</i> the High Commissioner to submit to the Executive Committee of the High Commissioner's Programme, for its review at its first session, draft financial rules, to be drawn up in accordance with paragraph 8 of General Assembly resolution 1166 (XII), for the use of all funds received by the High Commissioner under the terms of that resolution;</p>   |

### 3.4 GOVERNING

*The provisions reproduced below outline the governing functions of ExCom including, inter alia, the authorization of appeals, the approval of assistance projects and ensuring efficient use of funds and management.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| 1166 (XII), OP5 (a) (d) (e) (f)<br>26 Nov 1957 | <p>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;</p> <p>...</p> <p>(c) To advise the High Commissioner as to whether it is appropriate for international assistance to be provided through his Office in order to help solve specific refugee problems remaining unsolved after 31 December 1958 or arising after that date;</p> <p>(d) To authorize the High Commissioner to make appeals for funds to enable him to solve the refugee problems referred to in sub-paragraph (c) above;</p> |

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|   | <p>(e) To approve projects for assistance to refugees coming within the scope of sub-paragraph (c) above;</p> <p>(f) To give directives to the High Commissioner for the use of the emergency fund to be established under the terms of paragraph 7 below;</p>   |
| <p>1673 (XVI), OP1<br/>18 Dec 1961</p> <p>1783 (XVII), OP1<br/>7 Dec 1962</p> | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to pursue his activities on behalf of the refugees within his mandate or those for whom he extends his good offices, and to continue to report to the Executive Committee of the High Commissioner's Programme and to abide by directions which that Committee might give him in regard to situations concerning refugees;</p>       |
| <p>2294 (XXII), OP3<br/>11 Dec 1967</p>                                       | <p>3. <i>Invites</i> the High Commissioner to continue to report to and be guided by the Executive Committee of the High Commissioner's Programme with regard to refugee situations, in accordance with the Committee's terms of reference;</p>  |
| <p>37/196, OP5<br/>18 Dec 1982</p>  | <p>5. <i>Urges</i>, in this regard, the Executive Committee of the Programme of the High Commissioner, when fulfilling the functions and the responsibilities entrusted to it by the relevant resolutions of the General Assembly and the Economic and Social Council, to ensure the efficient use of funds and to give special attention to the successful administration and management of programmes;</p> |

### 3.5 POLICY-MAKING

*The provisions reproduced below establish that one function of ExCom is to determine the general policies under which UNHCR shall operate its programmes.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| <p>50/152, OP21<br/>21 Dec 1995</p>            | <p>21. <i>Notes with appreciation</i> the programme policies established by the Executive Committee of the Programme of the High Commissioner, and underscores the importance of their implementation by the Office of the High Commissioner, implementing partners and other relevant organizations in order to ensure the provision of effective protection and humanitarian assistance to refugees;</p> |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| <p>672 (XXV), OP2(a)</p>                       | <p>2. <i>Decides</i> further that the Executive Committee of the High Commissioner's Programme, being entrusted with the terms of reference set</p>  |

|               |   |
|---------------|---|
| 30 April 1958 | <p>forth in General Assembly resolution 1166 (XII), shall:</p> <p>(a) Determine the general policies under which the High Commissioner shall plan, develop and administer the programmes and projects required to help solve the problems referred to in resolution 1166 (XII);</p> |
|---------------|---|

#### 4. ORGANIZATIONAL

##### 4.1 OBSERVER PARTICIPATION

*The provisions reproduced below encourage the participation of observers in ExCom's work.*

| Resolution / Paragraph<br>Number & Date        | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| 42/130, OP3<br>7 Dec 1987                      | 3. <i>Notes</i> with satisfaction that the Executive Committee of the Programme of the High Commissioner has begun to consider ways and means of improving the possibilities for observers to participate effectively in its work.   |
| 43/117, PP17<br>8 Dec 1988                     | <i>Also welcoming</i> the decision of the Executive Committee of the Programme of the High Commissioner at its thirty-ninth session to open sessions of its two sub-committees and informal meetings to participation as observers by States Members of the United Nations and members of the specialized agencies which are not members of the Executive Committee, |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1987/89, OP2<br>9 July 1987                    | 2. <i>Recommends</i> the Executive Committee of the Programme of the United Nations High Commissioner for Refugees to consider ways and means of improving the possibilities for observers to participate effectively in its work.   |

## 4.2 PROCEDURE / ESTABLISHMENT OF SUB-COMMITTEES

*The provision reproduced below authorizes ExCom to establish its own rules of procedure.*

| Resolution / Paragraph<br>Number & Date        | Full Text  |
|--|--|
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 672 (XXV), OP4<br>30 April 1958                | 4. <i>Authorizes</i> the Executive Committee of the High Commissioner's Programme to elect its own officers, to establish its own rules of procedure, and to set up such standing sub-committee or sub-committees as may be required for the execution of its functions; |

## 4.3 WORKING LANGUAGES

*The provisions reproduced below note the consideration by ExCom of an increase in its working languages.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 38/121, PP9<br>16 Dec 1983              | <i>Noting</i> that the Executive Committee has requested the High Commissioner to undertake a comprehensive study of the full financial and practical implications of the inclusion of Arabic, Chinese and Spanish among the official and working languages of the Executive Committee,  |
| 50/152, OP23<br>21 Dec 1995             | 23. <i>Recognizes</i> the importance of the introduction of Russian as an official language of the Executive Committee of the Programme of the High Commissioner in facilitating the work of the High Commissioner and the implementation of the provisions of the 1951 Convention relating to the Status of Refugees, notably in the countries of the Commonwealth of Independent States. |

## 5. PREDECESSORS TO EXCOM: ADVISORY COMMITTEE & UNREF EXECUTIVE COMMITTEE

*The provisions reproduced below deal with the establishment and functions of UNHCR's Advisory Committee and the Executive Committee of the United Nations Refugee Fund (UNREF), which preceded ExCom. Several provisions deal with the liquidation of UNREF.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 832 (IX), OP4<br>21 Oct 1954                   | 4. <i>Requests</i> the Economic and Social Council, not later than its nineteenth session and in the light of proposals to be submitted to it by the High Commissioner upon the advice of his Advisory Committee, either to establish an Executive Committee responsible for giving directives to the High Commissioner in carrying out his programme and for exercising the necessary controls in the use of funds allotted to the Office of the High Commissioner or to revise the terms of reference and composition of the Advisory Committee in order to enable it to carry out the same duties;   |
| 1166 (XII), OP5(a)<br>26 Nov 1957              | 5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:<br><br>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;     |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 393 (XIII), OP1, 2 & 3<br>10 Sep 1951          | 1. <i>Decides</i> to establish an advisory committee to be known as the " United Nations High Commissioner's Advisory Committee on Refugees ", to advise the High Commissioner at his request in the exercise of his functions;<br><br>2. <i>Decides</i> to invite the following fifteen States, Members and non-members of the United Nations, to be represented on the Advisory Committee: Australia, Austria, Belgium, Brazil, Denmark, the Federal Republic of Germany, France, Israel, Italy, Switzerland, Turkey, the United Kingdom of Great Britain and Northern Ireland, the United States of America, the Vatican City, and Venezuela; and<br><br>3. <i>Decides</i> to review the composition of the Committee at the next session of the Council |
| 565 (XIX), OP1-6<br>31 March 1955              | 1. <i>Decides</i> to amend Council resolution 393 B (XIII) in order to reconstitute the United Nations High Commissioner's Advisory Committee on Refugees as an Executive Committee, to be known as the United Nations Refugee Fund (UNREF) Executive Committee, with the following terms of reference:<br><br><b>A. Executive functions</b><br><br>The Executive Committee, during the period of the Fund's existence, in accordance with such principles as may be laid down by the General Assembly, shall, with respect to the programme for permanent solutions and emergency assistance:  |



- (a) Give directives to the High Commissioner in carrying out this programme;
- (b) Determine the general policies under which the operations of the Fund shall be planned, developed and administered;
- (c) Determine an annual financial target for the Fund and an annual operational plan covering:
  - (i) The respective amounts to be allocated for permanent solutions and emergency aid;
  - (ii) The amount to be allocated for each country;
- (d) Consider and act upon the High Commissioner's detailed proposals, including plans for adequate financial or other contributions from within the countries of residence;
- (e) Exercise the necessary controls in the use of the funds made available to the High Commissioner for the purposes of the Fund;
- (f) Adopt administrative regulations for the Fund, including provisions to ensure that the Committee shall have before it the financial implications for each project in its entirety before considering and acting upon it;
- (g) Consider the annual financial report of the High Commissioner, and review the expenditure incurred under the Fund, including administrative expenditures charged to the Fund;
- (h) Ensure that all necessary steps are taken to promote close co-operation of the administration of the Fund with governmental, inter-governmental and non-governmental organizations that are directly concerned with the problems of refugees;
- (i) Ensure that all necessary steps are taken to provide appropriate continuing supervision of all approved projects;

**B. Advisory functions**

The Executive Committee shall advise the High Commissioner for Refugees, at his request, in the exercise of his functions under his Statute;

2. *Decides* that the Executive Committee shall:

- (a) Consist of twenty States Members and non-members of the United Nations, selected on the basis of their demonstrated interest in and devotion to the solution of the refugee problem, including the present members of the Advisory Committee, the membership being subject to review at the twenty-third session of the Council;
- (b) Elect its own officers and meet regularly twice a year and at such other times as it may be convened by the Chairman upon the request of any six of its members, or at the request of the High Commissioner in the exercise of his functions under his Statute;

3. *Authorizes* the Executive Committee to establish its own rules of procedure and such standing sub-committee or sub-committees as may be required for the execution of its functions;

4. *Requests* the High Commissioner to submit through the Secretary-General to the General Assembly an annual audit report of the accounts of the Fund;

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|--|--|
|  | <p>5. <i>Requests</i> the High Commissioner to submit to the Executive Committee, six weeks prior to its regular meetings, a progress report, including a country-by-country project analysis;</p> <p>6. <i>Requests</i> the High Commissioner to attach to his annual report to the General Assembly the report of the Executive Committee.</p> |
| <p>672 (XXV), OP1(b)<br/>30 April 1958</p> | <p>1. <i>Decides</i>:</p> <p>...</p> <p>(b) that the Executive Committee of the United Nations Refugee Fund shall cease to exist after 31 December 1958 and that the Executive Committee of the High Commissioner's Programme shall take office on 1 January 1959;</p>   |

**6. RELATIONSHIP WITH UNHCR** (See *Relationship between UNHCR and ExCom / General Assembly*)

## EXPULSION

*The provisions reproduced below express concern at the unlawful expulsion of refugees from receiving countries, deplore this practice and call on States to refrain from such measures. In some provisions, reference is made to the fact that such expulsions are contrary to international legal standards.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 44/137, PP5 & OP3<br>15 Dec 1989        | <p><i>Noting with concern</i> that, despite developments that offer hope for solutions to refugee problems, refugees and displaced persons of concern to the Office of the High Commissioner continue to face, in certain situations, distressingly serious problems, including problems of protection as a result of expulsion and refoulement of refugees, their unjustified detention and measures that do not recognize their special situation,</p> <p style="text-align: center;">. . .</p> <p>3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;</p> |
| 45/140 A, PP6 & OP3<br>14 Dec 1990      | <p><i>Noting with concern</i> that refugee protection continues to be seriously jeopardized in many States, including through expulsion, refoulement and other threats to the physical security, dignity and well-being of refugees,</p> <p style="text-align: center;">. . .</p> <p>3. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>   |
| 46/106, PP7 & OP4<br>16 Dec 1991        | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p> <p style="text-align: center;">. . .</p> <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees and</p>  |

|   |  |
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|   | <p>asylum-seekers contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>   |
| <p>47/105, PP6, OP4 &amp; 5<br/>16 Dec 1992</p> | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p> <p>...</p> <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures for asylum-seekers and to continue to give humane treatment and to grant asylum to refugees;</p> <p>5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p> |
| <p>48/116, PP10 &amp; OP5<br/>20 Dec 1993</p>   | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p> <p>...</p> <p>5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |
| <p>49/169, PP11<br/>23 Dec 1994</p>             | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their personal security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |

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| <p>50/149, OP7<br/>21 Dec 1995</p>                                    | <p>7. <i>Expresses its concern</i> regarding instances, in some parts of Africa, where the fundamental principle of asylum is jeopardized as a result of unlawful expulsion, refoulement, or other threats to life, physical security, dignity and well-being;</p>  |
| <p>50/152, PP6<br/>21 Dec 1995</p>                                    | <p><i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |
| <p>51/71, OP5<br/>12 Dec 1996</p>                                     | <p>5. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement, or the threat to life, physical security, integrity, dignity and the well-being of refugees;</p>   |
| <p>51/75, PP6<br/>12 Dec 1996</p>                                     | <p><i>Distressed</i> at the widespread violations of the principle of non-refoulement and of the rights of refugees, in some cases resulting in the loss of their lives, and seriously disturbed at reports indicating that large numbers of refugees and asylum-seekers have been subjected to refoulement and expulsion in highly dangerous situations,</p>   |
| <p>52/101, OP4<br/>9 Feb 1998<br/><br/>53/126, OP5<br/>9 Dec 1998</p> | <p>4. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;</p>  |
| <p>52/103, OP3 &amp; 5<br/>12 Dec 1997</p>                            | <p>3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular the numerous serious threats to the security or well-being of refugees, such as refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p> <p>...</p> <p>5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law;</p> |
| <p>53/125, OP5 &amp; OP8<br/>9 Dec 1998</p>                           | <p>5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p> <p>...</p>  |

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|   | <p>8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;</p>  |
| <p>54/146, OP6 &amp; OP9<br/>17 Dec 1999</p> <p>55/74, OP6 &amp; OP10<br/>4 Dec 2000</p>  | <p>6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p> <p>...</p> <p>9. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;</p> |
| <p>54/147, OP11<br/>17 Dec 1999</p> <p>55/77, OP16<br/>4 Dec 2000</p> <p>56/135, OP14<br/>29 Dec 2001</p> <p>57/183, OP15<br/>18 Dec 2002</p> | <p>11. <i>Expresses its concern</i> about instances in which the fundamental principle of asylum is jeopardized by unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;</p>   |

## FAMILY UNITY

### 1. FAMILY REUNIFICATION (See also *Children and Adolescents: 8. Unaccompanied Minors: 8.4 Family Reunification*)

*The provisions reproduced below welcome UNHCR's efforts towards family reunification and call on States, in collaboration with UNHCR and other organizations, to take measures to reunite families separated as a result of flight.*

| Resolution / Paragraph<br>Number & Date  | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 51/73, PP7<br>12 Dec 1996<br><br>52/105, PP7<br>12 Dec 1997<br><br>53/122, PP7<br>9 Dec 1998<br><br>54/145, PP7<br>17 Dec 1999 | <i>Welcoming</i> the efforts exerted by the United Nations High Commissioner for Refugees for the reunification of family members of refugees,   |
| 54/146, OP21<br>17 Dec 1999<br><br>55/74, OP24<br>4 Dec 2000   | 21. <i>Recalls</i> that the family is the natural and fundamental group unit of society and that it is entitled to protection by society and the State, and calls upon States, working in close collaboration with the Office of the High Commissioner and other concerned organizations, to take measures to ensure that the refugee's family is protected, including through measures aimed at reuniting family members separated as a result of refugee flight; |
| 56/136, PP7<br><br>19 Dec 2001   | <i>Welcoming</i> the efforts exerted by the United Nations High Commissioner for Refugees to reunite refugees with their families,   |

### 2. PROTECTION OF THE FAMILY

*Several provisions reproduced below recall that the family is entitled to protection and call on States, in collaboration with UNHCR and other organizations, to protect refugee families. One provision requests receiving countries to broaden the definition of the family unit for the purpose of resettlement.*

| Resolution / Paragraph Number & Date                         | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |  |
| 832, PP6<br>21 Oct 1954                                      | <i>Considering</i> that the programme outlined in the report of the High Commissioner contains a number of constructive elements for an effective attempt at achieving a permanent solution to the problems of certain groups of the refugees who are the concern of the High Commissioner, having special regard to family groups,  |
| 54/146, OP21<br>17 Dec 1999<br><br>55/74, OP24<br>4 Dec 2000 | 21. <i>Recalls</i> that the family is the natural and fundamental group unit of society and that it is entitled to protection by society and the State, and calls upon States, working in close collaboration with the Office of the High Commissioner and other concerned organizations, to take measures to ensure that the refugee's family is protected, including through measures aimed at reuniting family members separated as a result of refugee flight; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>               |  |
| 208(VIII), PP4(a)<br>9 March 1949                            | <i>Requests</i> receiving countries to examine sympathetically every possibility:<br><br>(a) Of still further broadening their definition of the family unit when drawing up their resettlement programmes;  |

**3. REQUESTS TO UNHCR** (See also *Children and Adolescents: 8. Unaccompanied Minors: 8.4 Family Reunification*)

*The provisions reproduced below request UNHCR to incorporate policies to prevent family separation into its programmes, in cooperation with other UN bodies.*

| Resolution / Paragraph Number & Date                        | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                         |  |
| 51/73, OP4<br>12 Dec 1996<br><br>52/105, OP4<br>12 Dec 1997 | 4. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees, in cooperation with other relevant United Nations bodies, to incorporate policies that aim at preventing refugee family separation into its programmes, conscious of the importance of family unity; |
| 53/122, OP5<br>9 Dec 1998                                   | 5. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees, in cooperation with other relevant United Nations bodies, to incorporate into its programmes policies that aim at preventing refugee   |



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| 54/145, OP5<br>17 Dec 1999 | family separation, conscious of the importance of family unity;   |
| 56/136, OP5<br>19 Dec 2001 | 5. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees, in cooperation with other relevant United Nations bodies, to incorporate into its programmes policies that aim at preventing the separation of refugee families, conscious of the importance of family unity; |

**4. UNACCOMPANIED MINORS AND FAMILY REUNIFICATION** (See *Children and Adolescents: 8. Unaccompanied Minors: 8.4 "Family Reunification"*)



## GLOBAL CONSULTATIONS / AGENDA FOR PROTECTION

The majority of the provisions reproduced below note or welcome the process of the Global Consultations, with one specific reference made to the meeting in March 2001 on the protection of refugees in mass influx situations. Several provisions note the importance of the process as a forum for open discussion on complex legal and operational protection issues. Other provisions encourage African States to participate actively in the Global Consultations process and Ministerial Meeting of States Parties. Several provisions request the UNHCR to report to the General Assembly on the results of the Global Consultations. Other provisions note the contribution of the process of the Global Consultations to strengthen the international framework for refugee protection and welcome in this connection the Declaration adopted at the Ministerial Meeting of States Parties in December 2001 and the Agenda for Protection.

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 55/74, OP7<br>4 Dec 2000                | 7. <i>Emphasizes</i> that the protection of refugees is primarily the responsibility of States, whose full and effective cooperation, action and political resolve are required to enable the Office of the High Commissioner to fulfil its mandated functions, welcomes the proposal of the Office of the High Commissioner to commence a process of global consultations on international protection, and requests a report thereon;   |
| 55/77, OP18<br>4 Dec 2000               | 18. <i>Notes</i> the proposal of the Office of the United Nations High Commissioner for Refugees to commence a process of global consultations on the international refugee protection regime, and in this context invites African States to participate actively in this process so as to bring their regional perspective to bear, thus ensuring that adequate attention is paid to concerns that are specific to Africa;  |
| 56/135, OP6<br>19 Dec 2001              | 6. <i>Notes</i> the Ministerial Meeting of States Parties to the 1951 Convention relating to the Status of Refugees, to be held at Geneva on 12 and 13 December 2001, and encourages African States parties to the Convention to participate actively in the event;  |
| 56/135, OP7<br>19 Dec 2001              | 7. <i>Welcomes</i> the process of the Global Consultations on International Protection launched by the Office of the High Commissioner, which provides an important forum for open discussion on complex legal and operational protection issues, and in this context invites African States to continue to participate actively in this process so as to bring their regional perspective to bear, thus ensuring that adequate attention is paid to concerns that are specific to Africa; |
| 56/137, OP5<br>19 Dec 2001              | 5. <i>Welcomes</i> the process of Global Consultations on International Protection launched by the Office of the High Commissioner, and acknowledges their importance as a forum for open discussion on complex legal and operational protection issues;   |

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| <p>56/137, OP13<br/>19 Dec 2001</p>              | <p>13. <i>Requests</i> the High Commissioner to report on his activities to the General Assembly at its fifty-seventh session, and to include in his report the results of the Global Consultations on International Protection.</p>   |
| <p>56/166, PP5<br/>19 Dec 2001</p>               | <p>Welcoming also the process of global consultations on international protection launched by the Office of the United Nations High Commissioner for Refugees, and in particular the discussions that took place in March 2001 on the protection of refugees in mass influx situations,</p>  |
| <p>57/183, PP10, OP6 &amp; 7<br/>18 Dec 2002</p> | <p><i>Welcoming</i> in that regard the Declaration adopted at the Ministerial Meeting of States Parties to the 1951 Convention and/or its 1967 Protocol relating to the Status of Refugees, held at Geneva on 12 and 13 December 2001, as an expression of their collective commitment to full and effective implementation of the Convention and Protocol,</p> <p>...</p> <p>6. <i>Takes note</i> of the Ministerial Meeting of States Parties to the 1951 Convention and/or its 1967 Protocol relating to the Status of Refugees as an expression of their collective commitment to full and effective implementation of the Convention and Protocol;</p> <p>7. <i>Welcomes</i> the contribution of the process of Global Consultations on International Protection to strengthening the international framework for refugee protection and to equipping States to better address the challenges in a spirit of dialogue and cooperation, and welcomes in that connection the Agenda for Protection;</p> |
| <p>57/187, OP3 &amp; 6<br/>18 Dec 2002</p>       | <p>3. <i>Notes</i> that the 1951 Convention relating to the Status of Refugees and the 1967 Protocol thereto have continuously served as the cornerstone of the international refugee protection regime, and welcomes in this context the Declaration adopted at the Ministerial Meeting of States Parties to the Convention and/or its Protocol, held at Geneva on 12 and 13 December 2001 to commemorate the fiftieth anniversary of the Convention, as an expression of their collective commitment to full and effective implementation of the Convention and Protocol and to the values they embody;</p> <p>...</p> <p>6. <i>Welcomes</i> the contribution of the process of Global Consultations on International Protection to strengthening the international framework for refugee protection and to equipping States better to address the challenges in a spirit of dialogue and cooperation, and welcomes in this connection the Agenda for Protection;</p>                                    |

## GROUPS WITH SPECIAL NEEDS

### 1. GENERAL

*The provisions reproduced below express concern at the situation of refugees with special needs and draw attention to them. One provision welcomes the special attention paid by the Special Representative of the Secretary-General on Internally Displaced Persons to groups with special needs.*

| Resolution / Paragraph<br>Number & Date        | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| 728 (VIII), PP3<br>23 Oct 1953                 | <i>Having noted with concern</i> the precarious situation of certain groups of refugees within the High Commissioner's mandate, in particular those in need of emergency aid, the considerable number still living in camps, and those requiring special care for whom no satisfactory arrangements have yet been made,  |
| 36/125, PP7<br>14 Dec 1981                     | <i>Considering</i> the continuing and urgent need for a substantial international effort to promote durable solutions to the problems of refugees and displaced persons of concern to the Office of the High Commissioner through voluntary repatriation or return and resettlement, drawing particular attention to women and children refugees, and disabled and elderly refugees, |
| 56/164, OP5<br>19 Dec 2001                     | 5. <i>Welcomes</i> the specific attention paid by the Representative of the Secretary-General to the special protection, assistance and development needs of internally displaced women, children and other groups with specific needs and his commitment to pay more systematic and in-depth attention to their needs;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/5, PP2<br>30 May 1991                     | <i>Aware</i> that the majority of Iraqi refugees and displaced persons are women, the elderly and children, who are particularly vulnerable to hardship,   |

### 2. CHILDREN AND ADOLESCENTS (See *Children and Adolescents*)

3. **DISABLED REFUGEES** (See *Disabled Refugees*)

4. **ELDERLY REFUGEES** (See *Elderly Refugees*)

5. **WOMEN** (See *Women*)

## HOST COUNTRIES

### 1. AID TO HOST COUNTRIES

*The provisions listed below call on the international community to provide aid to countries receiving and hosting refugees. The appeals are either general or made in reference to a particular country or region, indicated in the third column entitled "Subject of Appeal".*

#### Sample Text

*"Calls upon all Member States and regional and international organizations, in particular those of the United Nations system, as well as non-governmental organizations to provide material and economic assistance to African countries of asylum to enable them to withstand the heavy burden imposed on their limited resources and weak infrastructure by the presence in their countries of large numbers of refugees;" (43/117, OP21)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |                                     |
|---------------------------------------|-------------|-------------------------------------|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject of Appeal</b>            |
| 832 (IX), PP4                         | 21 Oct 1954 | General                             |
| 2197 (XXI), OP1(b)                    | 16 Dec 1966 | General                             |
| 33/164, PP6                           | 20 Dec 1978 | Student refugees in southern Africa |
| 35/42, PP9                            | 25 Nov 1980 | Africa                              |
| 35/135, OP3                           | 11 Dec 1980 | General                             |
| 35/180, OP9                           | 15 Dec 1980 | Somalia                             |
| 35/184, PP3                           | 15 Dec 1980 | Student refugees in southern Africa |
| 36/124, PP8                           | 14 Dec 1981 | Africa                              |
| 37/197, PP6                           | 18 Dec 1982 | Africa                              |
| 38/95, OP7                            | 16 Dec 1983 | Student refugees in southern Africa |
| 38/120, PP6                           | 16 Dec 1983 | Africa                              |
| 39/109, OP7                           | 14 Dec 1984 | Student refugees in southern Africa |
| 39/139, PP6                           | 14 Dec 1984 | Africa                              |
| 39/140, OP6                           | 14 Dec 1984 | General                             |
| 40/117, PP9                           | 13 Dec 1985 | Africa                              |
| 40/118, OP10                          | 13 Dec 1985 | General                             |
| 40/138, OP7                           | 13 Dec 1985 | Student refugees in southern Africa |
| 41/122, PP10                          | 4 Dec 1986  | Africa                              |
| 41/124, OP11                          | 4 Dec 1986  | General                             |
| 41/136, OP7                           | 4 Dec 1986  | Student refugees in southern Africa |
| 42/107, PP8 & 10                      | 7 Dec 1987  | Africa                              |
| 42/109, PP11 & OP12                   | 7 Dec 1987  | General                             |
| 42/138, OP7                           | 7 Dec 1987  | Student refugees in southern Africa |
| 43/117, PP14 & OP14                   | 8 Dec 1988  | General                             |
| 43/118, OP6                           | 8 Dec 1988  | Central America                     |
| 43/149, OP7                           | 8 Dec 1988  | Student refugees in southern Africa |
| 44/17, OP21                           | 1 Nov 1989  | Africa                              |
| 44/136, OP4                           | 15 Dec 1989 | Southern Africa                     |
| 44/137, OP18                          | 15 Dec 1989 | General                             |

|  |              |                  |
|--|--------------|------------------|
| 44/139, OP9                                    | 15 Dec 1989  | Central America  |
| 45/13, OP15                                    | 7 Nov 1990   | Africa           |
| 45/140 A, OP20                                 | 14 Dec 1990  | General          |
| 45/171, OP8                                    | 18 Dec 1990  | Southern Africa  |
| 46/106, PP10 & OP17                            | 16 Dec 1991  | General          |
| 47/105, PP10 & OP22                            | 16 Dec 1992  | General          |
| 48/116, OP9                                    | 20 Dec 1993  | General          |
| 49/24, OP3                                     | 2 Dec 1994   | Rwandan Refugees |
| 49/169, OP8                                    | 23 Dec 1994  | General          |
| 49/174, PP9 & OP9                              | 23 Dec 1994  | Africa           |
| 50/149, OP21                                   | 21 Dec 1995  | Africa           |
| 50/152, OP24                                   | 21 Dec 1995  | General          |
| 51/71, OP20                                    | 12 Dec 1996  | Africa           |
| 51/75, OP20                                    | 12 Dec 1996  | General          |
| 52/101, OP20                                   | 12 Dec 1997  | Africa           |
| 52/103, OP17                                   | 12 Dec 1997  | General          |
| 52/132, OP5                                    | 12 Dec 1997  | General          |
| 53/125, OP7 & 21                               | 9 Dec 1998   | General          |
| 54/146, OP8 & 23                               | 17 Dec 1999  | General          |
| 54/147, OP21                                   | 17 Dec 1999  | Africa           |
| 55/74, OP9 & 25                                | 4 Dec 2000   | General          |
| 55/77, OP27                                    | 4 Dec 2000   | Africa           |
| 56/135, PP13, OP23 & 26                        | 19 Dec 2001  | Africa           |
| 56/137, OP8                                    | 19 Dec 2001  | General          |
| 56/166, OP6                                    | 19 Dec 2001  | General          |
| 57/183, OP25, 27 & 30                          | 18 Dec 2002  | Africa           |
| 57/187, OP9                                    | 18 Dec 2002  | General          |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |              |                  |
| 1980/55, OP5                                   | 24 July 1980 | Africa           |
| 1981/31, OP8                                   | 6 May 1981   | Somalia          |

## **2. IMPACT ON HOST COUNTRIES**

### **2.1 GENERAL**

*The provisions reproduced below express concern about the impact of the presence of refugees on the infrastructure, security, stability, socio-economic development and environment of host countries. One provision requests UNHCR to assess the negative impacts of large refugee populations on host communities. Another provision requests the Secretary-General to study and assess the environmental and socio-economic impact of the prolonged presence of refugees in host countries, with a view to rehabilitating those areas.*



| Resolution / Paragraph Number & Date                         | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |  |
| 35/124, PP6<br>11 Dec 1980                                   | <i>Noting</i> that, in addition to creating individual human misery, flows of refugees can impose great political, economic and social burdens upon the international community as a whole, with particularly dire effects on developing countries with limited resources of their own,  |
| 41/139, PP5<br>4 Dec 1986                                    | <i>Gravely concerned</i> at the serious social and economic impact of the massive presence of refugees, as well as its far-reaching consequences for the country's development, security and stability,  |
| 42/129, PP5<br>7 Dec 1987                                    | <i>Gravely concerned</i> at the continuing serious social and economic impact of the massive presence of refugees, as well as its far-reaching consequences for the country's development, security and stability,   |
| 45/160, OP4<br>18 Dec 1990                                   | 4. <i>Expresses</i> grave concern at the serious and far-reaching consequences of the presence of massive numbers of refugees on the security and stability of the country and the overall negative impact on its basic infrastructure and socio-economic development;   |
| 46/108, PP37<br>16 Dec 1991                                  | <i>Gravely concerned</i> about the continuing serious social and economic impact of the massive presence of these refugees, as well as its far-reaching consequences for the country's long-term development process,  |
| 46/108, OP4 & 10<br>16 Dec 1991                              | 4. <i>Expresses</i> deep concern at the serious and far-reaching consequences of the massive presence of refugees and displaced persons in the countries concerned and the implications for their long-term socio-economic development;<br><br>...<br><br>10. <i>Requests</i> the Secretary-General to study and assess the environmental and socio-economic impact of the prolonged presence of refugees in the host countries with a view to rehabilitating those areas; |
| 48/118, OP3<br>20 Dec 1993<br><br>49/174, OP3<br>23 Dec 1994 | 3. <i>Expresses</i> deep concern at the serious and far-reaching consequences of the presence of large numbers of refugees and displaced persons in the countries concerned and the implications for the security environment and their long-term socio-economic development;  |
| 49/24, PP5 & OP1<br>2 Dec 1994                               | <i>Also bearing in mind</i> the large-scale material destruction, the Deterioration of the economic, social and health infrastructure and the Ecological devastation in the areas receiving refugees from Rwanda,<br><br>...   |

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|  | 1. <i>Expresses</i> its deep concern at the grave social, economic, health and ecological impact of the massive and unexpected presence of refugees in countries which are neighbours of Rwanda;   |
| 50/149, OP15<br>21 Dec 1995  | 15. <i>Calls upon</i> the Office of the United Nations High Commissioner for Refugees, in conjunction with host Governments, United Nations and non-governmental organizations and the international community, to undertake an early assessment of the negative impacts of large refugee concentrations on the host communities, with a view to initiating timely and concrete measures to prevent damage and to assist in its repair, especially damage caused by mass refugee influxes to the environment and ecosystems in host countries; |
| 51/71, OP3<br>12 Dec 1996<br><br>52/101, OP3<br>12 Dec 1997<br><br>53/126, OP4<br>9 Dec 1998                                   | 3. <i>Expresses</i> deep concern at the serious and far-reaching consequences of large numbers of refugees and displaced persons in the receiving countries and the implications for security, long-term socio-economic development and the environment;   |
| 53/1/N, PP6<br>8 Dec 1998  | <i>Bearing in mind</i> the evident impact of the flow of refugees on the basic infrastructure, the environment and the life and property of local populations in the host countries,   |
| 54/147, OP2<br>17 Dec 1999<br><br>55/77, OP2<br>4 Dec 2000<br><br>56/135, OP2<br>19 Dec 2001<br><br>57/183, OP2<br>18 Dec 2002 | 2. <i>Notes with concern</i> that the declining socio-economic situation, compounded by political instability, internal strife, human rights violations and natural disasters, has led to increased numbers of refugees and displaced persons in some countries of Africa, and remains particularly concerned about the impact of large-scale refugee populations on the security, socio-economic situation and environment of countries of asylum;  |
| 57/113B, PP19<br>6 Dec 2002  | <i>Acknowledging</i> that those refugees constitute a continuing socio-economic burden for the host neighbouring countries, expressing its gratitude to those countries that continue to host Afghan refugee populations, and, at the same time, once again calling upon all groups to continue to fulfil their obligations for the protection of refugees and internally displaced persons and to allow international access for their protection and care,   |

**2.2 DEVELOPMENT** (See *Development: 4. Impact of Refugee Flows on Development*)

### 2.3 ENVIRONMENT (See *Environment*)

### 2.4 SECURITY

*The provisions reproduced below note that massive flows of refugees can affect the domestic order and stability of host countries and regions, and can thus endanger international peace and security.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/124, PP7<br>11 Dec 1980              | <i>Considering</i> that massive flows of refugees may not only affect the domestic order and stability of receiving States but also jeopardize the stability of entire regions and thus endanger international peace and security,   |
| 36/148, PP8<br>16 Dec 1981              | <i>Stressing</i> that massive flows of refugees may not only affect the domestic order and stability of receiving States but also jeopardize the political and social stability and the economic development of entire regions and thus endanger international peace and security, |



## HUMAN RIGHTS & INTERNATIONAL PROTECTION

### 1. GENERAL

*A number of the provisions reproduced below recall or reaffirm human rights norms and instruments, or recognize the need for the promotion of human rights to achieve self-sufficiency and family security for refugees. Other provisions note that ExCom has acknowledged the relevance of human rights to refugee problems. One provision welcomes the refugee-related results of the Vienna Conference on Human Rights.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 36/148, PP7<br>16 Dec 1981              | <i>Reaffirming</i> the inviolability of the provisions of the Charter of the United Nations and the Universal Declaration of Human Rights and of other existing international instruments, norms and principles relevant, <i>inter alia</i> , to responsibilities of States with regard to averting new massive flows of refugees, as well as to the status and the protection of refugees, and also reaffirming the framework of competences of existing international organizations and institutions,   |
| 43/117, OP11<br>8 Dec 1988              | <i>Recognizing</i> that the enhancement of basic economic and social rights is essential to the achievement of self-sufficiency and family security for refugees, as well as to the process of re-establishing the dignity of the human person and realizing durable solutions to refugee problems,   |
| 44/137, PP10<br>15 Dec 1989             | <i>Recognizing</i> that the promotion of fundamental human rights is essential to the achievement of self-sufficiency and family security for refugees, as well as to the process of re-establishing the dignity of the human person and realizing durable solutions to refugee problems,   |
| 45/140, OP15<br>14 Dec 1990             | 15. <i>Endorses</i> the conclusion on the note on international protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, in which, in particular, the Executive Committee recognized the importance of human rights and humanitarian principles and recognized that the current size and characteristics of the refugee and asylum problem necessitate appropriate reassessment of international responses to the problem to date, with a view to developing comprehensive approaches to meet present realities, and at the same time noted the difference between refugees and persons seeking to migrate for economic and related reasons; |
| 45/153, PP10<br>18 Dec 1990             | <i>Noting</i> that the Executive Committee of the Programme of the United Nations High Commissioner for Refugees has specifically acknowledged the direct relationship between observance of human rights standards, refugee movements and problems of protection,  |

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| 48/116, PP4<br>20 Dec 1993              | <i>Welcoming</i> the Vienna Declaration and Programme of Action of the World Conference on Human Rights, particularly as it reaffirms the right to seek and enjoy asylum, and the right to return to one's country,   |
| 48/135, PP2<br>20 Dec 1993              | <i>Recalling</i> the relevant norms of international human rights instruments as well as of international humanitarian law,   |
| 48/139, OP6<br>20 Dec 1993              | 6. <i>Notes</i> that the Executive Committee of the Programme of the United Nations High Commissioner for Refugees has specifically acknowledged the direct relationship between the observance of human rights standards, refugee movements, problems of protection and solutions;   |
| 53/125, OP4<br>9 Dec 1998               | 4. <i>Notes</i> that the fiftieth anniversary of the Universal Declaration of Human Rights is being commemorated in 1998, and calls upon all States to reaffirm their commitment to the Declaration as a fundamental step towards protection for everyone;  |
| 54/180, PP4<br>17 Dec 1999              | <i>Recalling</i> all relevant human rights standards, including the Universal Declaration of Human Rights, the principles of international protection for refugees and the general conclusion of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees on international protection and the fact that asylum applicants should have access to fair and expeditious status-determination procedures,  |
| 57/206, PP4 <sup>1</sup><br>18 Dec 2002 | <i>Convinced</i> that human rights education and information contribute to the concept of development consistent with the dignity of women and men of all ages, which takes into account particularly vulnerable segments of society of all ages, such as children, youth, older persons, indigenous people, minorities, rural and urban poor, migrant workers, refugees, persons with the human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS) and disabled persons, |

## **2. CAUSES OF REFUGEE FLOWS AND PREVENTIVE ACTION** (See also *Mass Influxes: 5. Human Rights Violations and Mass Exoduses*)

*The majority of the provisions reproduced below note that human rights violations are a principal cause of refugee flows or request States to secure human rights in order to avert refugee flows. A number of provisions note the need to protect human rights in order to prevent displacement. Several provisions endorse ExCom's reference to the desirability of prevention through the observance of human rights, and note that ExCom has acknowledged the link between the observance of human rights and refugee movements. Two provisions recognize the role that human rights bodies could play to address human rights violations that cause refugee movements.*

<sup>1</sup> See also A/RES/57/212, PP9, 18 Dec 2002.

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 36/148, PP7<br>16 Dec 1981  | <p><i>Reaffirming</i> the inviolability of the provisions of the Charter of the United Nations and the Universal Declaration of Human Rights and of other existing international instruments, norms and principles relevant, <i>inter alia</i>, to responsibilities of States with regard to averting new massive flows of refugees, as well as to the status and the protection of refugees, and also reaffirming the framework of competences of existing international organizations and institutions,</p>  |
| 37/186, PP3<br>17 Dec 1982  | <p><i>Conscious</i> that human rights violations are among the principal factors in the complex and multiple root causes of mass exoduses and displacements of population,</p>   |
| 38/103, PP3 & PP8<br>16 Dec 1983  | <p><i>Conscious</i> that human rights violations are among the principal factors in the complex and multiple causes of mass exoduses of population,</p> <p>...</p> <p><i>Recognizing</i> that the study on human rights and massive exoduses by the Special Rapporteur of the Commission on Human Rights can make an important contribution to the development of international thinking on the present problem of mass exoduses and their causes, and thus help in the prevention of further mass movements of population and the mitigation of their consequences,</p>   |
| 39/117, PP3<br>14 Dec 1984<br><br>40/149, PP3<br>13 Dec 1985<br><br>41/148, PP3<br>4 Dec 1986                   | <p><i>Conscious</i> of the fact that human rights violations are among the multiple and complex factors causing mass exoduses of refugees, as indicated in the study of the Special Rapporteur of the Commission on Human Rights on this subject,</p>  |
| 42/144, PP3 & OP4<br>7 Dec 1987<br><br>44/164, PP3 & OP3<br>15 Dec 1989<br><br>46/127, PP3 & OP3<br>17 Dec 1991 | <p><i>Conscious</i> of the fact that human rights violations are one of the multiple and complex factors causing mass exoduses of refugees and displaced persons, as indicated in the study of the Special Rapporteur of the Commission on Human Rights on this subject and also in the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees,</p> <p>...</p> <p>4. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights, as this would contribute to averting new massive flows of refugees and displaced persons;</p> |
| 43/154, OP3   | <p>3. <i>Requests</i> all Governments to ensure the effective implementation of the</p>  |

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| 8 Dec 1988                           | relevant international instruments, in particular in the field of human rights, as this would contribute to averting new massive flows of refugees and displaced persons;   |
| 44/137, OP10<br>15 Dec 1989          | 10. <i>Endorses</i> the conclusions on durable solutions and refugee protection adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which the Executive Committee recognized the need for the active promotion of solutions by the international community and by countries of origin, asylum and resettlement, in accordance with their respective obligations and responsibilities and the desirability of prevention through, <i>inter alia</i> , the observance of human rights, as the best solution;   |
| 45/153, PP3, 10 & OP3<br>18 Dec 1990 | <p><i>Conscious</i> of the fact that human rights violations are one of the multiple and complex factors causing mass exoduses of refugees and displaced persons, as indicated in the study of the Special Rapporteur of the Commission on Human Rights on this subject and also in the report of the Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees,</p> <p>...</p> <p><i>Noting</i> that the Executive Committee of the Programme of the United Nations High Commissioner for Refugees has specifically acknowledged the direct relationship between observance of human rights standards, refugee movements and problems of protection,</p> <p>...</p> <p>3. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights, as this would contribute to averting new massive flows of refugees and displaced persons;</p> |
| 47/105, OP16 & 17<br>16 Dec 1992     | <p>16. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p> <p>17. <i>Notes</i> the relationship between situations giving rise to refugee flows and lack of respect for human rights, and encourages the High Commissioner to continue her efforts to increase cooperation with the Commission on Human Rights, the Centre for Human Rights of the Secretariat and relevant organizations;</p>  |
| 48/116, OP18<br>20 Dec 1993          | 18. <i>Notes</i> the relationship between safeguarding human rights and preventing refugee problems, and reiterates its support for the High Commissioner's efforts to increase cooperation between her Office and the Commission on Human Rights, the Centre for Human Rights of the Secretariat and other relevant international bodies and organizations;  |
| 48/139, PP4, OP3 & 6<br>20 Dec 1993  | <p><i>Conscious</i> of the fact that human rights violations are one of the multiple and complex factors causing mass exoduses of refugees and displaced persons,</p> <p>...</p>  |



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|  | <p>3. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights and humanitarian law, as this would contribute to averting new massive flows of refugees and displaced persons;</p> <p>...</p> <p>6. <i>Notes</i> that the Executive Committee of the Programme of the United Nations High Commissioner for Refugees has specifically acknowledged the direct relationship between the observance of human rights standards, refugee movements, problems of protection and solutions;</p>  |
| <p>49/169, OP21<br/>23 Dec 1994</p>          | <p>21. <i>Notes</i> the relationship between safeguarding human rights and preventing refugee situations, and welcomes the High Commissioner's growing cooperation with the United Nations High Commissioner for Human Rights and her continued cooperation with the Centre for Human Rights of the Secretariat and the Commission on Human Rights;</p>   |
| <p>50/152, OP9<br/>21 Dec 1995</p>           | <p>9. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to address some of the causes of refugee movements and for States to fulfil their humanitarian responsibilities in reintegrating returning refugees and, in this connection, calls upon the Office of the United Nations High Commissioner for Refugees, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights;</p>   |
| <p>50/182, PP2 &amp; OP3<br/>22 Dec 1995</p> | <p><i>Recalling</i> its previous relevant resolutions, as well as those of the Commission on Human Rights, in particular Commission resolution 1995/88 of 8 March 1995, and the conclusions of the World Conference on Human Rights, which recognized that gross violations of human rights, including in armed conflicts, are among the multiple and complex factors leading to displacement of people, and the need for a comprehensive approach by the international community to address root causes and effects of movements of refugees and other displaced persons and the strengthening of emergency preparedness and response mechanisms,</p> <p>...</p> <p>3. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p> |
| <p>51/70, PP5<br/>12 Dec 1996</p>            | <p><i>Recalling</i> that the protection and promotion of human rights and the strengthening of democratic institutions are essential to prevent mass population displacement,</p>   |
| <p>51/71, OP2<br/>12 Dec 1996</p>            | <p>2. <i>Notes with concern</i> that the effects of political instability, internal strife, human rights violations and natural disasters such as drought have led to increased numbers of refugees and displaced persons in some countries of Africa;</p>  |

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| <p>51/75, OP10 &amp; 14<br/>12 Dec 1996</p>                             | <p>10. <i>Underlines</i> the interrelationship between protection and solutions, as well as the desirability of prevention, including through respect for human rights and the implementation of relevant instruments and standards, and emphasizes the responsibility of States to resolve refugee situations and to ensure conditions that do not compel people to flee in fear, to uphold the institution of asylum, to create conditions conducive to voluntary repatriation, to take steps to meet essential humanitarian needs and to cooperate with countries on whom the large-scale presence of refugees weighs most heavily;</p> <p>...</p> <p>14. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to fulfil their humanitarian responsibilities in reintegrating returning refugees, and, in this connection, calls upon the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights;</p> |
| <p>52/103, OP14<br/>12 Dec 1997</p>                                     | <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p>  |
| <p>52/132, PP2 &amp; OP3<br/>12 Dec 1997</p>                            | <p><i>Recalling</i> its previous relevant resolutions, as well as those of the Commission on Human Rights, in particular Commission resolution 1997/75 of 18 April 1997, and the conclusions of the World Conference on Human Rights, which recognized that gross violations of human rights, including in armed conflicts, are among the multiple and complex factors leading to displacement of people,</p> <p>...</p> <p>3. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p>  |
| <p>53/123, PP9<br/>9 Dec 1998<br/><br/>56/134, PP13<br/>19 Dec 2001</p> | <p><i>Recalling</i> that the protection and promotion of human rights and the strengthening of democratic institutions are essential to prevent mass population displacement,</p>   |

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| 54/147, OP6<br>17 Dec 1999        | 6. <i>Notes also</i> the link, <i>inter alia</i> , between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the Organization of African Unity, to promote and protect human rights for all and to address these problems;   |
| 54/180, PP10 & OP2<br>17 Dec 1999 | <i>Recognizing</i> that the human rights machinery of the United Nations, including the mechanisms of the Commission on Human Rights and the human rights treaty bodies, has important capabilities to address human rights violations that cause movements of refugees and displaced persons or prevent durable solutions to their plight,<br><br>...<br><br>2. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities; |
| 55/77, OP12<br>4 Dec 2000         | 12. <i>Also notes</i> the link, <i>inter alia</i> , between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the Organization of African Unity, to promote and protect human rights for all and to address these problems;  |
| 56/166, PP10<br>19 Dec 2001       | <i>Recognizing</i> that the human rights machinery of the United Nations, including the mechanisms of the Commission on Human Rights and the human rights treaty bodies, has important capabilities to address human rights violations that cause movements of refugees and displaced persons or prevent durable solutions to their plight,  |

### **3. CO-OPERATION / CO-ORDINATION BETWEEN HUMAN RIGHTS BODIES AND UNHCR**

*A number of the provisions reproduced below welcome existing co-operation or encourage UNHCR to increase co-operation with human rights bodies in general or with respect to particular activities such as training of government officials. Several provisions encourage UNHCR to co-operate with the High Commissioner for Human Rights (HCHR) and others in the protection of human rights in emergency situations in Africa. Other provisions call on UNHCR to strengthen support of national efforts at capacity-building in co-operation with the HCHR. A number of provisions call on HCHR or other UN human rights bodies to pay attention to human rights situations that threaten to produce refugee flows, in co-operation with UNHCR. Several provisions recognize the complementarity between the human rights and humanitarian action systems, particularly the mandates of HCHR and UNHCR, and affirm the need for co-operation between the two systems and institutions.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

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| <p>47/105, OP17<br/>16 Dec 1992</p>          | <p>17. <i>Notes</i> the relationship between situations giving rise to refugee flows and lack of respect for human rights, and encourages the High Commissioner to continue her efforts to increase cooperation with the Commission on Human Rights, the Centre for Human Rights of the Secretariat and relevant organizations;</p>   |
| <p>48/116, OP16 &amp; 18<br/>20 Dec 1993</p> | <p>16. <i>Reaffirms</i> the importance of promoting and disseminating refugee law and principles for the protection of refugees as well as of facilitating the prevention of and solutions to refugee problems, and encourages the High Commissioner to continue to strengthen the promotion and training activities of her Office, <i>inter alia</i>, through increased cooperation with bodies and organizations concerned with human rights and humanitarian law;</p> <p>...</p> <p>18. <i>Notes</i> the relationship between safeguarding human rights and preventing refugee problems, and reiterates its support for the High Commissioner's efforts to increase cooperation between her Office and the Commission on Human Rights, the Centre for Human Rights of the Secretariat and other relevant international bodies and organizations;</p> |
| <p>49/169, OP21<br/>23 Dec 1994</p>          | <p>21. <i>Notes</i> the relationship between safeguarding human rights and preventing refugee situations, and welcomes the High Commissioner's growing cooperation with the United Nations High Commissioner for Human Rights and her continued cooperation with the Centre for Human Rights of the Secretariat and the Commission on Human Rights;</p>   |
| <p>50/149, OP14<br/>21 Dec 1995</p>          | <p>14. <i>Encourages</i> the Office of the United Nations High Commissioner for Refugees to continue to cooperate with the office of the United Nations High Commissioner for Human Rights in the promotion and protection of human rights and fundamental freedoms in emergency humanitarian situations in Africa;</p>   |
| <p>50/152, OP9<br/>21 Dec 1995</p>           | <p>9. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to address some of the causes of refugee movements and for States to fulfil their humanitarian responsibilities in reintegrating returning refugees and, in this connection, calls upon the Office of the United Nations High Commissioner for Refugees, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights;</p>     |
| <p>50/182, OP7 &amp; 9<br/>22 Dec 1995</p>   | <p>7. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to continue seeking information, where appropriate, on problems resulting in mass exoduses of populations or impeding their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights, for appropriate action within his mandate, in consultation with the United Nations High Commissioner for Refugees;</p>  |

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|   | <p>...</p> <p>9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in accordance with his mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, and in cooperation with the United Nations High Commissioner for Refugees, to pay attention to situations that cause or threaten to cause mass exoduses and to address effectively such situations through emergency preparedness and response mechanisms, including information-sharing with United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation;</p>   |
| <p>51/71, OP14<br/>12 Dec 1996</p>            | <p>14. <i>Encourages</i> the Office of the High Commissioner to continue to cooperate with the office of the United Nations High Commissioner for Human Rights in the promotion and protection of human rights and fundamental freedoms in emergency humanitarian situations in Africa;</p>  |
| <p>51/75, OP14<br/>12 Dec 1996</p>            | <p>14. <i>Reiterates</i> the relationship between safeguarding human rights and preventing refugee situations, recognizes that the effective promotion and protection of human rights and fundamental freedoms, including through institutions that sustain the rule of law, justice and accountability, are essential for States to fulfil their humanitarian responsibilities in reintegrating returning refugees, and, in this connection, calls upon the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights;</p>  |
| <p>52/103, OP14<br/>12 Dec 1997</p>           | <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p> |
| <p>52/132, OP3, 7 &amp; 9<br/>12 Dec 1997</p> | <p>3. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p> <p>...</p> <p>7. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems which may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports, and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High</p>   |

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|  | <p>Commissioner for Refugees;</p> <p>...</p> <p>9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations which cause or threaten to cause mass exoduses and to contribute to efforts to address such situations effectively through protection measures, emergency preparedness and response mechanisms, including information sharing with the United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation in countries of origin as well as host countries;</p>  |
| <p>53/126, OP16</p> <p>9 Dec 1998</p>                                      | <p>16. <i>Encourages</i> the Office of the United Nations High Commissioner for Refugees to continue to cooperate with the Office of the United Nations High Commissioner for Human Rights, within their respective mandates, in the promotion and protection of human rights and fundamental freedoms in emergency humanitarian situations in Africa;</p>   |
| <p>54/147, OP7</p> <p>17 Dec 1999</p> <p>55/77, OP13</p> <p>4 Dec 2000</p> | <p>7. <i>Encourages</i> the Office of the United Nations High Commissioner for Refugees to continue to cooperate with the Office of the United Nations High Commissioner for Human Rights and the African Commission on Human and Peoples' Rights, within their respective mandates, in the promotion and protection of the human rights and fundamental freedoms of refugees, returnees and displaced persons in Africa;</p>  |
| <p>54/180, PP11, OP6 &amp; 8</p> <p>17 Dec 1999</p>                        | <p><i>Recognizing</i> the complementarity between the systems for the protection of human rights and for humanitarian action, in particular the mandates of the United Nations High Commissioner for Human Rights and the United Nations High Commissioner for Refugees, as well as the work of the representative of the Secretary-General on internally displaced persons and the Special Representative of the Secretary-General for Children and Armed Conflict and that cooperation between them, in accordance with their respective mandates, as well as coordination between the human rights, political and security components of United Nations operations, make important contributions to the promotion and protection of human rights of persons forced into mass exodus and displacement,</p> <p>...</p> <p>6. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems that may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>...</p> <p>8. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution</p> |

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|   | <p>48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively through promotion and protection measures, emergency preparedness and response mechanisms, early warning and information sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;</p>   |
| <p>56/166, PP11, OP9 &amp; 11<br/>19 Dec 2001</p> | <p><i>Recognizing also</i> the complementarity between the systems for the protection of human rights and for humanitarian action, in particular the mandates of the United Nations High Commissioner for Human Rights and the United Nations High Commissioner for Refugees, as well as the work of the Representative of the Secretary-General on internally displaced persons and the Special Representative of the Secretary-General for Children and Armed Conflict, and that cooperation between them, in accordance with their respective mandates, as well as coordination between the human rights, political and security components of United Nations operations, make important contributions to the promotion and protection of the human rights of persons forced into mass exodus and displacement,</p> <p>...</p> <p>9. <i>Encourages</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems that may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>...</p> <p>11. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively and promote sustainable returns through promotion and protection measures, including human rights monitoring in respect of those who fled or have returned as part of mass exoduses, emergency preparedness and response mechanisms, early warning and information-sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;</p> |

#### 4. DURABLE SOLUTIONS AND HUMAN RIGHTS

*The provisions reproduced below recognize that the promotion of human rights is necessary to achieve durable solutions or emphasize the need for new approaches to durable solutions based on respect for fundamental human rights. One provision notes that ExCom has acknowledged the relationship between the observance of human rights and solutions for refugee problems.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 44/137, PP10<br>15 Dec 1989          | <i>Recognizing</i> that the promotion of fundamental human rights is essential to the achievement of self-sufficiency and family security for refugees, as well as to the process of re-establishing the dignity of the human person and realizing durable solutions to refugee problems,   |
| 45/140, PP8<br>14 Dec 1990           | <i>Emphasizing</i> the need for States to assist, on as wide a basis as possible, the efforts of the Office of the High Commissioner in its search for durable and timely solutions to the problems of refugees based on new approaches that meet the current size and characteristics of these problems and are built on respect for fundamental human rights and basic internationally agreed protection principles and concerns, |
| 47/105, PP8<br>16 Dec 1992           | <i>Emphasizing</i> the need for States to assist the High Commissioner in her efforts to find durable and timely solutions to the problems of refugees based on new approaches that take into account the current size and characteristics of these problems and are built on respect for fundamental freedoms and human rights and internationally agreed protection principles and concerns,                                      |
| 48/139, OP6<br>20 Dec 1993           | 6. <i>Notes</i> that the Executive Committee of the Programme of the United Nations High Commissioner for Refugees has specifically acknowledged the direct relationship between the observance of human rights standards, refugee movements, problems of protection and solutions;   |

#### 5. EARLY WARNING, INFORMATION SHARING AND HUMAN RIGHTS (See also *Early Warning*)

*The provisions reproduced below call on the High Commissioner for Human Rights or other UN human rights bodies (through the High Commissioner for Human Rights), in co-operation with UNHCR, to monitor situations which threaten to cause refugee movements or impede return and to share any information with early warning mechanisms. Two provisions request all UN bodies to co-operate with mechanisms of the Commission on Human Rights and provide them with information on human rights situations related to refugees and displaced persons.*



| Resolution / Paragraph<br>Number & Date         | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>             |   |
| <p>50/182, PP2, OP7 &amp; 9<br/>22 Dec 1995</p> | <p><i>Recalling</i> its previous relevant resolutions, as well as those of the Commission on Human Rights, in particular Commission resolution 1995/88 of 8 March 1995, and the conclusions of the World Conference on Human Rights, which recognized that gross violations of human rights, including in armed conflicts, are among the multiple and complex factors leading to displacement of people, and the need for a comprehensive approach by the international community to address root causes and effects of movements of refugees and other displaced persons and the strengthening of emergency preparedness and response mechanisms,</p> <p>...</p> <p>7. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to continue seeking information, where appropriate, on problems resulting in mass exoduses of populations or impeding their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights, for appropriate action within his mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>...</p> <p>9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in accordance with his mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, and in cooperation with the United Nations High Commissioner for Refugees, to pay attention to situations that cause or threaten to cause mass exoduses and to address effectively such situations through emergency preparedness and response mechanisms, including information-sharing with United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation;</p> |
| <p>52/132, OP7 &amp; 9<br/>12 Dec 1997</p>      | <p>7. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems which may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports, and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>...</p> <p>9. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations which cause or threaten to cause mass exoduses and to</p>   |

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|   | <p>contribute to efforts to address such situations effectively through protection measures, emergency preparedness and response mechanisms, including information sharing with the United Nations early-warning mechanisms, and the provision of technical advice, expertise and cooperation in countries of origin as well as host countries;</p>   |
| <p>54/180, OP6, 7 &amp; 8<br/>17 Dec 1999</p>   | <p>6. <i>Invites</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems that may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>...</p> <p>7. <i>Requests</i> all United Nations bodies, acting within their mandates, the specialized agencies and governmental, intergovernmental and non-governmental organizations to cooperate fully with all mechanisms of the Commission on Human Rights and, in particular, to provide them with all relevant information in their possession on the human rights situations creating or affecting refugees and displaced persons;</p> <p>8. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively through promotion and protection measures, emergency preparedness and response mechanisms, early warning and information sharing, technical advice, expertise and cooperation in countries of origin as well as host countries;</p> |
| <p>56/166, OP9, 10 &amp; 11<br/>19 Dec 2001</p> | <p>9. <i>Encourages</i> the special rapporteurs, special representatives and working groups of the Commission on Human Rights and the United Nations human rights treaty bodies, acting within their mandates, to seek information, where appropriate, on human rights problems that may result in mass exoduses of populations or impede their voluntary return home and, where appropriate, to include such information, together with recommendations thereon, in their reports and to bring such information to the attention of the United Nations High Commissioner for Human Rights for appropriate action in fulfilment of her mandate, in consultation with the United Nations High Commissioner for Refugees;</p> <p>10. <i>Requests</i> all United Nations bodies, acting within their mandates, the specialized agencies and governmental, intergovernmental and non-governmental organizations to cooperate fully with all mechanisms of the Commission on Human Rights and, in particular, to provide them with all relevant information in their possession on the human rights situations creating or affecting refugees and displaced persons;</p> <p>11. <i>Requests</i> the United Nations High Commissioner for Human Rights, in the exercise of her mandate, as set out in General Assembly resolution 48/141 of 20 December 1993, to coordinate human rights activities throughout the United Nations system and, in cooperation with the United</p>  |

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|  | Nations High Commissioner for Refugees, to pay particular attention to situations that cause or threaten to cause mass exoduses or displacements and to contribute to efforts to address such situations effectively and promote sustainable returns through promotion and protection measures, including human rights monitoring in respect of those who fled or have returned as part of mass exoduses, emergency preparedness and response mechanisms, early warning and information-sharing, technical advice, expertise and cooperation in countries of origin as well as host countries; |
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**6. INTERNALLY DISPLACED PERSONS AND HUMAN RIGHTS** (See *Internally Displaced Persons: 7. Human Rights and Humanitarian Issues relating to Internally Displaced Persons*)

**7. REQUEST TO STATES TO SECURE HUMAN RIGHTS**

*The provisions reproduced below request States to secure human rights for a number of purposes, including, inter alia, prevention of displacement, improvement in the legal status of refugees, protection of women and children and the humane treatment of asylum-seekers. Several provisions make specific reference to securing the rights of persons belonging to minorities. Two provisions request the protection of human rights in Africa, and one provision calls on States to reaffirm their commitment to the Universal Declaration of Human Rights.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 2399(XXIII), OP2(b)<br>6 Dec 1968    | 2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner’s humanitarian task by:<br><br>...<br><br>(b) Improving the legal status of refugees residing in their territory, <i>inter alia</i> , by acceding to the international instruments relating to refugees and by treating new refugee situations in accordance with the principles and spirit of the Declaration on Territorial Asylum and the Universal Declaration of Human Rights; |
| 35/135, OP1<br>11 Dec 1980           | 1. <i>Requests</i> all States to co-operate with the United Nations High Commissioner for Refugees in order to assure full protection of the well-being of women and children in particular, in accordance with their fundamental rights under international law and national legislation;  |

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| <p>42/144, OP4<br/>7 Dec 1987</p> <p>43/154, OP3<br/>8 Dec 1988</p> <p>44/164, OP3<br/>15 Dec 1989</p> <p>45/153, OP3<br/>18 Dec 1990</p> <p>46/127, OP3<br/>17 Dec 1991</p> | <p>4. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights, as this would contribute to averting new massive flows of refugees and displaced persons;</p>  |
| <p>47/105, OP16<br/>16 Dec 1992</p> <p>50/182, OP3<br/>22 Dec 1995</p> <p>52/132, OP3<br/>12 Dec 1997</p> <p>54/180, OP2<br/>17 Dec 1999</p>                                 | <p>16. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p>   |
| <p>48/139, OP3<br/>20 Dec 1993</p>   | <p>3. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights and humanitarian law, as this would contribute to averting new massive flows of refugees and displaced persons;</p>   |
| <p>49/169, OP3<br/>23 Dec 1994</p>   | <p>3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p> |
| <p>50/152, OP3<br/>21 Dec 1995</p>   | <p>3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the protection of refugees, to ensure respect for the principles of refugee protection, including the fundamental principle of non-refoulement, as well as the humane treatment of asylum-seekers and refugees in accordance with internationally recognized human rights and humanitarian norms;</p>  |
| <p>51/75, OP5<br/>12 Dec 1996</p>  | <p>5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights and</p>  |

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|   | humanitarian norms;   |
| 52/103, OP3<br>12 Dec 1997                                | 3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular numerous serious threats to the security or well-being of refugees, refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms; |
| 53/125, OP4<br>9 Dec 1998                                 | 4. <i>Notes</i> that the fiftieth anniversary of the Universal Declaration of Human Rights is being commemorated in 1998, and calls upon all States to reaffirm their commitment to the Declaration as a fundamental step towards protection for everyone;  |
| 54/147, OP6<br>17 Dec 1999<br>56/135, OP10<br>19 Dec 2001 | 6. <i>Notes also</i> the link, <i>inter alia</i> , between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the Organization of African Unity, to promote and protect human rights for all and to address these problems;  |
| 55/77, OP12<br>4 Dec 2000                                 | 12. <i>Also notes</i> the link, <i>inter alia</i> , between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the Organization of African Unity, to promote and protect human rights for all and to address these problems;   |
| 57/183, OP10<br>18 Dec 2002                               | 10. <i>Also notes</i> the link, <i>inter alia</i> , between human rights violations, poverty, natural disasters and environmental degradation and population displacement, and calls for redoubled and concerted efforts by States, in collaboration with the African Union, to promote and protect human rights for all and to address those problems;   |

## 8. TRAINING OF STAFF

*The provisions reproduced below request the Secretary-General to take the necessary measures to ensure that UN and other personnel are provided with adequate training in human rights law, to enhance their security and effectiveness in accomplishing their functions.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 54/192, OP12                            | 12. <i>Further requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in |

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| 17 Dec 1999                 | fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law, as well as stress counselling, are provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;  |
| 55/175, OP14<br>19 Dec 2000 | 14. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;                    |
| 56/217, OP18<br>21 Dec 2001 | 18. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called upon to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and international humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support; |

## 9. VIOLATIONS OF HUMAN RIGHTS OF REFUGEES

*The provisions reproduced below express concern at or deplore violations of the fundamental human rights of refugees. Two provisions stress the need to ensure the basic human rights of refugees, inter alia, through accession to and implementation of relevant international instruments.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 32/67, PP4<br>8 Dec 1977             | <i>Concerned</i> by infringements of the basic human rights of refugees and the urgent need on the part of Governments to ensure their effective and continued protection, |

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| <p>33/26, PP5<br/>29 Nov 1978</p>             | <p><i>Deploring</i> the fact that refugees often face the threat of refoulement, arbitrary detention and the denial of asylum and noting that it is necessary to ensure their basic human rights, protection and safety, <i>inter alia</i>, through further accessions to and more effective implementation of international instruments, notably the 1951 Convention relating to the Status of Refugees and the 1967 Protocol relating to the Status of Refugees,</p>   |
| <p>34/60, PP6<br/>29 Nov 1979</p>             | <p><i>Emphasizing</i> the continuing need to ensure the basic human rights, protection and safety of refugees, <i>inter alia</i>, through the accession to and more effective implementation of relevant international instruments,</p>  |
| <p>46/106, PP7<br/>16 Dec 1991</p>            | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p>   |
| <p>47/105, PP6<br/>16 Dec 1992</p>            | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p>   |
| <p>48/116, PP10<br/>20 Dec 1993</p>           | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |
| <p>49/169, PP11 &amp; OP3<br/>23 Dec 1994</p> | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their personal security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p> <p>...</p> <p>3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p> |

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| <p>50/152, PP6<br/>21 Dec 1995</p> | <p><i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |
| <p>51/75, OP5<br/>12 Dec 1996</p>  | <p>5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p> |



## INTERNALLY DISPLACED PERSONS

### 1. ASSISTANCE TO INTERNALLY DISPLACED PERSONS

The provisions reproduced below call on the international community or States alone to provide assistance to internally displaced persons. Several provisions call for assistance to be provided to UNHCR in order that UNHCR can undertake activities for the benefit of certain groups of internally displaced persons. Two provisions make specific reference to internally displaced persons in Africa, and one provision calls for the assistance needs of internally displaced persons to be integrated into consolidated appeals.

| Resolution / Paragraph<br>Number & Date   | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 49/169, OP11<br>23 Dec 1994   | 11. <i>Calls upon</i> the international community to provide timely and speedy humanitarian assistance and support to countries affected by internal displacement to help them fulfil their responsibility towards the displaced;  |
| 49/174, OP9<br>23 Dec 1994  | 9. <i>Calls upon</i> Member States and intergovernmental and non-governmental organizations to continue to provide the necessary support and financial assistance to the High Commissioner to enhance her capacities and abilities to implement emergency operations, care and maintenance activities and repatriation and reintegration programmes for the benefit of refugees, returnees and, as appropriate, certain groups of internally displaced persons;  |
| 50/149, OP22<br>21 Dec 1995   | 22. <i>Calls upon</i> Member States and intergovernmental and non-governmental organizations to continue to provide the necessary support and financial assistance to the United Nations High Commissioner for Refugees to enhance her capacities and abilities to implement emergency operations, care and maintenance activities and repatriation and reintegration programmes for the benefit of refugees, returnees and, as appropriate, internally displaced persons;   |
| 55/77, OP34<br>4 Dec 2000<br><br>56/135, OP29<br>19 Dec 2001<br><br>57/183, OP33<br>18 Dec 2002 | 34. <i>Expresses grave concern</i> about the plight of internally displaced persons in Africa, calls upon States to take concrete action to pre-empt internal displacement and to meet the protection and assistance needs of internally displaced persons, recalls in this regard the Guiding Principles on Internal Displacement, and urges the international community, led by relevant United Nations organizations, to contribute generously to national projects and programmes aimed at alleviating the plight of internally displaced persons; |
| 56/164, OP10 & 11<br>19 Dec 2001  | 10. <i>Calls upon</i> Governments to provide protection and assistance, including reintegration and development assistance, to internally displaced persons, and to facilitate the efforts of relevant United Nations agencies and humanitarian organizations in these respects, including by further improving  |

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|  | <p>access to internally displaced persons;</p> <p>11. <i>Notes with appreciation</i> the increased attention paid to the issue of internally displaced persons in the consolidated inter-agency appeals process, and encourages further efforts to improve the integration of the protection and assistance needs of internally displaced persons in consolidated appeals;</p> |
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## **2. ASYLUM AND INTERNALLY DISPLACED PERSONS**

*The provisions reproduced below, inter alia, emphasize that activities on behalf of internally displaced persons should not undermine the institution of asylum and the right to seek and enjoy asylum in other countries.*

| Resolution / Paragraph Number & Date                                   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                                    |   |
| <p>49/169, OP10<br/>23 Dec 1994</p> <p>50/152, OP8<br/>21 Dec 1995</p> | <p>10. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 48/116, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution;</p> |
| <p>50/195, PP4<br/>22 Dec 1995</p>                                     | <p><i>Reiterating</i> its call for a more concerted response by the international community to the needs of internally displaced persons while emphasizing that activities on their behalf must not undermine the institution of asylum,</p>  |
| <p>51/75, OP13<br/>12 Dec 1996</p>                                     | <p>13. <i>Recalls</i> that the Office of the High Commissioner may be called upon by the appropriate organs of the United Nations and with the consent of the State concerned to extend its assistance to other groups, such as internally displaced persons, recognizing that such involvement may contribute to the prevention or mitigation of refugee situations, yet emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and to enjoy in other countries asylum from persecution;</p>  |

### 3. CALLS FOR ACTION

*The provisions reproduced below, inter alia, call for a more concerted response by the international community to the needs of internally displaced persons.*

| Resolution / Paragraph Number & Date                          | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |  |
| 49/169, OP10<br>23 Dec 1994<br><br>50/152, OP8<br>21 Dec 1995 | 10. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 48/116, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution; |
| 50/195, PP4<br>22 Dec 1995                                    | <i>Reiterating</i> its call for a more concerted response by the international community to the needs of internally displaced persons while emphasizing that activities on their behalf must not undermine the institution of asylum,  |

### 4. CHILDREN, WOMEN AND OTHER GROUPS WITH SPECIFIC NEEDS

*The provisions reproduced below encourage the Special Representative of the Secretary-General on Internally Displaced Persons (the Special Representative) to pay specific attention to the needs of internally displaced children, women and other groups with specific needs, and welcome such attention. One provision requests all Governments, intergovernmental organizations and NGOs to pay particular attention to the special needs of displaced women and children*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 52/130, OP4<br>12 Dec 1997           | 4. <i>Also encourages</i> the representative of the Secretary-General to continue to pay specific attention in his review to the protection and assistance needs of women and children, bearing in mind the relevant strategic objective in the Beijing Declaration and the Platform for Action; |
| 54/167, OP4                          | 4. <i>Also encourages</i> the representative of the Secretary-General to continue  |

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| 17 Dec 1999  | to pay specific attention in his review to the protection and assistance needs of women and children, bearing in mind the relevant strategic objective in the Beijing Declaration and Platform for Action of the Fourth World Conference on Women;  |
| 56/135, OP27<br>19 Dec 2001<br><br>57/183, OP31<br>18 Dec 2002 | 27. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children and displaced persons, including those with special protection needs;   |
| 56/164, OP5<br><br>19 Dec 2001                                 | 5. <i>Welcomes</i> the specific attention paid by the Representative of the Secretary-General to the special protection, assistance and development needs of internally displaced women, children and other groups with specific needs and his commitment to pay more systematic and in-depth attention to their needs; |

## 5. CONCERN

*The provisions reproduced below express concern at the number and situation of internally displaced persons, and the resulting problem created for the international community. Two provisions express concern about the plight of internally displaced persons in Africa.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 42/110, PP9<br><br>7 Dec 1987           | <i>Aware</i> of the adverse situation of persons displaced within their own country and of their need for assistance in order to reintegrate them in their places of origin,   |
| 48/135, PP1<br><br>20 Dec 1993          | <i>Deeply disturbed</i> by the large number of internally displaced persons throughout the world, and conscious of the serious problem this is creating for the international community,   |
| 49/169, PP13<br><br>23 Dec 1994         | <i>Noting</i> that the involuntary displacement of persons within their own countries remains a problem of grave humanitarian concern, and that the many and varied underlying causes of involuntary internal displacement and of refugee movements are similar in numerous cases, |
| 50/195, PP1<br><br>22 Dec 1995          | <i>Deeply disturbed</i> by the growing number of internally displaced persons throughout the world who receive inadequate protection and assistance, and conscious of the serious problems this is creating for the international community,                                       |

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| 52/130, PP1<br>12 Dec 1997  | <i>Deeply disturbed</i> by the alarmingly high numbers of internally displaced persons throughout the world who receive inadequate protection and assistance, and conscious of the serious problem this is creating for the international community,   |
| 54/167, PP1<br>17 Dec 1999  |  |
| 56/164, PP1<br>19 Dec 2001  |  |
| 55/77, OP34<br>4 Dec 2000   | 34. <i>Expresses grave concern</i> about the plight of internally displaced persons in Africa, calls upon States to take concrete action to pre-empt internal displacement and to meet the protection and assistance needs of internally displaced persons, recalls in this regard the Guiding Principles on Internal Displacement, and urges the international community, led by relevant United Nations organizations, to contribute generously to national projects and programmes aimed at alleviating the plight of internally displaced persons; |
| 56/135, OP29<br>19 Dec 2001 |  |
| 57/183, OP33<br>18 Dec 2002 |  |

## 6. GUIDING PRINCIPLES ON INTERNAL DISPLACEMENT

*A number of the provisions reproduced below note, recall or welcome the Guiding Principles on Internal Displacement (Guiding Principles) prepared by the Special Representative of the Secretary-General and underline their relevance. Other provisions welcome the publication, dissemination and use of the Guiding Principles and encourage further dissemination and application. Several provisions encourage the Special Representative of the Secretary-General to support seminars on displacement for the dissemination of the Guiding Principles and to support other efforts to promote the use of the Guiding Principles. One provision commends the work of the Special Representative in developing the Guiding Principles and another recognizes that the protection of internally displaced persons has been strengthened by the Guiding Principles.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 52/130, OP6<br>12 Dec 1997              | 6. <i>Welcomes</i> Commission on Human Rights resolution 1997/39, in which the Commission encouraged the representative of the Secretary-General to continue, on the basis of his compilation and analysis of legal norms, to develop a comprehensive framework for the protection of internally displaced persons, and takes note of his preparations for guiding principles to this end;   |
| 53/125, OP16<br>9 Dec 1998              | 16. <i>Notes</i> the relevance of the Guiding Principles on Internal Displacement, reaffirms its support for the role of the Office of the High Commissioner in providing humanitarian assistance and protection to internally displaced persons, on the basis of specific requests from the Secretary-General or the competent organs of the United Nations and with the consent of the State concerned, taking into account the complementarities of the mandates and expertise of other relevant organizations, and emphasizes that activities on |

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|   | behalf of internally displaced persons must not undermine the institution of asylum;  |
| 54/167, PP8, OP6, 7 & 8<br>17 Dec 1999  | <p><i>Welcoming also</i> the publication and the wide dissemination of the compilation and analysis of legal norms prepared by the representative of the Secretary-General, in particular the Guiding Principles on Internal Displacement,</p> <p>...</p> <p>6. <i>Notes</i> the development by the representative of the Secretary-General, on the basis of his compilation and analysis of legal norms, of a comprehensive framework for the protection of internally displaced persons, in particular the Guiding Principles on Internal Displacement;</p> <p>7. <i>Welcomes</i> the fact that the representative of the Secretary-General has made use of the Guiding Principles in his dialogue with Governments and intergovernmental and non-governmental organizations, and requests him to continue his efforts in that regard;</p> <p>8. <i>Notes with appreciation</i> that the United Nations agencies, regional and non-governmental organizations are making use of the Guiding Principles in their work, and encourages the further dissemination and application of the Guiding Principles;</p> |
| 55/74, OP20<br>4 Dec 2000   | <p>20. <i>Reiterates its support</i> for the role of the Office of the High Commissioner in providing humanitarian assistance and protection to internally displaced persons on the basis of criteria enumerated in paragraph 16 of its resolution 53/125 of 9 December 1998, and underlines the continuing relevance of the Guiding Principles on Internal Displacement;</p>   |
| 55/77, OP34<br>4 Dec 2000<br><br>56/135, OP29<br>19 Dec 2001<br><br>57/183, OP33<br>18 Dec 2002 | <p>34. <i>Expresses grave concern</i> about the plight of internally displaced persons in Africa, calls upon States to take concrete action to pre-empt internal displacement and to meet the protection and assistance needs of internally displaced persons, recalls in this regard the Guiding Principles on Internal Displacement, and urges the international community, led by relevant United Nations organizations, to contribute generously to national projects and programmes aimed at alleviating the plight of internally displaced persons;</p>   |
| 56/164, PP5, 8, OP6 & 7<br>19 Dec 2001  | <p><i>Recalling</i> the relevant norms of international human rights law, international humanitarian law and analogous refugee law, and recognizing that the protection of internally displaced persons has been strengthened by identifying, reaffirming and consolidating specific standards for their protection, in particular through the Guiding Principles on Internal Displacement,</p> <p>...</p> <p><i>Noting with appreciation</i> the work of the Representative of the Secretary-General on internally displaced persons in developing a normative framework, in particular a compilation and analysis of legal norms and the development of guiding principles, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations together with proposals for remedial measures,</p> <p>...</p>  |

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|  | <p>6. <i>Also welcomes</i> the fact that the Representative of the Secretary-General has made use of the Guiding Principles on Internal Displacement in his dialogue with Governments and intergovernmental and non-governmental organizations, and requests him to continue his efforts in that regard, including considering strategies for addressing such concerns;</p> <p>7. <i>Notes with appreciation</i> that an increasing number of States, United Nations agencies and regional and non-governmental organizations are making use of the Guiding Principles, encourages the further dissemination and application of the Guiding Principles, expresses its appreciation for the dissemination and promotion of the Guiding Principles at regional and other seminars on displacement, and encourages the Representative of the Secretary-General to continue to initiate or support such seminars in consultation with regional organizations, intergovernmental and non-governmental organizations and other relevant institutions, and to provide support for efforts to promote capacity-building and use of the Guiding Principles;</p> |
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## **7. HUMAN RIGHTS AND HUMANITARIAN ISSUES RELATING TO INTERNALLY DISPLACED PERSONS**

*The provisions reproduced below acknowledge the human rights and humanitarian dimensions of the problem of internally displaced persons.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 48/135, PP3<br>20 Dec 1993              | <i>Conscious</i> of the human rights as well as the humanitarian dimensions of the problem of internally displaced persons,  |
| 52/130, PP2<br>12 Dec 1997              | <i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and responsibilities this poses for States and the international community to explore methods and means better to address their protection and assistance needs,                         |
| 54/167, PP2<br>17 Dec 1999              | <i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and the responsibilities this poses for States and the international community to explore methods and means better to address their protection and assistance needs,                     |
| 56/164, PP2<br>19 Dec 2001              | <i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and the responsibilities that this poses for States and the international community to explore methods and means better to address the protection and assistance needs of those persons, |

## 8. INFORMATION

*Several of the provisions reproduced below note the need for information on internally displaced persons and urge the development of a data collection system on internally displaced persons. The remaining provisions welcome the efforts to establish a global internally displaced persons database as advocated by the Special Representative of the Secretary-General, and encourages the members of the Inter-Agency Standing Committee and Governments to collaborate and support this effort.*

| Resolution / Paragraph Number & Date                         | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |   |
| 48/135, PP4<br>20 Dec 1993<br><br>50/195, PP5<br>22 Dec 1995 | <i>Conscious</i> also of the need for the United Nations system to gather information comprehensively on the issues of the protection of the human rights of and assistance to internally displaced persons,  |
| 52/130, OP 9 & 10<br><br>12 Dec 1997                         | 9. <i>Urges</i> all relevant United Nations humanitarian assistance and development organizations concerned to enhance their collaboration with the representative of the Secretary-General by developing frameworks of cooperation to promote protection, assistance and development for internally displaced persons and to provide all possible assistance and support to him;<br><br>10. <i>Also urges</i> those organizations, especially through the Inter-Agency Standing Committee, to develop a more comprehensive and coherent system of collecting data on the situation of internally displaced persons, in cooperation with the representative of the Secretary-General; |
| 54/167, OP12<br><br>17 Dec 1999                              | 12. <i>Welcomes</i> the efforts to establish a global information system on internally displaced persons, as advocated by the representative of the Secretary-General, and encourages the members of the Inter-Agency Standing Committee to continue to collaborate in those efforts;   |
| 56/164, OP14<br><br>19 Dec 2001                              | 14. <i>Notes</i> the establishment of the global internally displaced persons database, as advocated by the Representative of the Secretary-General, and encourages the members of the Inter-Agency Standing Committee and Governments to continue to collaborate on and support this effort, including by providing financial resources;   |

## 9. LEGAL FRAMEWORK (See also 6. *Guiding Principles on Internal Displacement*)

*Several of the provisions reproduced below recall legal norms relevant to the protection of internally displaced persons. Other provisions request an analysis of legal norms and the development of a legal framework by the Special Representative of the Secretary-General and note or welcome progress on establishing such a framework. A number of provisions welcome or encourage the publication and*



dissemination of the analysis and framework of legal norms. One provision commends the work of the Special Representative in developing a normative framework relating to internally displaced persons. One provision encourages the strengthening of legal frameworks on the protection of internally displaced persons.

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>    |   |
| 48/135, PP2<br>20 Dec 1993             | <i>Recalling</i> the relevant norms of international human rights instruments as well as of international humanitarian law,   |
| 50/195, PP2, OP7 & 8<br>22 Dec 1995    | <p><i>Recalling</i> the relevant norms of international human rights instruments and of international humanitarian law,</p> <p>...</p> <p>7. <i>Invites</i> the representative to finalize his compilation and analysis of existing legal norms for inclusion in his report to the Commission on Human Rights at its fifty-second session;</p> <p>8. <i>Calls upon</i> the Commission on Human Rights to consider the question of establishing a framework in this regard on the basis of the report of the representative and the recommendations contained therein;</p>   |
| 52/130, PP3, 5, 6 & OP6<br>12 Dec 1997 | <p><i>Recalling</i> the relevant norms of international human rights instruments, of international humanitarian law and analogous refugee law, and emphasizing the need for their better implementation with regard to internally displaced persons,</p> <p>...</p> <p><i>Noting</i> the progress made thus far by the representative of the Secretary-General on internally displaced persons in developing a legal framework, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations together with proposals for remedial measures,</p> <p><i>Welcoming</i> the request made by the Commission on Human Rights, in its resolution 1997/39 of 11 April 1997, to the Secretary-General to ensure the rapid publication and the wide dissemination of the compilation and analysis of legal norms prepared by his representative,</p> <p>...</p> <p>6. <i>Welcomes</i> Commission on Human Rights resolution 1997/39, in which the Commission encouraged the representative of the Secretary-General to continue, on the basis of his compilation and analysis of legal norms, to develop a comprehensive framework for the protection of internally displaced persons, and takes note of his preparations for guiding principles to this end;</p> |
| 54/167, PP3, 6, 8 & OP6                | <i>Recalling</i> the relevant norms of international human rights instruments,  |

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| <p>17 Dec 1999</p>                                    | <p>international humanitarian law and analogous refugee law, and emphasizing the need for their better implementation with regard to internally displaced persons,</p> <p>...</p> <p><i>Noting</i> the progress made thus far by the representative of the Secretary-General on internally displaced persons in developing a legal framework, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations, together with proposals for remedial measures,</p> <p>...</p> <p><i>Welcoming also</i> the publication and the wide dissemination of the compilation and analysis of legal norms prepared by the representative of the Secretary-General, in particular the Guiding Principles on Internal Displacement,</p> <p>...</p> <p>6. <i>Notes</i> the development by the representative of the Secretary-General, on the basis of his compilation and analysis of legal norms, of a comprehensive framework for the protection of internally displaced persons, in particular the Guiding Principles on Internal Displacement;</p> |
| <p>56/164, PP5 &amp; 8<br/>19 Dec 2001</p>            | <p><i>Recalling</i> the relevant norms of international human rights law, international humanitarian law and analogous refugee law, and recognizing that the protection of internally displaced persons has been strengthened by identifying, reaffirming and consolidating specific standards for their protection, in particular through the Guiding Principles on Internal Displacement,</p> <p>...</p> <p><i>Noting with appreciation</i> the work of the Representative of the Secretary-General on internally displaced persons in developing a normative framework, in particular a compilation and analysis of legal norms and the development of guiding principles, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations together with proposals for remedial measures,</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>2002/32, OP29<br/>26 July 2002</p>                 | <p>29. <i>Notes</i> that an increasing number of States, United Nations organizations and regional and non-governmental organizations are making use of the Guiding Principles on Internal Displacement, encourages the strengthening of legal frameworks on the protection of internally displaced persons and urges the international community to strengthen its support to affected States in their efforts to provide, through national plans or initiatives, protection and assistance to their internally displaced persons;</p>   |

## 10. NEED FOR ASSISTANCE AND PROTECTION / MECHANISM FOR PROTECTION

*A number of the provisions reproduced below note the absence of a mechanism within the United Nations for the protection of internally displaced persons and the need for such a mechanism, or protection and assistance in general, for internally displaced persons. Several provisions recall the emphasis in the Vienna Declaration and Programme of Action on the need to develop global strategies to address internal displacement. Other provisions request the Secretary-General to study the need for such a mechanism and note his efforts to this effect. One provision requests UNHCR to consult with the Department of Humanitarian Affairs and the Special Representative of the Secretary-General on the need for new methods of protecting internally displaced persons.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 42/110, PP9<br>7 Dec 1987            | <i>Aware</i> of the adverse situation of persons displaced within their own country and of their need for assistance in order to reintegrate them in their places of origin,   |
| 43/116, PP9 & OP6<br>8 Dec 1988      | <i>Noting</i> the absence of an operational mechanism within the United Nations system dealing specifically with the problems of assistance to internally displaced persons,<br><br>...<br><br>6. <i>Requests</i> the Secretary-General to undertake studies and consultations in order to consider the need for the establishment, within the United Nations system, of a mechanism or arrangement to ensure the implementation and overall co-ordination of relief programmes to internally displaced persons; |
| 44/136, PP5<br>15 Dec 1989           | <i>Taking note with appreciation</i> of the consultations undertaken by the Secretary-General to establish within the United Nations system a mechanism to ensure the implementation and overall co-ordination of relief programmes for internally displaced persons,  |
| 45/137, PP5 & 6<br>14 Dec 1990       | <i>Noting with appreciation</i> the consultations undertaken by the Secretary-General to establish within the United Nations system a mechanism to ensure the implementation and overall co-ordination of relief programmes for internally displaced persons,<br><br><i>Convinced</i> of the necessity to strengthen the capacity of the identified focal points within the United Nations system for the implementation and the overall co-ordination of relief programmes for internally displaced persons,    |
| 48/116, OP14<br>20 Dec 1993          | 14. <i>Recognizes</i> the need for the international community to explore methods and means better to address within the United Nations system the protection and assistance needs of internally displaced persons, and calls upon the High Commissioner to engage actively in further consultations on this priority issue with the Department of Humanitarian Affairs of the Secretariat and the Special Representative of the Secretary-General on  |

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|                                | Internally Displaced Persons, and with other appropriate international organizations and bodies, including the International Committee of the Red Cross;  |
| 49/169, PP14<br>23 Dec 1994    | <i>Recognizing</i> that actions by the international community, in consultation and coordination with the State concerned, on behalf of the internally displaced may contribute to the easing of tensions and the resolution of problems resulting in displacement, and constitute important components of a comprehensive approach to the prevention and solution of refugee problems,   |
| 52/130, PP4<br>12 Dec 1997     | <i>Recalling also</i> the emphasis in the Vienna Declaration and Programme of Action on the need to develop global strategies to address the problem of internal displacement,  |
| 54/167, PP4<br>17 Dec 1999     | <i>Recalling also</i> the emphasis in the Vienna Declaration and Programme of Action, adopted by the World Conference on Human Rights on 25 June 1993, on the need to develop global strategies to address the problem of internal displacement,  |
| 56/164, PP3 & 6<br>19 Dec 2001 | <i>Noting</i> the growing awareness of the international community of the issue of internally displaced persons worldwide and the urgency of addressing the root causes of their displacement and finding durable solutions, including voluntary return in safety and with dignity or local integration,<br><br>...<br><br><i>Taking note</i> of Commission on Human Rights resolution 2001/54 of 24 April 2001, and recalling the Vienna Declaration and Programme of Action adopted by the World Conference on Human Rights on 25 June 1993, regarding the need to develop global strategies to address the problem of internal displacement, |

## 11. OTHER PERSONS IN NEED OF PROTECTION AND INTERNALLY DISPLACED PERSONS

*The provision reproduced below note that it is sometimes impossible to treat differently the assistance and protection needs of internally displaced persons and other persons in need of protection.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 49/169, PP15<br>23 Dec 1994             | <i>Noting</i> that, in a number of instances, the internally displaced are present alongside refugees, returnees or a vulnerable local population, in situations where it is neither reasonable nor feasible to treat the categories differently in responding to their needs for assistance and protection, |

## 12. REQUESTS TO STATES AND OTHERS

A number of the provisions reproduced below request States to facilitate the work of the Special Representative of the Secretary-General by, *inter alia*, allowing visits, and to consider the recommendations and suggestions made by the Special Representative. Several provisions call on regional inter-governmental organizations to strengthen their efforts and co-operate with regard to internally displaced persons. One provision requests States to provide protection and assistance to internally displaced persons and to co-operate with United Nations and humanitarian organizations. Two provisions deal specifically with Africa and request States to protect and assist internally displaced persons and urge the international community to contribute to projects for internally displaced persons. One provision requests States, intergovernmental organizations and NGOs to pay particular attention to meeting the special needs of displaced women and children.

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 48/135, OP4<br>20 Dec 1993           | 4. <i>Calls upon</i> all Governments to continue to facilitate the activities of the representative, encourages them to give serious consideration to inviting the representative to visit their countries so as to enable him to study and analyse more fully the issues involved, and thanks those Governments which have already done so;   |
| 50/195, OP9, 10 & 12<br>22 Dec 1995  | 9. <i>Calls upon</i> all Governments to continue to facilitate the activities of the representative, encourages them to give serious consideration to inviting the representative to visit their countries so as to enable him to study and analyse more fully the issues involved, and thanks those Governments which have already done so;<br><br>10. <i>Invites</i> Governments to give due consideration, in dialogue with the representative, to the recommendations and suggestions made to them by him, in accordance with his mandate, and to inform him of measures taken thereon;<br><br>...<br><br>12. <i>Calls upon</i> the representative and regional intergovernmental organizations, such as the Organization of African Unity, the Organization of American States and the Organization for Security and Cooperation in Europe, to intensify their cooperation with a view to encouraging their undertaking initiatives to facilitate assistance to and protection of internally displaced persons; |
| 52/130, OP7 & 8<br>12 Dec 1997       | 7. <i>Calls upon</i> all Governments to continue to facilitate the activities of the representative of the Secretary-General, in particular Governments with situations of internal displacement, encourages them to give serious consideration to inviting the representative to visit their countries so as to enable him to study and analyse more fully the issues involved, and thanks those Governments which have already done so;<br><br>8. <i>Invites</i> Governments to give due consideration, in dialogue with the representative of the Secretary-General, to the recommendations and suggestions made to them by him, in accordance with his mandate, and to   |

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|  | inform him of measures taken thereon;  |
| 54/167, OP9 & 10<br>17 Dec 1999  | <p>9. <i>Calls upon</i> all Governments to continue to facilitate the activities of the representative of the Secretary-General, in particular Governments with situations of internal displacement, encourages them to give serious consideration to inviting the representative to visit their countries so as to enable him to study and analyse more fully the issues involved, and thanks those Governments that have already done so;</p> <p>10. <i>Invites</i> Governments to give due consideration, in dialogue with the representative of the Secretary- General, to the recommendations and suggestions addressed to them, in accordance with his mandate, and to inform him of measures taken thereon;</p>   |
| 55/77, OP34<br>4 Dec 2000  | <p>34. <i>Expresses grave concern</i> about the plight of internally displaced persons in Africa, calls upon States to take concrete action to pre-empt internal displacement and to meet the protection and assistance needs of internally displaced persons, recalls in this regard the Guiding Principles on Internal Displacement, and urges the international community, led by relevant United Nations organizations, to contribute generously to national projects and programmes aimed at alleviating the plight of internally displaced persons;</p>  |
| 56/135, OP27 & 29<br>19 Dec 2001<br><br>57/183, OP31 & 33<br>18 Dec 2002 | <p>27. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children and displaced persons, including those with special protection needs;</p> <p>...</p> <p>29. <i>Expresses grave concern</i> about the plight of internally displaced persons in Africa, calls upon States to take concrete action to pre-empt internal displacement and to meet the protection and assistance needs of internally displaced persons, recalls in this regard the Guiding Principles on Internal Displacement, and urges the international community, led by relevant United Nations organizations, to contribute generously to national projects and programmes aimed at alleviating the plight of internally displaced persons;</p>  |
| 56/164, OP8, 9, 10 & 13<br>19 Dec 2001                                   | <p>8. <i>Calls upon</i> all Governments to continue to facilitate the activities of the Representative of the Secretary-General, in particular Governments with situations of internal displacement, encourages them to give serious consideration to inviting the Representative to visit their countries so as to enable him to study and analyse more fully the issues involved, and thanks those Governments that have already done so;</p> <p>9. <i>Invites</i> Governments to give due consideration, in dialogue with the Representative of the Secretary-General, to the recommendations and suggestions addressed to them, in accordance with his mandate, and to inform him of measures taken thereon;</p> <p>10. <i>Calls upon</i> Governments to provide protection and assistance, including reintegration and development assistance, to internally displaced persons, and to facilitate the efforts of relevant United Nations agencies and humanitarian organizations in these respects, including by further improving access to internally displaced persons;</p> <p>...</p> |

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|  | <p>13. <i>Welcomes</i> the initiatives undertaken by regional organizations, such as the Organization of African Unity, the Organization of American States, the Organization for Security and Cooperation in Europe, the Council of Europe and the Economic Community of West African States, to address the protection, assistance and development needs of internally displaced persons, and encourages them and other regional organizations to strengthen their activities and their cooperation with the Representative of the Secretary-General;</p> |
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### **13. RESPONSIBILITY FOR INTERNALLY DISPLACED PERSONS**

*Several provisions reproduced below note the human rights and humanitarian dimensions of the problem of internally displaced persons and the consequent responsibility on States and the international community. Other provisions endorse the decision of the Secretary-General to assign the responsibility of co-ordinating assistance for internally displaced persons to United Nations resident co-ordinators. One provision notes the primary responsibility of national authorities for providing protection and assistance to internally displaced persons. Two provisions recognize the central role of the UN Emergency Relief Co-ordinator for inter-agency co-ordination, and one welcomes the decision to establish the Senior Inter-Agency Network on Internal Displacement and a unit for co-ordination on internally displaced persons within the Office for the Co-ordination of Humanitarian Affairs (OCHA). Another provision urges the Senior Inter-Agency Network and other relevant UN organizations to enhance co-ordination.*

| Resolution / Paragraph Number & Date                                  | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                                   |   |
| <p>44/136, OP7<br/>15 Dec 1989</p> <p>45/137, OP7<br/>14 Dec 1990</p> | <p>7. <i>Endorses</i> the recommendation of the Secretary-General aimed at assigning to the United Nations resident co-ordinators the function of co-ordinating assistance for internally displaced persons, in close co-operation with Governments, local representatives of donor countries and United Nations agencies in the field;</p> |
| <p>52/130, PP2<br/>12 Dec 1997</p>                                    | <p><i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and responsibilities this poses for States and the international community to explore methods and means better to address their protection and assistance needs,</p>   |
| <p>54/167, PP2<br/>17 Dec 1999</p>                                    | <p><i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and the responsibilities this poses for States and the international community to explore methods and means better to address their protection and assistance needs,</p>   |
| <p>56/164, PP2, 4, 10 &amp; OP12<br/>19 Dec 2001</p>                  | <p><i>Conscious</i> of the human rights and the humanitarian dimensions of the problem of internally displaced persons and the responsibilities that this poses for States and the international community to explore methods and means better to address the protection and assistance needs of those</p>                                  |

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|  | <p>persons,</p> <p>...</p> <p><i>Emphasizing</i> that national authorities have the primary responsibility to provide protection and assistance to internally displaced persons within their jurisdiction as well as to address the root causes for the displacement problem in cooperation with the international community,</p> <p>...</p> <p><i>Recognizing</i> the central role of the Emergency Relief Coordinator for the interagency coordination of protection of and assistance to internally displaced persons, and in this regard welcoming the establishment of the Senior Inter-Agency Network on Internal Displacement and the decision to set up within the Office for the Coordination of Humanitarian Affairs of the Secretariat a unit for coordinating activities regarding internally displaced persons in order to promote better protection, assistance and development strategies for internally displaced persons, as well as to enhance further accountability by the United Nations system,</p> <p>...</p> <p>12. <i>Emphasizes</i> the central role of the Emergency Relief Coordinator for the inter-agency coordination of protection of and assistance to internally displaced persons, and in this regard urges the Senior Inter-Agency Network on Internal Displacement and all relevant United Nations humanitarian assistance, human rights and development organizations concerned to enhance further their collaboration and coordination, especially through the Inter-Agency Standing Committee, in order to promote and better carry out protection, assistance and development activities for internally displaced persons and to enhance further their accountability, as well as to provide all possible assistance and support to the Representative of the Secretary-General, and invites the Network better to inform Member States of its activities;</p> |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| <p>2002/32, OP28</p> <p>26 July 2002</p>       | <p>28. <i>Notes</i> with appreciation the establishment of the non-operational inter-agency Unit on Internal Displacement in the Office for the Coordination of Humanitarian Affairs, and encourages Member States and relevant agencies to provide it with the necessary resources to enable it to carry out its activities;</p>   |

#### 14. ROLE OF SECRETARY-GENERAL

*Two provisions reproduced below request the Secretary-General to prepare or mobilize assistance for internally displaced persons. Other provisions request the Secretary-General to study the need for a UN mechanism for internally displaced persons and commend his efforts in this regard. Several provisions note that UNHCR's efforts with respect to UNHCR are on the basis of specific requests from the Secretary-General or the principal organs of the United Nations. One provision requests the Secretary-General to publish and disseminate the legal analysis prepared by his Special Representative.*



| Resolution / Paragraph Number & Date | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 42/110, OP8<br>7 Dec 1987            | 8. <i>Requests</i> the Secretary-General, in co-operation with the competent agencies of the United Nations system, to take the necessary measures for preparing programmes of assistance to persons displaced in their own country and for facilitating the reintegration and rehabilitation of returnees;  |
| 42/128, OP5<br>7 Dec 1987            | 5. <i>Calls upon</i> the Secretary-General to continue his efforts to mobilize special humanitarian assistance for the resettlement of displaced persons in the northern region of Chad;   |
| 43/116, OP6<br>8 Dec 1988            | 6. <i>Requests</i> the Secretary-General to undertake studies and consultations in order to consider the need for the establishment, within the United Nations system, of a mechanism or arrangement to ensure the implementation and overall co-ordination of relief programmes to internally displaced persons;  |
| 44/136, PP5<br>15 Dec 1989           | <i>Taking note with appreciation</i> of the consultations undertaken by the Secretary-General to establish within the United Nations system a mechanism to ensure the implementation and overall co-ordination of relief programmes for internally displaced persons,  |
| 45/137, PP5<br>14 Dec 1990           | <i>Noting with appreciation</i> the consultations undertaken by the Secretary-General to establish within the United Nations system a mechanism to ensure the implementation and overall co-ordination of relief programmes for internally displaced persons,  |
| 47/105, OP14<br>16 Dec 1992          | 14. <i>Welcomes</i> , in this context, efforts by the High Commissioner, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the concerned State, to undertake activities in favour of internally displaced persons, taking into account the complementarities of the mandates and expertise of other relevant organizations;   |
| 48/116, OP12<br>20 Dec 1993          | 12. <i>Reaffirms</i> its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the concerned State, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to persons displaced within their own country in specific situations calling for the Office's particular expertise, especially where such efforts could contribute to the prevention or solution of refugee problems; |
| 49/169, OP10<br>23 Dec 1994          | 10. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 48/116, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the  |

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|                            | State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution;  |
| 50/152, OP8<br>21 Dec 1995 | 8. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 49/169, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution; |
| 52/130, PP6<br>12 Dec 1997 | <i>Welcoming</i> the request made by the Commission on Human Rights, in its resolution 1997/39 of 11 April 1997, to the Secretary-General to ensure the rapid publication and the wide dissemination of the compilation and analysis of legal norms prepared by his representative,   |

## 15. ROLE OF UN AGENCIES / OTHER ORGANIZATIONS

*The majority of the provisions reproduced below welcome and encourage co-operation between the Special Representative of the Secretary-General and international organizations. Several provisions urge all UN humanitarian and development organizations to establish frameworks of co-operation with the Special Representative. One provision urges co-ordination between all relevant UN organizations and another requests such organizations to co-operate with the Secretary-General in providing assistance to internally displaced persons. Two provisions note the complementarities of the mandates and expertise of UNHCR and other UN organizations.*

| Resolution / Paragraph Number & Date | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 42/110, OP8<br>7 Dec 1987            | 8. <i>Requests</i> the Secretary-General, in co-operation with the competent agencies of the United Nations system, to take the necessary measures for preparing programmes of assistance to persons displaced in their own country and for facilitating the reintegration and rehabilitation of returnees;  |
| 48/116, OP14<br>20 Dec 1993          | 14. <i>Recognizes</i> the need for the international community to explore methods and means better to address within the United Nations system the protection and assistance needs of internally displaced persons, and calls upon the High Commissioner to engage actively in further consultations on this priority issue with the Department of Humanitarian Affairs of the |

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|   | Secretariat and the Special Representative of the Secretary-General on Internally Displaced Persons, and with other appropriate international organizations and bodies, including the International Committee of the Red Cross;  |
| 48/135, OP5<br>20 Dec 1993                                    | 5. <i>Urges</i> all concerned United Nations agencies and organizations to provide all possible assistance and support to the representative in the implementation of his programme of activities;   |
| 49/169, OP10<br>23 Dec 1994<br><br>50/152, OP8<br>21 Dec 1995 | 10. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 48/116, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution;   |
| 50/195, OP11<br>22 Dec 1995                                   | 11. <i>Urges</i> all relevant United Nations humanitarian assistance and development organizations concerned to establish frameworks of cooperation with the representative so as to provide all possible assistance and support to him in the implementation of his programme of activities, and invites the representative to report thereon;  |
| 52/130, PP7 & OP9<br>12 Dec 1997                              | <i>Welcoming also</i> the decision by the Inter-Agency Standing Committee to extend a standing invitation to the representative of the Secretary-General on internally displaced persons to participate in its meetings and those of its subsidiary bodies, and encouraging further strengthening of this collaboration in order to promote better assistance, protection and development strategies for internally displaced persons,<br><br>...<br><br>9. <i>Urges</i> all relevant United Nations humanitarian assistance and development organizations concerned to enhance their collaboration with the representative of the Secretary-General by developing frameworks of cooperation to promote protection, assistance and development for internally displaced persons and to provide all possible assistance and support to him; |
| 54/167, PP7, OP8 & 11<br>17 Dec 1999                          | <i>Welcoming</i> the cooperation established between the representative of the Secretary-General and the United Nations and other international and regional organizations, in particular the participation of the representative of the Secretary-General in the meetings of the Inter-Agency Standing Committee and its subsidiary bodies, and encouraging further strengthening of this collaboration in order to promote better assistance, protection and development strategies for internally displaced persons,<br><br>...<br><br>8. <i>Notes with appreciation</i> that the United Nations agencies, regional and non-governmental organizations are making use of the Guiding Principles in their work, and encourages the further dissemination and application of the Guiding Principles;                                      |

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|  | <p>...</p> <p>11. <i>Urges</i> all relevant United Nations humanitarian assistance and development organizations concerned to enhance their collaboration with the representative of the Secretary-General by developing frameworks of cooperation, especially through the Inter-Agency Standing Committee, to promote protection, assistance and development for internally displaced persons and to provide all possible assistance and support to him;</p>  |
| <p>56/164, PP9 &amp; OP12</p> <p>19 Dec 2001</p> | <p><i>Welcoming</i> the cooperation established between the Representative of the Secretary-General and the United Nations and other international and regional organizations, in particular the participation of the Representative of the Secretary-General in the meetings of the Inter-Agency Standing Committee and its subsidiary bodies, and encouraging further strengthening of this collaboration in order to promote better protection, assistance and development strategies for internally displaced persons,</p> <p>...</p> <p>12. <i>Emphasizes</i> the central role of the Emergency Relief Coordinator for the inter-agency coordination of protection of and assistance to internally displaced persons, and in this regard urges the Senior Inter-Agency Network on Internal Displacement and all relevant United Nations humanitarian assistance, human rights and development organizations concerned to enhance further their collaboration and coordination, especially through the Inter-Agency Standing Committee, in order to promote and better carry out protection, assistance and development activities for internally displaced persons and to enhance further their accountability, as well as to provide all possible assistance and support to the Representative of the Secretary-General, and invites the Network better to inform Member States of its activities;</p> |

**16. ROLE OF UNHCR** (See also 15. *Role of UN Agencies / Other Organizations*)

*The majority of the provisions reproduced below welcome or support UNHCR's efforts to provide protection and assistance to internally displaced persons, on the basis of specific requests from the Secretary-General or the principal organs of the UN. Provisions also welcome ExCom's decision to extend protection and assistance to internally displaced persons on a case-by-case basis and recall that UNHCR can be called upon to extend assistance to groups other than refugees. Other provisions acknowledge the close co-operation between UNHCR and the Special Representative of the Secretary-General and welcome ExCom's decision to promote further consultations with the Special Representative. Several provisions call for support and financial assistance to UNHCR to facilitate activities and programmes, inter alia, for internally displaced persons.*

| Resolution / Paragraph Number & Date | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 47/105, OP14                         | 14. <i>Welcomes</i> , in this context, efforts by the High Commissioner, on the |

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| 16 Dec 1992                      | basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the concerned State, to undertake activities in favour of internally displaced persons, taking into account the complementarities of the mandates and expertise of other relevant organizations;   |
| 48/116, OP12 & 14<br>20 Dec 1993 | <p>12. <i>Reaffirms</i> its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the concerned State, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to persons displaced within their own country in specific situations calling for the Office's particular expertise, especially where such efforts could contribute to the prevention or solution of refugee problems;</p> <p>...</p> <p>14. <i>Recognizes</i> the need for the international community to explore methods and means better to address within the United Nations system the protection and assistance needs of internally displaced persons, and calls upon the High Commissioner to engage actively in further consultations on this priority issue with the Department of Humanitarian Affairs of the Secretariat and the Special Representative of the Secretary-General on Internally Displaced Persons, and with other appropriate international organizations and bodies, including the International Committee of the Red Cross;</p> |
| 48/135, PP8<br>20 Dec 1993       | <i>Welcoming also</i> the decision by the Executive Committee of the Office of the United Nations High Commissioner for Refugees to extend, on a case-by-case basis and under specific circumstances, protection and assistance to the internally displaced,   |
| 49/169, OP10 & 13<br>23 Dec 1994 | <p>10. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 48/116, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution;</p> <p>...</p> <p>13. <i>Acknowledges</i> the continuing close cooperation between the High Commissioner and the representative of the Secretary-General on internally displaced persons in the exercise of his mandate, and recognizes the importance of their close cooperation, and of cooperation with the International Committee of the Red Cross, with respect to prevention, protection, humanitarian assistance and solutions;</p>                          |
| 49/174, OP9<br>23 Dec 1994       | 9. <i>Calls upon</i> Member States and intergovernmental and non-governmental organizations to continue to provide the necessary support and financial assistance to the High Commissioner to enhance her capacities and abilities to implement emergency operations, care and maintenance activities and repatriation and reintegration programmes for the benefit of refugees, returnees and, as appropriate, certain groups of internally displaced   |

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|                             | persons;  |
| 50/149, OP22<br>21 Dec 1995 | 22. <i>Calls upon</i> Member States and intergovernmental and non-governmental organizations to continue to provide the necessary support and financial assistance to the United Nations High Commissioner for Refugees to enhance her capacities and abilities to implement emergency operations, care and maintenance activities and repatriation and reintegration programmes for the benefit of refugees, returnees and, as appropriate, internally displaced persons;  |
| 50/152, OP8<br>21 Dec 1995  | 8. <i>Calls</i> for a more concerted response by the international community to the needs of internally displaced persons and, in accordance with its resolution 49/169, reaffirms its support for the High Commissioner's efforts, on the basis of specific requests from the Secretary-General or the competent principal organs of the United Nations and with the consent of the State concerned, and taking into account the complementarities of the mandates and expertise of other relevant organizations, to provide humanitarian assistance and protection to such persons, emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and enjoy in other countries asylum from persecution; |
| 50/195, PP9<br>22 Dec 1995  | <i>Welcoming</i> in particular the decision by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees to promote further consultations with the representative of the Secretary-General, as well as the decision by the Inter-Agency Standing Committee and its working group to invite the representative to participate in relevant meetings and in its Task Force on Internally Displaced Persons,  |
| 51/75, OP13<br>12 Dec 1996  | 13. <i>Recalls</i> that the Office of the High Commissioner may be called upon by the appropriate organs of the United Nations and with the consent of the State concerned to extend its assistance to other groups, such as internally displaced persons, recognizing that such involvement may contribute to the prevention or mitigation of refugee situations, yet emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and to enjoy in other countries asylum from persecution;   |
| 54/146, OP17<br>17 Dec 1999 | 17. <i>Reiterates</i> its support for the role of the Office of the High Commissioner in providing humanitarian assistance and protection to internally displaced persons on the basis of criteria enumerated in paragraph 16 of its resolution 53/125, and underlines the continuing relevance of the Guiding Principles on Internal Displacement;   |
| 55/74, OP20<br>4 Dec 2000   | 20. <i>Reiterates its support</i> for the role of the Office of the High Commissioner in providing humanitarian assistance and protection to internally displaced persons on the basis of criteria enumerated in paragraph 16 of its resolution 53/125 of 9 December 1998, and underlines the continuing relevance of the Guiding Principles on Internal Displacement;  |
| 55/76, OP3<br>4 Dec 2000    | 3. <i>Reaffirms its support</i> for the activities of the Office of the High Commissioner, in accordance with the relevant General Assembly resolutions, on behalf of returnees, stateless persons and internally displaced persons;  |

## 17. SPECIAL REPRESENTATIVE OF THE SECRETARY-GENERAL<sup>1</sup>

*The provisions reproduced below follow the progress of the Special Representative of the Secretary-General in developing a legal framework and dialogue with States and relevant organizations on internally displaced persons. Several provisions welcome and encourage the work of the Special Representative, and request the Representative to continue his work, including the presentation of recommendations of ways effectively to protect and assist internally displaced persons. Several provisions commend the Special Representative for the catalytic role he is playing in raising consciousness about the plight of internally displaced persons. Other provisions invite the Special Representative to continue his dialogue with States, intergovernmental and non-governmental organizations.*

| Resolution / Paragraph Number & Date    | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 48/113, PP4<br>20 Dec 1993              | <i>Welcoming</i> the continued work of the Special Representative of the Secretary-General on Internally Displaced Persons,  |
| 48/135, PP5, 9, OP2 & 3<br>20 Dec 1993  | <p><i>Welcoming</i> the initiative of the Commission on Human Rights on this question and, in particular, its resolution 1992/73 of 5 March 1992, by which it requested the Secretary-General to appoint a representative to study the human rights issues related to internally displaced persons, and Commission resolution 1993/95 of 11 March 1993, by which it requested the Secretary-General to mandate his representative for two years to continue his work aimed at a better understanding of the problems faced by internally displaced persons and their possible long-term solutions,</p> <p>...</p> <p><i>Taking note</i> of the comprehensive study of the representative of the Secretary-General, submitted to the Commission on Human Rights at its forty-ninth session, and the useful suggestions and recommendations contained therein,</p> <p>...</p> <p>2. <i>Encourages</i> the representative, through dialogue with Governments, to continue his review of the needs for international protection of and assistance to internally displaced persons, including his compilation and analysis of existing rules and norms;</p> <p>3. <i>Invites</i> the representative to present suggestions and recommendations with regard to ways and means, including the institutional aspects, of providing effective protection of and assistance to internally displaced persons;</p> |
| 50/195, PP6, 7, 10, OP2,<br>3, 4, 6 & 7 | <i>Welcoming</i> the decision of the Commission on Human Rights in its resolution 1995/57 of 3 March 1995, in which it extended the mandate of the   |

<sup>1</sup> See also 4. *Children, Women and Other Groups with Specific Needs*, 6. *Guiding Principles on Internal Displacement*, 9. *Legal Framework*, 12. *Requests to States and Others*, 15. *Role of UN Agencies / Other Organizations*, 16. *Role of UNHCR*

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| <p>22 Dec 1995</p>                                 | <p>representative of the Secretary-General on internally displaced persons for another three years to continue his review of the need for protection of and assistance to internally displaced persons, including his compilation and analysis of legal norms, the root causes of internal displacement, prevention and long-term solutions,</p> <p><i>Noting</i> the progress made thus far by the representative of the Secretary-General in developing a legal framework, studying the causes and manifestations of internal displacement and analysing institutional arrangements, undertaking dialogue with Governments, issuing a series of reports on particular country situations together with proposals for remedial measures, and raising the level of awareness, at both the national and international levels, concerning the problem of internal displacement,</p> <p>...</p> <p><i>Recalling</i> the report of the representative of the Secretary-General Submitted to the Commission on Human Rights at its fifty-first session, and the conclusions and recommendations contained therein with regard to improving protection of, assistance to and development for internally displaced persons,</p> <p>...</p> <p>2. <i>Commends</i> the representative for the catalytic role he is playing in raising the level of consciousness about the plight of internally displaced persons;</p> <p>3. <i>Noting</i> the efforts of the representative to develop a framework and to promote strategies for better protection, assistance and development for internally displaced persons;</p> <p>4. <i>Encourages</i> the representative to continue his analysis of the causes of internal displacement, the needs of those displaced, measures of prevention and ways to increase protection, assistance and solutions for internally displaced persons;</p> <p>...</p> <p>6. <i>Calls upon</i> the representative to continue to study the problem of internally displaced persons and to invite, with the approval of Governments, specialists and consultants to contribute expert assistance during missions and to make use of research facilities;</p> <p>7. <i>Invites</i> the representative to finalize his compilation and analysis of existing legal norms for inclusion in his report to the Commission on Human Rights at its fifty-second session;</p> |
| <p>52/130, PP5, OP2, 3 &amp; 5<br/>12 Dec 1997</p> | <p><i>Noting</i> the progress made thus far by the representative of the Secretary-General on internally displaced persons in developing a legal framework, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations together with proposals for remedial measures,</p> <p>...</p> <p>2. <i>Commends</i> the representative of the Secretary-General for the activities undertaken so far, despite the limited resources available to him, and for the catalytic role he continues to play to raise the level of consciousness about the plight of internally displaced persons;</p> <p>3. <i>Encourages</i> the representative of the Secretary-General to continue his</p>  |



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|   | <p>analysis of the causes of internal displacement, the needs of those displaced, measures of prevention and ways to increase protection, assistance and solutions for internally displaced persons;</p> <p>...</p> <p>5. <i>Looks forward</i> to the comprehensive study being prepared by the representative of the Secretary-General to promote a comprehensive strategy for better protection, assistance and development for internally displaced persons;</p>   |
| <p>54/167, PP6, OP2, 3 &amp; 5<br/>17 Dec 1999</p>  | <p><i>Noting</i> the progress made thus far by the representative of the Secretary-General on internally displaced persons in developing a legal framework, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations, together with proposals for remedial measures,</p> <p>...</p> <p>2. <i>Commends</i> the representative of the Secretary-General for the activities undertaken so far, despite the limited resources available to him, and for the catalytic role he continues to play in raising the level of consciousness about the plight of internally displaced persons;</p> <p>3. <i>Encourages</i> the representative of the Secretary-General to continue his analysis of the causes of internal displacement, the needs of those displaced, measures of prevention and ways to increase protection, assistance and solutions for internally displaced persons, including their safe return;</p> <p>...</p> <p>5. <i>Welcomes</i> the study prepared by the representative of the Secretary-General to promote a comprehensive strategy for better protection, assistance and development for internally displaced persons;</p> |
| <p>55/77, OP33<br/>4 Dec 2000</p> <p>56/135, OP30<br/>19 Dec 2001</p> <p>57/183, OP34<br/>18 Dec 2002</p> | <p>33. <i>Invites</i> the Representative of the Secretary-General on internally displaced persons to continue his ongoing dialogue with Member States and the intergovernmental and non-governmental organizations concerned, in accordance with his mandate, and to include information thereon in his reports to the Commission on Human Rights and the General Assembly;</p>   |
| <p>56/164, PP8, OP2 &amp; 4<br/>19 Dec 2001</p>   | <p><i>Noting with appreciation</i> the work of the Representative of the Secretary-General on internally displaced persons in developing a normative framework, in particular a compilation and analysis of legal norms and the development of guiding principles, analysing institutional arrangements, undertaking dialogue with Governments and issuing a series of reports on particular country situations together with proposals for remedial measures,</p> <p>...</p> <p>2. <i>Commends</i> the Representative of the Secretary-General for the activities undertaken so far, for the catalytic role that he continues to play in raising the level of consciousness about the plight of internally displaced persons and for his efforts to promote a comprehensive strategy that focuses on</p>   |

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|                                    | <p>prevention as well as better protection, assistance and development for internally displaced persons;</p> <p>...</p> <p>4. <i>Encourages</i> the Representative of the Secretary-General, through continuous dialogue with Governments and all intergovernmental and non-governmental organizations concerned, to continue his analysis of the causes of internal displacement, the needs and rights of those displaced, measures of prevention and ways to strengthen protection, assistance and solutions for internally displaced persons, taking into account specific situations, and to include information thereon in his reports to the Commission on Human Rights and the General Assembly;</p> |
| <p>57/190, OP6<br/>18 Dec 2002</p> | <p>6. <i>Urges</i> Governments to improve the implementation of policies and programmes for the protection, care and well-being of refugee and internally displaced children and for the provision of basic social services, including access to education, with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the Representative of the Secretary-General on internally displaced persons, in accordance with the obligations of States under the Convention on the Rights of the Child;<sup>31</sup></p>  |

# INTERNATIONAL HUMANITARIAN LAW

## 1. ACCESSION TO INTERNATIONAL HUMANITARIAN LAW INSTRUMENTS

*The provisions reproduced below encourage States to consider acceding, inter alia, to international instruments of humanitarian law.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 54/180, OP11<br>17 Dec 1999          | 11. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee; |
| 56/166, OP5<br>19 Dec 2001           | 5. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee;           |

## 2. APPEALS TO ABIDE BY / IMPLEMENT INTERNATIONAL HUMANITARIAN LAW

*The provisions reproduced below call upon parties to armed conflict to abide by the norms of international humanitarian law. Some provisions address themselves to States alone, while others are addressed to “States and other parties to armed conflict” or “all parties to the conflict”. Many provisions make specific reference to the Geneva Conventions of 1949 and the 1977 Additional Protocols. A number of provisions request access to be granted for the International Committee of the Red Cross, and one provision urges access for UN and humanitarian personnel. Several provisions deal with international humanitarian law as relevant to the protection of children during armed conflict. One provision requests States to refrain from returning or expelling refugees or asylum-seekers contrary to, inter alia, international humanitarian law. Two provisions focus on Africa and note that armed conflict is one of the principal causes of forced displacement in Africa.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 44/161, OP4<br>15 Dec 1989           | 4. <i>Calls once again upon</i> all parties to the conflict, in order to alleviate the serious suffering of the Afghan people, strictly to respect human life and the principles and provisions of international humanitarian law and to co-operate fully and effectively with international humanitarian organizations, especially the International Committee of the Red Cross, in particular by granting it unrestricted access to all parts of the country;”   |
| 45/12, OP3<br>7 Nov 1990             | 3. <i>Calls</i> for the scrupulous respect for and faithful implementation of the Geneva Agreements by all parties concerned, who should fully abide by their letter and spirit;   |
| 45/174, OP5<br>18 Dec 1990           | 5. <i>Also urges</i> all parties to the conflict to respect the Geneva Conventions of 12 August 1949 and the Additional Protocols thereto, of 1977, to halt the use of weapons against the civilian population, to protect all prisoners from acts of reprisals and violence, including ill-treatment, torture and summary execution, to transmit to the International Committee of the Red Cross the names of all prisoners, and to grant to that Committee unrestricted access to all parts of the country and the right to visit all prisoners in accordance with its established criteria;   |
| 48/139, OP3<br>20 Dec 1993           | 3. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights and humanitarian law, as this would contribute to averting new massive flows of refugees and displaced persons;  |
| 52/103, OP5 & 16<br>12 Dec 1997      | 5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights, humanitarian and refugee law;<br><br>...<br><br>16. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, and noting the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death in connection with armed conflict, urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse, and preventing their separation from their families; |
| 52/105, OP7<br>12 Dec 1997           | 7. <i>Calls upon</i> all States and other parties to armed conflict to respect international humanitarian law and, in this regard, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949 and related instruments, while bearing in mind resolution 2 of the 26th   |

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|   | International Conference of the Red Cross and Red Crescent, and to respect the provisions of the Convention on the Rights of the Child, which accord children affected by armed conflict special protection and treatment;   |
| 53/1/N, OP5<br>8 Dec 1998                                   | 5. <i>Again urges</i> the Governments of the region and all concerned parties to provide protection as well as safe and unhindered access for United Nations and other humanitarian personnel to the populations in need in all areas of the region, in accordance with international humanitarian law;  |
| 53/122, OP8<br>9 Dec 1998<br><br>54/145, OP8<br>17 Dec 1999 | 8. <i>Calls upon</i> all States and other parties to armed conflict to respect international humanitarian law, and, in this regard, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949 and related instruments, while bearing in mind resolution 2 adopted at the twenty-sixth International Conference of the Red Cross and Red Crescent, held at Geneva in December 1995, and to respect the provisions of the Convention on the Rights of the Child, which accord children affected by armed conflict special protection and treatment;  |
| 53/125, OP18<br>9 Dec 1998                                  | 18. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, particularly in the context of armed conflict, and to abduction with a view to forcing participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse, and to prevent their separation from their families;   |
| 54/146, OP4 & 19<br>17 Dec 1999                             | 4. <i>Notes</i> that the fiftieth anniversary of the Geneva Conventions on the law of armed conflict is being commemorated in 1999, and calls upon States and other parties to armed conflict to observe scrupulously international humanitarian law;<br><br>...<br><br>19. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, in particular in the context of armed conflict, and to abduction with a view to their forced participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse and forced military service, and to prevent their separation from their families; |
| 54/147, OP4<br>17 Dec 1999                                  | 4. <i>Notes also</i> the commemoration in 1999 of the fiftieth anniversary of the signature of the Geneva Conventions of 12 August 1949, and, bearing in mind that armed conflict is one of the principal causes of forced displacement in Africa, calls upon States and other parties to armed conflict to observe scrupulously the letter and spirit of international humanitarian law;  |
| 55/175, OP19  | 19. <i>Encourages</i> all States to become parties to and respect fully their  |

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| 19 Dec 2000  | obligations under the relevant international instruments, including the Convention on the Safety of United Nations and Associated Personnel;  |
| 56/135, OP4<br>19 Dec 2001<br><br>57/183, OP4<br>18 Dec 2002 | 4. <i>Calls upon</i> States and other parties to armed conflict to observe scrupulously the letter and the spirit of international humanitarian law, bearing in mind that armed conflict is one of the principal causes of forced displacement in Africa;   |
| 56/136, OP8<br><br>19 Dec 2001                               | 8. <i>Calls upon</i> all States and other parties to armed conflict to respect international humanitarian law, and in this regard calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949 and related instruments, bearing in mind resolution 2 adopted at the twenty-sixth International Conference of the Red Cross and Red Crescent, held at Geneva in December 1995, and to respect the provisions of the Convention on the Rights of the Child, which accord children affected by armed conflict special protection and treatment; |

### **3. CO-OPERATION BETWEEN UNHCR AND INTERNATIONAL HUMANITARIAN LAW INSTITUTIONS**

*The provision reproduced below requests UNHCR to strengthen promotion and training activities including by increased co-operation with humanitarian organizations.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 48/116, OP16<br><br>20 Dec 1993      | 16. <i>Reaffirms</i> the importance of promoting and disseminating refugee law and principles for the protection of refugees as well as of facilitating the prevention of and solutions to refugee problems, and encourages the High Commissioner to continue to strengthen the promotion and training activities of her Office, <i>inter alia</i> , through increased cooperation with bodies and organizations concerned with human rights and humanitarian law; |

### **4. EROSION OF RESPECT FOR INTERNATIONAL HUMANITARIAN LAW**

*The provisions reproduced below express concern about the difficulties in humanitarian assistance caused by the erosion of respect for international humanitarian law, and affirm the need to promote and ensure respect for international humanitarian law.*

| Resolution / Paragraph<br>Number & Date                      | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |   |
| 53/87, PP4 & 5<br><br>7 Dec 1998                             | <p><i>Concerned</i> by the increasingly difficult context in which humanitarian assistance takes place in some areas, in particular the continuous erosion, in many cases, of respect for the principles and rules of international humanitarian law,</p> <p><i>Welcoming</i> the upcoming fiftieth anniversary of the Geneva Conventions of 12 August 1949 as an opportunity to raise awareness for humanitarian issues, in particular the need to promote, respect and ensure respect for the principles and rules of international humanitarian law,</p> |
| 54/180, PP5<br>17 Dec 1999<br><br>56/166, PP7<br>19 Dec 2001 | <p><i>Stressing</i> the importance of adherence to international humanitarian, human rights and refugee law in order to avert mass exoduses and to protect refugees and internally displaced persons, and expressing its deep concern at the lack of respect for those laws and principles, especially during armed conflict, including the denial of safe and unimpeded access to the displaced,</p>   |
| 54/192, PP5<br><br>17 Dec 1999                               | <p><i>Recalling</i> the fiftieth anniversary on 12 August 1999 of the Geneva Conventions of 12 August 1949, which reaffirmed the need to promote and ensure respect for the principles and rules of international humanitarian law,</p>   |
| 55/175, PP7<br><br>19 Dec 2000                               | <p><i>Concerned</i> by the increasingly difficult context in which humanitarian assistance takes place in some areas, in particular the continuous erosion, in many cases, of respect for the principles and rules of international humanitarian law,</p>   |
| 56/217, PP5 & 7<br><br>21 Dec 2001                           | <p><i>Reaffirming</i> the need to promote and ensure respect for the principles and rules of international humanitarian law,</p> <p>...</p> <p><i>Concerned</i> by the increasingly difficult context in which humanitarian assistance takes place in some areas, in particular the continuous erosion, in many cases, of respect for the principles and rules of international humanitarian law,</p>   |

## **5. INTERNALLY DISPLACED PERSONS AND INTERNATIONAL HUMANITARIAN LAW**

*The provision reproduced below, inter alia, recalls the norms of humanitarian law relevant to internally displaced persons.*

| Resolution / Paragraph<br>Number & Date | Full Text |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b> |  |
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| 56/164, PP5<br><br>19 Dec 2001      | <i>Recalling</i> the relevant norms of international human rights law, international humanitarian law and analogous refugee law, and recognizing that the protection of internally displaced persons has been strengthened by identifying, reaffirming and consolidating specific standards for their protection, in particular through the Guiding Principles on Internal Displacement, |

## **6. PREVENTION THROUGH RESPECT FOR INTERNATIONAL HUMANITARIAN LAW**

*The provisions reproduced below stress the importance of adherence to, inter alia, international humanitarian law, in order to prevent the causes leading to mass exoduses.*

| Resolution / Paragraph<br>Number & Date                      | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |  |
| 54/180, PP5<br>17 Dec 1999<br><br>56/166, PP7<br>19 Dec 2001 | <i>Stressing</i> the importance of adherence to international humanitarian, human rights and refugee law in order to avert mass exoduses and to protect refugees and internally displaced persons, and expressing its deep concern at the lack of respect for those laws and principles, especially during armed conflict, including the denial of safe and unimpeded access to the displaced, |

## **7. REQUESTS TO STATES TO ABIDE BY HUMANITARIAN NORMS**

*The provisions reproduced below request States to ensure the humane treatment of asylum-seekers in accordance with internationally recognized human rights and "humanitarian norms".*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 50/152, OP3<br><br>21 Dec 1995          | 3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the protection of refugees, to ensure respect for the principles of refugee protection, including the fundamental principle of non-refoulement, as well as the humane treatment of asylum-seekers and refugees in accordance with internationally recognized human rights and humanitarian norms; |



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| 51/75, OP5<br>12 Dec 1996  | 5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;                            |
| 52/103, OP3<br>12 Dec 1997 | 3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular numerous serious threats to the security or well-being of refugees, refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms; |

## 8. STAFF SECURITY AND INTERNATIONAL HUMANITARIAN LAW

*A number of the provisions reproduced below urge States to take measures to ensure the full implementation of international humanitarian law related to the safety and security of UN and humanitarian personnel. Other provisions request States to ensure the speedy release of UN and other personnel who have been detained in violation of their immunity, in accordance with relevant international humanitarian law. Several provision call on "all other parties involved in armed conflicts" to ensure the security of UN and humanitarian personnel, in compliance with their obligations under the Geneva Conventions and Protocols and to refrain from abducting or detaining staff in violation of their immunity and international humanitarian law.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 52/167, OP1<br>16 Dec 1997           | 1. <i>Strongly stresses</i> the urgent need to ensure respect for and promotion of principles and norms of international humanitarian law, including those related to the safety and security of humanitarian personnel, both international and local;  |
| 53/87, OP2 & 3<br>7 Dec 1998         | 2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, including those related to the safety and security of humanitarian personnel and United Nations personnel;<br><br>3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations personnel, to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations, and to ensure the speedy |

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|   | <p>release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p>   |
| <p>54/192, OP1 &amp; 7<br/>19 Dec 1999</p>            | <p>1. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, as well as relevant provisions of human rights law related to the safety and security of humanitarian personnel and United Nations personnel;</p> <p>...</p> <p>7. <i>Also urges</i> all States to provide adequate and prompt information in the event of arrest or detention of humanitarian personnel or United Nations personnel, to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and further urges all States to take the necessary measures to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p>  |
| <p>55/175, PP13, OP2 &amp; 9<br/>19 Dec 2000</p>      | <p><i>Urging</i> all other parties involved in armed conflicts, in compliance with their Obligations under the 1949 Geneva Conventions and the Additional Protocols thereto, of 8 June 1977, to ensure the security and protection of all humanitarian and United Nations and its associated personnel,</p> <p>...</p> <p>2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, as well as relevant provisions of human rights law related to the safety and security of humanitarian personnel and United Nations personnel;</p> <p>...</p> <p>9. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance with their obligations under the 1949 Geneva Conventions and the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and its associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;</p> |
| <p>56/217, PP14, OP2, 10 &amp; 12<br/>21 Dec 2001</p> | <p><i>Urging</i> all other parties involved in armed conflicts, in compliance with international humanitarian law, in particular their obligations under the Geneva Conventions of 12 August 1949 and the obligations applicable to them under the Additional Protocols thereto, of 8 June 1977, to ensure the security and protection of all humanitarian personnel and United Nations and associated personnel,</p> <p>...</p> <p>2. <i>Urges</i> all States to take the necessary measures to ensure the full and</p>  |

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|  | <p>effective implementation of the relevant principles and rules of international law, including international humanitarian law, as well as the relevant provisions of human rights and refugee law related to the safety and security of humanitarian personnel and United Nations personnel;</p> <p>...</p> <p>10. <i>Calls upon</i> all States to provide adequate and prompt information in the event of arrest or detention of humanitarian personnel or United Nations personnel, to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and urges them to take the necessary measures to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p> <p>...</p> <p>12. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance with international humanitarian law, in particular their obligations under the 1949 Geneva Conventions and the obligations applicable to them under the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;</p> |
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## 9. TRAINING OF STAFF

*The provisions reproduced below request the Secretary-General to ensure that UN personnel are adequately trained in international humanitarian law to enhance their security and effectiveness in accomplishing their functions.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 54/192, OP12<br>17 Dec 1999          | 12. <i>Further requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law, as well as stress counselling, are provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support; |

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|-------------------------------------|--|
| <p>55/175, OP14<br/>19 Dec 2000</p> | <p>14. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;</p>                    |
| <p>56/217, OP18<br/>21 Dec 2001</p> | <p>18. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called upon to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and international humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;</p> |

# INTERNATIONAL PROTECTION<sup>1</sup>

## 1. CHALLENGES AND ISSUES IN PROTECTION<sup>2</sup>

*The majority of the provisions reproduced below express concern at protection problems and threats to the institution of asylum, including, inter alia, arbitrary detention, attacks on refugee camps, expulsion, refoulement, non-admission, lack of respect for human rights and threats to the physical security, dignity and well-being of refugees and asylum-seekers. Other provisions call on States to refrain from such measures.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/41 A, PP7<br>25 November 1980        | <i>Noting with concern</i> that refugees encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,   |
| 36/125, PP9<br>14 Dec 1981              | <i>Noting with great concern</i> that, despite an increasingly broad understanding of the principles of international protection, refugees still encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,   |
| 37/195, OP3<br>18 Dec 1982              | 3. <i>Deplores</i> the continued serious violations of the basic rights of refugees and displaced persons of concern to the Office of the High Commissioner, in particular through military attacks on refugee camps and settlements in southern Africa and elsewhere, refoulement and arbitrary detention, and stresses the need to strengthen measures to protect them against such violations;   |
| 44/137, PP5 & OP3<br>15 Dec 1989        | <i>Noting with concern</i> that, despite developments that offer hope for solutions to refugee problems, refugees and displaced persons of concern to the Office of the High Commissioner continue to face, in certain situations, distressingly serious problems, including problems of protection as a result of expulsion and refoulement of refugees, their unjustified detention and measures that do not recognize their special situation,<br><br>...<br><br>3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these |

<sup>1</sup> See also *Complementary (Subsidiary) Forms of Protection* and *Temporary Protection*

<sup>2</sup> See also *Detention, Expulsion, Racism, Discrimination and Xenophobia, Refoulement, Rescue at Sea and Stowaways*

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|  | practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;   |
| 45/140 A, PP6 & OP3<br>14 Dec 1990                             | <p><i>Noting with concern</i> that refugee protection continues to be seriously jeopardized in many States, including through expulsion, refoulement and other threats to the physical security, dignity and well-being of refugees,</p> <p>...</p> <p>3. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>  |
| 46/106, PP7 & OP4<br>16 Dec 1991                               | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p> <p>...</p> <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees and asylum-seekers contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures and to continue to give humane treatment and to grant asylum to refugees;</p>                                       |
| 47/105, PP6 & OP4<br>16 Dec 1992                               | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p> <p>...</p> <p>4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures for asylum-seekers and to continue to give humane treatment and to grant asylum to refugees;</p> |
| 48/116, PP10<br>20 Dec 1993<br><br>49/169, PP11<br>23 Dec 1994 | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect</p>   |

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|  | and ensure their fundamental freedoms and human rights,  |
| 50/149, OP7<br>21 Dec 1995   | 7. <i>Expresses its concern</i> regarding instances, in some parts of Africa, where the fundamental principle of asylum is jeopardized as a result of unlawful expulsion, refoulement, or other threats to life, physical security, dignity and well-being;  |
| 50/152, PP6<br>21 Dec 1995   | <i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,   |
| 52/101, OP4<br>9 Feb 1998<br><br>53/126, OP5<br>9 Dec 1998<br><br>54/147, OP11<br>17 Dec 1999<br><br>55/77, OP16<br>4 Dec 2000<br><br>56/135, OP14<br>29 Dec 2001<br><br>57/183, OP15<br>18 Dec 2002 | 4. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;  |
| 52/103, OP3 & 5<br>12 Dec 1997   | 3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular the numerous serious threats to the security or well-being of refugees, such as refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;<br><br>...<br><br>5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law; |
| 53/125, OP5<br>9 Dec 1998<br><br>54/146, OP6<br>17 Dec 1999  | 5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;   |

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| 55/74, OP6<br>4 Dec 2000 | 6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards; |
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## **2. CONCEPT OF INTERNATIONAL PROTECTION**

*The provisions reproduced below offer interpretations of the concept of international protection. One provision notes the need for an organization to replace the International Refugee Organization and provide protection to refugees and another recognizes the need for a debate for new directions for protection. Two recent provisions define international protection as an action-oriented function, carried out in cooperation with States and other partners.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 319 (IV), PP4<br>3 Dec 1949          | <i>Considering</i> that in its aforementioned resolution the Economic and Social Council requested the Governments of States Members of the United Nations, and of other States, to provide the necessary legal protection for refugees who have been the concern of the International Refugee Organization and recommended that the General Assembly at its fourth session should decide the functions and organizational arrangements, within the framework of the United Nations, necessary for the international protection of refugees after the International Refugee Organization terminates its activities, |
| 46/106, OP3<br>16 Dec 1991           | 3. <i>Recognizes</i> also that the current size and complexity of the world refugee situation require vigorous promotion of existing protection principles, as well as full and open debate on new directions for protection and on further development of the law in this area, paying particular attention to the responsibilities of States to resolve refugee situations and, especially with respect to countries of origin, to address and try to eradicate causes of refugee flows;  |
| 55/74, OP8<br>4 Dec 2000             | 8. <i>Welcomes</i> measures taken by the Office of the High Commissioner to make protection effective, recognizing that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees and to ensure protection-oriented solutions;  |
| 56/137, OP6<br>19 Dec 2001           | 6. <i>Reiterates</i> that international protection is a dynamic and action-oriented function, carried out in cooperation with States and other partners, inter alia, to promote and facilitate the admission, reception and treatment of refugees   |



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| 57/187, OP7<br>18 Dec 2002 | and to ensure durable, protection-oriented solutions, bearing in mind the particular needs of vulnerable groups; |
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### **3. IMPORTANCE OF INTERNATIONAL PROTECTION**

*The provisions reproduced below reaffirm the importance of UNHCR's function of providing international protection and the need for States to co-operate in the exercise of this function. Reference is sometimes made to the need for States to co-operate by acceding to and implementing legal instruments and observing the principles of asylum and non-refoulement.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 3272 (XXIX), PP2<br>10 Dec 1974      | <i>Reaffirming</i> the importance it attaches to the international protection of refugees as a principal function of the United Nations High Commissioner for Refugees,  |
| 35/41, OP4<br>25 Nov 1980            | 4. <i>Reaffirms</i> the essential importance of the High Commissioner's action to provide international protection to refugees and to promote durable and speedy solutions through voluntary repatriation or return, and subsequent assistance in rehabilitation, in consultation with the countries concerned, integration in countries of asylum or resettlement in other countries of refugees and displaced persons of concern to the Office of the High Commissioner;   |
| 36/125, OP4<br>14 Dec 1981           | 4. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the importance of promoting durable and speedy solutions in consultation and agreement with the countries concerned, through voluntary repatriation or return and subsequent assistance in rehabilitation and, whenever appropriate, integration in countries of asylum or resettlement in other countries of refugees and displaced persons of concern to the Office of the High Commissioner; |
| 37/195, OP2<br>18 Dec 1982           | 2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;  |
| 38/121, PP5 & OP2<br>16 Dec 1983     | <i>Stressing</i> the fundamental importance of the High Commissioner's international protection function and the need for States to co-operate with the High Commissioner in the exercise of this essential function,  |

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|  | <p>...</p> <p>2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>  |
| <p>39/140, PP5 &amp; OP2<br/>14 Dec 1984</p>   | <p><i>Stressing</i> the fundamental importance of the High Commissioner's international protection function and the need for States to co-operate with the High Commissioner in the exercise of this essential function, particularly in view of the continued and persistent violations of the basic rights of persons of concern to his Office,</p> <p>...</p> <p>2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and fully implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p> |
| <p>40/118, PP6 &amp; OP2<br/>13 Dec 1985</p> <p>41/124, PP7 &amp; OP2<br/>4 Dec 1986</p> | <p><i>Stressing</i> the fundamental importance of the High Commissioner's function to provide international protection and the need for States to co-operate with the High Commissioner in the exercise of this essential function, particularly in view of the continued and persistent violations of the basic rights of refugees and asylum-seekers,</p> <p>...</p> <p>2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p> |
| <p>42/109, PP7 &amp; OP1<br/>7 Dec 1987</p> <p>43/117, PP7 &amp; OP1<br/>8 Dec 1988</p>  | <p><i>Stressing</i> the fundamental importance of the High Commissioner's function to provide international protection, particularly in the context of the increasing complexity of the contemporary refugee problem, and the need for States to co-operate with the High Commissioner in the exercise of this essential function,</p> <p>...</p> <p>1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for Governments to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p> |
| 44/137, OP1  | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United  |

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| 15 Dec 1989  | Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with his Office in the fulfilment of this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;  |
| 45/140, OP1<br>14 Dec 1990<br><br>46/106, OP1<br>16 Dec 1991<br><br>47/105, OP1<br>16 Dec 1992 | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the Office of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with the Office in fulfilling this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;                                       |
| 48/116, OP1<br>20 Dec 1993   | 1. <i>Strongly reaffirms</i> the fundamental importance of the function of the United Nations High Commissioner for Refugees of providing international protection to refugees and the need for States to cooperate fully with her Office in order to facilitate the effective exercise of this function;  |
| 49/169, OP1<br>23 Dec 1994   | 1. <i>Strongly reaffirms</i> the fundamental importance of the function of the United Nations High Commissioner for Refugees of providing international protection to refugees and the need for States to cooperate fully with her Office in order to facilitate the effective exercise of that function;  |
| 50/152, OP1<br>21 Dec 1995   | 1. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the United Nations High Commissioner for Refugees of providing international protection to refugees and seeking solutions to refugee problems, and the need for States to cooperate fully with the Office in order to facilitate the effective exercise of that function;                 |
| 51/75, OP1<br>12 Dec 1996  | 1. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the United Nations High Commissioner for Refugees of providing international Protection to refugees and seeking permanent solutions to the problem of Refugees and the need for States to cooperate fully with the Office in order to facilitate the effective exercise of that function; |
| 52/103, OP2<br>12 Dec 1997<br><br>53/125, OP2<br>9 Dec 1998                                    | 2. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the United Nations High Commissioner for Refugees of providing international protection to refugees and seeking permanent solutions to the problem of refugees;   |
| 55/74, OP2<br>4 Dec 2000   | 2. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the United Nations High Commissioner for Refugees of providing international protection to refugees and seeking permanent solutions to the problem of refugees, and reiterates the need for Governments to continue to facilitate the effective exercise of this function;                |

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| 56/137, OP9<br>19 Dec 2001  | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration; |
| 57/187, OP10<br>18 Dec 2002 |  |

#### 4. PRINCIPLES OF INTERNATIONAL PROTECTION

##### 4.1 GENERAL

*The majority of the provisions reproduced below request States to ensure respect for the principles of refugee protection. Several provision emphasize the need for new approaches to the search for durable solutions based on, inter alia, internationally agreed protection principles and concerns. One provision recognizes the need for vigorous promotion of international protection principles.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 45/140, PP8<br>14 Dec 1990              | <i>Emphasizing</i> the need for States to assist, on as wide a basis as possible, the efforts of the Office of the High Commissioner in its search for durable and timely solutions to the problems of refugees based on new approaches that meet the current size and characteristics of these problems and are built on respect for fundamental human rights and basic internationally agreed protection principles and concerns,  |
| 46/106, OP3<br>16 Dec 1991              | 3. <i>Recognizes</i> also that the current size and complexity of the world refugee situation require vigorous promotion of existing protection principles, as well as full and open debate on new directions for protection and on further development of the law in this area, paying particular attention to the responsibilities of States to resolve refugee situations and, especially with respect to countries of origin, to address and try to eradicate causes of refugee flows; |
| 47/105, PP8<br>16 Dec 1992              | <i>Emphasizing</i> the need for States to assist the High Commissioner in her efforts to find durable and timely solutions to the problems of refugees based on new approaches that take into account the current size and characteristics of these problems and are built on respect for fundamental freedoms and human rights and internationally agreed protection principles and concerns,   |

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| <p>47/105, OP5<br/>16 Dec 1992</p>           | <p>5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>  |
| <p>48/116, OP5<br/>20 Dec 1993</p>           | <p>5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |
| <p>49/169, OP3<br/>23 Dec 1994</p>           | <p>3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |
| <p>50/152, OP3 &amp; OP7<br/>21 Dec 1995</p> | <p>3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the protection of refugees, to ensure respect for the principles of refugee protection, including the fundamental principle of non-refoulement, as well as the humane treatment of asylum-seekers and refugees in accordance with internationally recognized human rights and humanitarian norms;</p> <p>...</p> <p>7. <i>Reiterates</i> its support for the role of the Office of the High Commissioner in exploring further measures to ensure international protection to all who need it, consistent with fundamental protection principles reflected in international instruments, and looks forward to the informal consultations of the Office of the High Commissioner on the subject;</p> |
| <p>51/71, OP5<br/>12 Dec 1996</p>            | <p>5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum seekers in accordance with internationally recognized human rights and humanitarian norms;</p>  |
| <p>52/103, OP3<br/>12 Dec 1997</p>           | <p>3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular the numerous serious threats to the security or well-being of refugees, such as refoulement, unlawful expulsion, physical attacks and detention under</p>   |

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|   | unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;   |
| 52/132, PP13<br>12 Dec 1997   | <i>Recalling</i> all relevant human rights standards, including the Universal Declaration of Human Rights, the principles of international protection for refugees and the general conclusions of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees on international protection, and that asylum applicants should have access to fair and expeditious status-determination procedures,       |
| 53/125, OP8<br>9 Dec 1998<br><br>54/146, OP9<br>17 Dec 1999<br><br>55/74, OP10<br>4 Dec 2000    | 8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers; |
| 55/77, OP17<br>4 Dec 2000<br><br>56/135, OP15<br>19 Dec 2001<br><br>57/183, OP16<br>18 Dec 2002 | 17. <i>Calls upon</i> States, in cooperation with international organizations, within their mandates, to take all necessary measures to ensure respect for the principles of refugee protection and, in particular, to ensure that the civilian and humanitarian nature of refugee camps is not compromised by the presence or the activities of armed elements;  |

#### 4.2 HUMANITARIAN PRINCIPLES

*The provisions reproduced below request States to facilitate UNHCR's efforts towards international protection by observing humanitarian principles and endorse ExCom's recognition of the importance of humanitarian principles.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 32/67, OP5(c)<br>8 Dec 1977          | 5. <i>Further urges</i> Governments to facilitate the efforts of the High Commissioner in the field of international protection, inter alia:<br><br>...<br><br>(c) By following humanitarian principles with respect to the granting of asylum and ensuring that these are scrupulously observed, including the |

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|                             | principle of non-refoulement of refugees;   |
| 33/26, OP6<br>29 Nov 1978   | 6. <i>Further urges</i> Governments to continue to facilitate the work of the High Commissioner in the field of international protection by considering accessions to relevant instruments for the benefit of refugees, the effective implementation of these instruments and the scrupulous observance of humanitarian principles with respect to the granting of asylum and the <i>non-refoulement</i> of refugees;   |
| 45/140, OP15<br>14 Dec 1990 | 15. <i>Endorses</i> the conclusion on the note on international protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, in which, in particular, the Executive Committee recognized the importance of human rights and humanitarian principles and recognized that the current size and characteristics of the refugee and asylum problem necessitate appropriate reassessment of international responses to the problem to date, with a view to developing comprehensive approaches to meet present realities, and at the same time noted the difference between refugees and persons seeking to migrate for economic and related reasons; |

## 5. PROTECTION FRAMEWORK

*The provisions reproduced below reaffirm the international norms and principles, and framework of competences of international organizations relating to protection of refugees.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/124, PP9<br>11 Dec 1980           | <i>Reaffirming</i> the inviolability of existing international norms and principles governing responsibilities of States, especially regarding the protection of refugees, and reaffirming the framework of competences of international organizations and institutions,  |
| 36/148, PP7<br>16 Dec 1981           | <i>Reaffirming</i> the inviolability of the provisions of the Charter of the United Nations and the Universal Declaration of Human Rights and of other existing international instruments, norms and principles relevant, inter alia, to responsibilities of States with regard to averting new massive flows of refugees, as well as to the status and the protection of refugees, and also reaffirming the framework of competences of existing international organizations and institutions, |
| 57/183, PP8 & 9<br>18 Dec 2002       | <i>Reaffirming</i> that the 1951 Convention relating to the Status of Refugees, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection regime in Africa,  |

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|  | <p><i>Recognizing</i> that the fundamental principles and rights embodied in those Conventions have provided a resilient protection regime within which millions of refugees have been able to find safety from armed conflicts and persecution,</p> |
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## 6. ROLE OF UNHCR

*The provisions reproduced below note UNHCR's responsibility under its Statute to provide international protection to refugees and reaffirm that international protection is a principal function of UNHCR. One provision adopted in the 1950s, welcomes a proposed increase in the protection activities of UNHCR.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 925 (X), OP1<br>25 Oct 1955          | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue his efforts to effect solutions by the above-mentioned means, under due safeguards to be applied by him in accordance with his responsibility under the Statute of his Office to provide international protection to refugees within his mandate;  |
| 1039 (XI), OP3<br>23 Jan 1957        | 3. <i>Requests</i> the United Nations High Commissioner for Refugees to continue his efforts to effect solutions in accordance with the Statute of his Office and the programme of the United Nations Refugee Fund, under due safeguards in accordance with his responsibility under the said Statute to provide international protection to refugees within his mandate; |
| 1284 (XIII), OP1<br>5 Dec 1958       | 1. <i>Welcomes</i> the recommendation of the Executive Committee of the United Nations Refugee Fund that the protection activities of the Office of the United Nations High Commissioner for Refugees should be increased;  |
| 3272 (XXIX), PP2<br>10 Dec 1974      | <i>Reaffirming</i> the importance it attaches to the international protection of refugees as a principal function of the United Nations High Commissioner for Refugees,   |

## 7. STRENGTHENING INTERNATIONAL PROTECTION

*The provision reproduced below recognizes the need to further strengthen the international protection of refugees.*



| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 31/35, PP5<br>30 Nov 1976               | <i>Recognizing</i> the need for further strengthening the international protection of refugees, |



# INTERNATIONAL REFUGEE ORGANIZATION<sup>1</sup>

*The resolution reproduced below creates the International Refugee Organization and adopts its constitution. The constitution of the Organization, which is the annex to the resolution, is not reproduced here.*

| Resolution / Paragraph<br>Number & Date               | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                   |   |
| <p>62 (I), I (without annex)<br/><br/>15 Dec 1946</p> | <p><b>I. CONSTITUTION OF THE INTERNATIONAL REFUGEE ORGANIZATION, AND AGREEMENT ON INTERIM MEASURES TO BE TAKEN IN RESPECT OF REFUGEES AND DISPLACED PERSONS</b></p> <p><i>The General Assembly,</i></p> <p><i>Noting</i> that action has been taken pursuant to the resolution concerning refugees and displaced persons adopted by the General Assembly on 12 February 1946, as follows:</p> <p>(a) The establishment by the Economic and Social Council of a Special Committee on Refugees and Displaced Persons, under a resolution of the Council of 16 February 1946;</p> <p>(b) The making of a report by the Special Committee to the second session of the Council;</p> <p>(c) The adoption of a draft Constitution for an International Refugee Organization and the creation of a Committee on the Finances of the International Refugee Organization by the Council, under a resolution of the Council of 21 June 1946;</p> <p>(d) The circulation to Members of the United Nations for their comments of the draft Constitution and the report of the Committee on the Finances of the International Refugee Organization;</p> <p>(e) The final approval by the Council of the Constitution and of a provisional budget for the first financial year, the adoption by the Council of an Arrangement for a Preparatory Commission, and the transmittal of both these instruments to the General Assembly, under resolution of the Council of 3 October 1946;</p> <p><i>Having considered</i> the Constitution of the International Refugee Organization and the Arrangement for a Preparatory Commission as approved by the Economic and Social Council;</p> <p><i>Considering</i> that every effort should be made to provide for the early establishment of the International Refugee Organization and the provision of measures during the interim period designed to facilitate such</p> |

<sup>1</sup> The International Refugee Organization was the predecessor organization of UNHCR. It was created in 1947, as a specialized agency of the United Nations to deal with residual refugees from World War II. In 1951, it was replaced by the United Nations High Commissioner for Refugees.

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|  | <p>Establishment:</p> <p>Therefore,</p> <p>(a) <i>Approves</i> the Constitution of the International Refugee Organization and the Arrangement for a Preparatory Commission as annexed hereto;</p> <p>(b) <i>Requests</i> the Secretary-General to open these two instruments for signature and, in the case of the Constitution, to open it for signature either with or without reservation as to subsequent acceptance;</p> <p>(c) <i>Urges</i> Members of the United Nations to sign these two instruments and, where constitutional procedures permit, to sign the Constitution without reservation as to subsequent acceptance;</p> <p>(d) <i>Authorizes</i> the Secretary-General to make such staff available to the Preparatory Commission as may be deemed necessary and desirable;</p> <p>(e) <i>Urges</i> Members of the United Nations to give the most favourable consideration to receiving each into its territory at the earliest possible time, so far as may be practicable for permanent resettlement, its fair share of the non-repatriable persons who are the concern of the International Refugee Organization and this in conformity with the principles of the Organization.</p> |
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# LEGAL INSTRUMENTS RELATING TO REFUGEES<sup>1</sup>

## 1. GENERAL

*The majority of the provisions reproduced below recall, inter alia, the 1951 Convention and the 1967 Protocol relating to the Status of Refugees or international refugee law, in general. One provision recognizes that refugees are a matter of international concern.*

| Resolution / Paragraph<br>Number & Date  | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 42/106, PP8<br>7 Dec 1987  | <i>Recognizing</i> that the task of caring for refugees is a matter of international concern and solidarity in keeping with the Charter of the United Nations, international and regional instruments, in particular the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as well as the 1969 Convention of the Organization of African Unity Governing the Specific Aspects of Refugee Problems in Africa, |
| 49/172, PP7<br>23 Dec 1994   | <i>Recalling</i> the provisions concerning the protection of refugee minors of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 50/150, PP7<br>21 Dec 1995<br><br>51/73, PP9<br>12 Dec 1996<br><br>53/122, PP9<br>9 Dec 1998<br><br>54/145, PP9<br>17 Dec 1999 | <i>Recalling</i> the provisions of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 54/167, PP3<br>17 Dec 1999   | <i>Recalling</i> the relevant norms of international human rights instruments, international humanitarian law and analogous refugee law, and emphasizing the need for their better implementation with regard to internally displaced persons,   |
| 56/136, PP9<br>19 Dec 2001   | <i>Recalling</i> the provisions of the Convention on the Rights of the Child, and the 1951 Convention and 1967 Protocol thereto relating to the Status of Refugees,  |

<sup>1</sup> Aside from the sub-sections entitled *Other Legal Instruments* and *Regional Instruments*, this section focuses on the 1951 Convention and the 1967 Protocol. See also *Capacity-Building: 4. Promotion of Refugee Law, Declaration / Draft Convention on Territorial Asylum, Refugees: 1. Definition, Stateless Persons: 2. Legal Instruments*

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|----------------------------|---|
| 57/219, OP1<br>18 Dec 2002 | 1. <i>Affirms</i> that States must ensure that any measure taken to combat terrorism complies with their obligations under international law, in particular international human rights, refugee and humanitarian law; |
|----------------------------|---|

## **2. APPEALS FOR ACCESSION**

*The provisions listed below appeal to States to consider acceding to the 1951 Convention and 1967 Protocol. The language differs slightly between provisions and the call may be direct or indirect. For instance, there is often a reaffirmation of the need for States to co-operate with UNHCR to facilitate international protection, by acceding to legal instruments.*

### Sample Text

“*Appeals to all States that have not yet become parties to the 1951 Convention and 1967 Protocol relating to the Status of Refugees to consider acceding to these instruments in order to enhance their universal character*” (43/117, OP4)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |                                       |             |
|---------------------------------------|-------------|--|---------------------------------------|-------------|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |  | <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |
| 428(V), OP2(a)                        | 14 Dec 1950 |  | 44/137, OP1                           | 15 Dec 1989 |
| 538(VI), OP3                          | 4 Feb 1952  |  | 45/140(A), OP1                        | 14 Dec 1990 |
| 1388(XIV), OP1(a)                     | 20 Nov 1959 |  | 46/106, OP1                           | 16 Dec 1991 |
| 1959(XVIII), OP2(b)                   | 12 Dec 1963 |  | 47/105, OP1                           | 16 Dec 1992 |
| 2294(XXII), OP6                       | 11 Dec 1967 |  | 48/116, OP2                           | 20 Dec 1993 |
| 2399(XXIII), OP2(b)                   | 15 Nov 1968 |  | 48/139, OP9                           | 20 Dec 1993 |
| 2650(XXV), PP6                        | 30 Nov 1970 |  | 49/169, OP2                           | 23 Dec 1994 |
| 3454(XXX), PP5                        | 9 Dec 1975  |  | 50/152, OP2                           | 21 Dec 1995 |
| 31/35, OP5(a)                         | 30 Nov 1976 |  | 50/182, OP5                           | 22 Dec 1995 |
| 32/67, PP5                            | 8 Dec 1977  |  | 51/70, OP8                            | 12 Dec 1996 |
| 32/67, OP5(a)                         | 8 Dec 1977  |  | 51/75, OP2                            | 12 Dec 1996 |
| 33/26, PP5                            | 29 Nov 1978 |  | 52/102, OP4                           | 12 Dec 1997 |
| 33/26, OP6                            | 29 Nov 1978 |  | 52/132, OP13                          | 12 Dec 1997 |
| 34/60, PP6                            | 29 Nov 1979 |  | 53/123, OP3                           | 9 Dec 1998  |
| 37/195, OP2                           | 18 Dec 1982 |  | 54/144, OP5                           | 17 Dec 1999 |
| 38/121, OP2                           | 16 Dec 1983 |  | 54/146, OP3                           | 17 Dec 1999 |
| 39/140, OP2                           | 14 Dec 1984 |  | 54/180, OP11                          | 17 Dec 1999 |
| 40/118, OP2                           | 13 Dec 1985 |  | 55/74, OP4                            | 4 Dec 2000  |
| 41/124, OP3                           | 4 Dec 1986  |  | 55/77, OP10                           | 4 Dec 2000  |
| 41/124, OP2                           | 4 Dec 1986  |  | 56/134, OP3                           | 19 Dec 2001 |
| 42/109, OP1                           | 7 Dec 1987  |  | 56/137, OP3                           | 19 Dec 2001 |
| 42/109, OP3                           | 7 Dec 1987  |  | 56/166, OP5                           | 19 Dec 2001 |
| 43/117, OP1                           | 8 Dec 1988  |  | 57/183, OP8                           | 18 Dec 2002 |
| 43/117, OP4                           | 8 Dec 1988  |  | 57/187, OP4                           | 18 Dec 2002 |

### 3. ARTICLE 35 RESPONSIBILITIES

*The provisions listed below recall the obligation under Article 35 of the 1951 Convention, inter alia, to provide information on the implementation of the 1951 Convention to UNHCR and encourage States parties to the Convention to fulfil this obligation.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 52/132, PP11 & OP15<br>12 Dec 1997   | <i>Recalling</i> that States parties to the 1951 Convention relating to the Status of Refugees undertake, under article 35, to provide information on the implementation of the Convention to the Office of the United Nations High Commissioner for Refugees, as was recalled in the general conclusions on international protection adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees in 1995 (No. 77 (XLVI)), 1996 (No. 79 (XLVII)) and 1997 (No. 81 (XLVIII)),<br><br>...<br><br>15. <i>Encourages</i> States parties to the 1951 Convention relating to the Status of Refugees to provide information to the Office of the United Nations High Commissioner for Refugees, in accordance with article 35 of the Convention; |
| 54/180, OP13<br>17 Dec 1999          | 13. <i>Encourages</i> States parties to the 1951 Convention to provide information to the Office of the United Nations High Commissioner for Refugees, in accordance with article 35 of the Convention;  |

### 4. DRAFTING AND CONCEPTION

*The provisions reproduced below relate to the drafting and conception of the 1951 Convention and 1967 Protocol. In one provision, the General Assembly decides to convene a conference of plenipotentiaries to complete the drafting and sign the Convention, and requests UNHCR to participate in the work of the Conference. The ECOSOC provisions appoint and instruct an ad hoc Committee to consider the need for and to draft a convention on the international status of refugees and stateless persons. The draft convention prepared by the committee is also included in the resolution.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 429(V), PP2, OP1 & 5                 | <i>Considering</i> the desirability of enabling the governments of States not Members of the United Nations to participate in the final stages of the |

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| <p>14 Dec 1950</p>                                    | <p>drafting of the Convention relating to the Status of Refugees, as prepared by the Ad Hoc Committee on Refugees and Stateless Persons and the Economic and Social Council,</p> <p>1. <i>Decides</i> to convene in Geneva a conference of plenipotentiaries to complete the drafting of and to sign both the Convention relating to the Status of Refugees and the Protocol relating to the Status of Stateless Persons;</p> <p>...</p> <p>5. <i>Calls upon</i> the United Nations High Commissioner for Refugees, in accordance with the provisions of the Statute of his Office, to participate in the work of the Conference.</p>  |
| <p>2198(XXI), PP1, 2 &amp; 3<br/>16 Dec 1966</p>      | <p><i>Considering</i> that the Convention relating to the Status of Refugees, signed at Geneva on 28 July 1951, covers only those persons who have become refugees as a result of events occurring before 1 January 1951,</p> <p><i>Considering</i> that new refugee situations have arisen since the Convention was adopted and that the refugees concerned may therefore not fall within the scope of the Convention,</p> <p><i>Considering</i> that it is desirable that equal status should be enjoyed by all refugees covered by the definition in the Convention, irrespective of the date-line of 1 January 1951,</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |  |
| <p>248(B)(IX), OP1(a)<br/>8 Aug 1949</p>              | <p><i>Decides</i> to appoint an ad hoc Committee consisting of representatives of thirteen Governments, who shall possess special competence in this field, and who, taking into account comments made during the discussions on the subject at the ninth session of the Council, in particular as to the distinction between displaced persons, refugees and stateless persons, shall:</p> <p>(a) Consider the desirability of preparing a revised and consolidated convention relating to the international status of refugees and stateless persons and, if they consider such a course desirable, draft the text of such a convention;</p>   |
| <p>319(XI), B<br/>16 Aug 1950</p>                     | <p>B Draft Convention relating to the Status of Refugees</p> <p><b>I REPORT OF THE AD HOC COMMITTEE ON REFUGEES AND STATELESS PERSONS</b></p> <p><i>The Economic and Social Council</i></p> <p><i>Takes notes</i> of the report of the Ad Hoc Committee on Refugees and Stateless Persons including, in particular, the draft agreements contained therein, and of the comments of Governments thereon</p> <p><i>Submits</i> to the General Assembly the report of the Ad Hoc Committee, together with the comments of Governments thereon, and the records of the proceedings of this Council on this subject;</p> <p><i>Requests</i> the Secretary-General:</p> <p>(1) To reconvene the Ad Hoc Committee on Refugees and Stateless</p> |



Persons in order that it may prepare revised drafts of these agreements in the light of comments of Governments and of specialized agencies and the discussions and decisions of this Council at its eleventh session, which shall include the definition of "refugee " and the Preamble approved by the Council, making such other revisions as appear necessary; and

(2) To submit the drafts, as revised, to the General Assembly at its fifth session;

*Draws to the attention* of the Ad Hoc Committee the fact that, under rules 75 and 77 of the rules of procedure of the Council, the Committee is authorized to hear statements from Member States not members of the Committee and from such specialized agencies as may wish to participate without vote in the deliberations of the Committee;

*Decides* that, in addition, the Ad Hoc Committee is authorized to hear statements from such non-member States, because of their special interest in the problem, as may wish to participate as observers, without vote, in the deliberations of the Committee; and

*Recommends* to the General Assembly that it approve international agreements on the basis of the draft agreements prepared by the Ad Hoc Committee, as revised, taking into account comments of Governments and the views expressed at the eleventh session of the Council.

## **II DRAFT CONVENTION RELATING TO THE STATUS OF REFUGEES**

*The Economic and Social Council,*

*Having examined* the Preamble of the draft Convention relating to the Status of Refugees, prepared by the Ad Hoc Committee on Refugees and Stateless Persons, and the definition of "refugee" contained in article I of the draft Convention,

*Decides* that the revised draft Convention to be submitted to the fifth session of the General Assembly after further review by the Ad Hoc Committee, shall contain the following texts of the Preamble and definition of the term "Refugee" (Article I).

"PREAMBLE

"1. Considering that the Charter of the United Nations and the Universal Declaration of Human Rights establish the principle that human beings shall enjoy fundamental rights and freedoms without discrimination;

"2. Considering that the United Nations has, on various occasions, and most recently in General Assembly resolution 319 A (IV), manifested its profound concern for refugees and endeavoured to assure refugees the widest possible exercise of these fundamental rights and freedoms;

"3. Considering that, in the light of experience, the adoption of an international convention would appear to be one of the most effective ways of guaranteeing refugees the exercise of such rights;

"4. Considering further that it is desirable to revise and consolidate previous international agreements relating to the protection of refugees, to extend the scope of such agreements to additional groups of refugees, and to increase the protection accorded by these instruments;

"5. Considering, however, that the exercise of the right of asylum may place unduly heavy burdens on certain countries, and that a satisfactory solution of a problem of which the United Nations has recognized the international

scope and nature cannot therefore be achieved without international co-operation;

"6. Considering that the High Commissioner for Refugees will be called upon to supervise the application of this Convention, and that the effective implementation of this Convention depends on the full co-operation of States with the High Commissioner and on a wide measure of international cooperation.

"7. Expressing the hope, finally, that this Convention will be regarded as having a value as an example exceeding its contractual scope, and that without prejudice to any recommendations the General Assembly may be led to make in order to invite the High Contracting Parties to extend to other categories of persons the benefits of this Convention, all nations will be guided by it in granting to persons who might come to be present in their territory in the capacity of refugees and who would not be covered by the following provisions, treatment affording the same rights and advantages.

"DEFINITION OF THE TERM 'REFUGEE' (Chapter I, Article I)

"A. For the purposes of this Convention, the term 'refugee' shall apply to any person

"(1) Who in the period between 1 August 1914 and 15 December 1946 was considered a refugee under the Arrangements of 12 May 1926 and 30 June 1928 or under the Conventions of 28 October 1933 and 10 February 1938, and the Protocol of 14 September 1939;

"(2) Who has been accepted by the International Refugee Organization as falling under its mandate;

"(3) Who has had, or has, well-founded fear of being the victim of persecution for reasons of race, religion, nationality or political opinion, as a result of events in Europe before 1 January 1951, or circumstances directly resulting from such events, and, owing to such fear, has had to leave, shall leave, or remains outside the country of his nationality, before or after 1 January 1951, and is unable, or, owing to such fear or for reasons other than personal convenience, unwilling, to avail himself of the protection of the government of the country of his nationality, or, if he has no nationality, has left, shall leave, or remains outside the country of his former habitual residence

"The decision as to eligibility taken by the International Refugee Organization during the period of its activities shall not prevent the status of refugees being recognized in the case of persons who otherwise fulfil the conditions of this Article.

"B. This Convention shall not apply to any refugee enjoying the protection of a Government because

"(1) He has voluntarily re-availed himself of the protection of the government of the country of his nationality;

"(2) Having lost his nationality, he has voluntarily reacquired it;

"(3) He has acquired a new nationality and enjoys the protection of the government of the country of his nationality;

"(4) He has voluntarily re-established himself in the country which he left or outside which he remained owing to fear of persecution;

"(5) As a former member of a German minority, he has established himself

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|                                       | <p>in Germany or is living there.</p> <p>"C. No contracting State, shall apply the benefits of this Convention to any person who, in its opinion, has committed a crime specified in Article VI of the London Charter of the International Military Tribunal. No contracting State shall be obliged, under the provisions of this Convention, to grant refugee status to any person whom it has serious reasons to consider as falling under the provisions of article 14 (2) of the Universal Declaration of Human Rights."</p> |
| <p>1186(XLI), OP1<br/>18 Nov 1966</p> | <p>1. <i>Takes note with approval</i> of the addendum to the annual report of the United Nations High Commissioner for Refugees on, <i>inter alia</i>, measures to extend the personal scope of the Convention of 28 July 1951 relating to the status of refugees;</p>   |

## 5. IMPLEMENTATION

*The majority of the provisions reproduced below affirm the need for effective implementation of the 1951 Convention and the 1967 Protocol and request States to fully implement these instruments in a manner compatible with their object and purpose. One provision requests States to facilitate UNHCR's efforts towards international protection by elaborating national procedures for the effective implementation of the Convention and Protocol. One provision welcomes the Declaration of States Parties adopted at the Ministerial Meeting held in Geneva in December 2001.*

| Resolution / Paragraph Number & Date        | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>         |  |
| <p>32/67, OP5(b)<br/>8 Dec 1977</p>         | <p>5. <i>Further urges</i> Governments to facilitate the efforts of the High Commissioner in the field of international protection, <i>inter alia</i>:</p> <p>...</p> <p>(b) By elaborating appropriate procedures at the national level for the effective implementation of the provisions of these instruments;</p>  |
| <p>33/26, PP5 &amp; OP6<br/>29 Nov 1978</p> | <p><i>Deploring</i> the fact that refugees often face the threat of refoulement, arbitrary detention and the denial of asylum and noting that it is necessary to ensure their basic human rights, protection and safety, <i>inter alia</i>, through further accessions to and more effective implementation of international instruments, notably the 1951 Convention relating to the Status of Refugees and the 1967 Protocol relating to the Status of Refugees</p> <p>...</p> <p>6. <i>Further urges</i> Governments to continue to facilitate the work of the High Commissioner in the field of international protection by considering accessions to relevant instruments for the benefit of refugees, the effective implementation of these instruments and the scrupulous observance of</p> |

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|   | humanitarian principles with respect to the granting of asylum and the non-refoulement of refugees;   |
| 34/60, PP6<br>29 Nov 1979   | <i>Emphasizing</i> the continuing need to ensure the basic human rights, protection and safety of refugees, <i>inter alia</i> , through the accession to and more effective implementation of relevant international instruments,   |
| 37/195, OP2<br>18 Dec 1982<br><br>38/121, OP2<br>16 Dec 1983                                      | 2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;   |
| 39/140, OP2<br>14 Dec 1984<br><br>40/118, OP2<br>13 Dec 1985<br><br>41/124, OP2<br>4 Dec 1986     | 2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and fully implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;                |
| 42/109, OP1<br>7 Dec 1987<br><br>43/117, OP1<br>8 Dec 1988  | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for Governments to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement; |
| 44/137, OP1<br><br>15 Dec 1989  | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with his Office in the fulfilment of this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;   |
| 45/140(A), OP1<br>14 Dec 1990<br><br>46/106, OP1<br>16 Dec 1991<br><br>47/105, OP1<br>16 Dec 1992 | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the Office of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with the Office in fulfilling this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;  |
| 48/116, OP2<br><br>20 Dec 1993  | 2. <i>Calls upon</i> all States that have not yet done so, including Governments of newly independent States, to accede to or to declare succession to and to implement fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and relevant regional instruments for the protection of refugees;  |
| 51/75, PP3  | <i>Reaffirming</i> the fundamental importance of the 1951 Convention and the  |

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| 12 Dec 1996                 | 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, and noting with satisfaction that one hundred and thirty-two States are now parties to one or both instruments,  |
| 52/102, OP4<br>12 Dec 1997  | 4. <i>Invites</i> all countries that have not yet done so to accede to and implement fully the 1951 Convention relating to the Status of Refugees and its 1967 Protocol;   |
| 52/103, PP3<br>12 Dec 1997  | <i>Reaffirming</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, and noting with satisfaction that one hundred and thirty-five States are now parties to one or both instruments,  |
| 53/123, OP3<br>9 Dec 1998   | 3. <i>Invites</i> all countries that have not yet done so to accede to and implement fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, while welcoming the accession of Turkmenistan to the Convention;  |
| 53/125, OP3<br>9 Dec 1998   | 3. <i>Reaffirms</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, notes with satisfaction that one hundred and thirty-six States are now parties to one or both instruments, and welcomes in this regard the decision by the High Commissioner actively to promote accessions to the Convention and the Protocol;  |
| 54/144, OP5<br>17 Dec 1999  | 5. <i>Invites</i> all States that have not yet done so to accede to and implement fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, while welcoming the accession of Georgia and Kazakhstan to the Convention;   |
| 54/146, OP3<br>17 Dec 1999  | 3. <i>Reaffirms</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, notes with satisfaction that one hundred and thirty-nine States are now parties to one or to both instruments, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to these instruments and their full implementation;                        |
| 54/180, OP11<br>17 Dec 1999 | 11. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee; |
| 56/134, OP3                 | 3. <i>Invites</i> all States that have not yet done so to accede to and implement  |

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| 19 Dec 2001                       | fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees;   |
| 57/183, PP10 & OP6<br>18 Dec 2002 | <p><i>Welcoming</i> in that regard the Declaration adopted at the Ministerial Meeting of States Parties to the 1951 Convention and/or its 1967 Protocol relating to the Status of Refugees, held at Geneva on 12 and 13 December 2001, as an expression of their collective commitment to full and effective implementation of the Convention and Protocol,</p> <p>...</p> <p>6. <i>Takes note</i> of the Ministerial Meeting of States Parties to the 1951 Convention and/or its 1967 Protocol relating to the Status of Refugees as an expression of their collective commitment to full and effective implementation of the Convention and Protocol;</p>   |
| 57/187, OP 3 & 4<br>18 Dec 2002   | <p>3. <i>Notes</i> that the 1951 Convention relating to the Status of Refugees and the 1967 Protocol thereto have continuously served as the cornerstone of the international refugee protection regime, and welcomes in this context the Declaration adopted at the Ministerial Meeting of States Parties to the Convention and/or its Protocol, held at Geneva on 12 and 13 December 2001 to commemorate the fiftieth anniversary of the Convention, as an expression of their collective commitment to full and effective implementation of the Convention and Protocol and to the values they embody;</p> <p>4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol thereto remain the foundation of the international refugee regime, and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-four States are now parties to one instrument or to both, encourages States not parties to consider acceding to those instruments, underlines in particular the importance of full respect for the principle of non-refoulement, and recognizes that a number of States not parties to the international refugee instruments have shown a generous approach to hosting refugees;</p> |

## **6. IMPORTANCE OF THE 1951 CONVENTION AND THE 1967 PROTOCOL**

*The provisions reproduced below reaffirm the importance of the 1951 Convention and 1967 Protocol as the cornerstone of the international system for the protection of refugees. Several provisions reaffirm that the 1951 Convention and the 1967 Protocol, as complemented by the 1969 Organization of African Unity Convention, remain the foundation of the international refugee protection regime in Africa.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/124, PP9                          | <i>Reaffirming</i> the inviolability of existing international norms and principles governing responsibilities of States, especially regarding the protection of |

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| 11 Dec 1980   | refugees, and reaffirming the framework of competences of international organizations and institutions,   |
| 49/169, PP4<br>23 Dec 1994                                    | <i>Reaffirming</i> the importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees as the cornerstone of the international system for the protection of refugees, and noting with satisfaction that one hundred and twenty-seven States are now parties to one or both instruments,  |
| 50/152, PP3<br>21 Dec 1995                                    | <i>Reaffirming</i> the importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees as the cornerstone of the international system for the protection of refugees, and noting with satisfaction that one hundred and thirty States are now parties to one or both instruments,  |
| 51/70, PP8<br>12 Dec 1996                                     | <i>Reaffirming</i> the importance of the 1951 Convention relating to the Status of Refugees and its 1967 Protocol,  |
| 51/75, PP3<br>12 Dec 1996                                     | <i>Reaffirming</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, and noting with satisfaction that one hundred and thirty-two States are now parties to one or both instruments,  |
| 52/103, PP3<br>12 Dec 1997                                    | <i>Reaffirming</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, and noting with satisfaction that one hundred and thirty-five States are now parties to one or both instruments,   |
| 53/123, PP11<br>9 Dec 1998<br><br>54/144, PP13<br>17 Dec 1999 | <i>Noting and reaffirming</i> the importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 53/125, OP3<br>9 Dec 1998                                     | 3. <i>Reaffirms</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, notes with satisfaction that one hundred and thirty-six States are now parties to one or both instruments, and welcomes in this regard the decision by the High Commissioner actively to promote accessions to the Convention and the Protocol;   |
| 54/146, OP3<br>17 Dec 1999                                    | 3. <i>Reaffirms</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of those instruments, notes with satisfaction that one hundred and thirty-nine States are now parties to one or to both instruments, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to these instruments and their full implementation; |

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| <p>55/74, OP4<br/>4 Dec 2000</p>             | <p>4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty States are now parties to one instrument or to both, welcomes the fact that an intergovernmental event involving those States is planned on the occasion of the fiftieth anniversary of the Convention, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to those instruments and their full implementation;</p>   |
| <p>55/77, OP10<br/>4 Dec 2000</p>            | <p>10. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;</p>  |
| <p>56/135, PP7 &amp; OP8<br/>19 Dec 2001</p> | <p><i>Noting</i> that 2001 marks the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, which, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection regime in Africa,</p> <p>...</p> <p>8. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;</p>   |
| <p>56/137, OP2 &amp; 3<br/>19 Dec 2001</p>   | <p>2. <i>Welcomes</i> the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, notes that the Convention and the 1967 Protocol thereto have continuously served as the cornerstone of the international refugee protection regime, and welcomes in this context the convening of a ministerial meeting of States parties as an expression of their collective commitment to full and effective implementation of the Convention and Protocol and the values they embody;</p> <p>3. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-one States are now parties to one or both instruments, encourages the Office of the United Nations High Commissioner for Refugees and States to strengthen their efforts to promote broader accession to those instruments and their full implementation, and underlines in particular the importance of full respect for the principle of non-refoulement;</p> |
| <p>56/166, PP7<br/>19 Dec 2001</p>           | <p><i>Stressing</i> the importance of adherence to international humanitarian, human rights and refugee law in order to avert mass exoduses and to protect refugees and internally displaced persons, and expressing its deep concern at the lack of respect for those laws and principles, especially during armed</p>   |



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|                                  | conflict, including the denial of safe and unimpeded access to the displaced,  |
| 57/183, PP8 & OP8<br>18 Dec 2002 | <p><i>Reaffirming</i> that the 1951 Convention relating to the Status of Refugees, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection regime in Africa,</p> <p>...</p> <p>8. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;</p> |
| 57/187, OP4<br>18 Dec 2002       | <p>4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol thereto remain the foundation of the international refugee regime, and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-four States are now parties to one instrument or to both, encourages States not parties to consider acceding to those instruments, underlines in particular the importance of full respect for the principle of non-refoulement, and recognizes that a number of States not parties to the international refugee instruments have shown a generous approach to hosting refugees;</p>  |

## **7. OBSERVANCE OF THE 1951 CONVENTION AND THE 1967 PROTOCOL**

*The provisions reproduced below request States to treat refugee situations according to the principles and spirit of the 1951 Convention, appeal to States to abide by their obligations and call on States parties to the Convention to respect and observe its provisions.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 1959(XVIII), OP2(b)<br>12 Dec 1963      | <p>2. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the alleviation of refugee problems:</p> <p>...</p> <p>(b) By improving the legal status of refugees residing in their territory, particularly in new refugee situations, <i>inter alia</i>, by acceding as appropriate to the 1951 Convention relating to the Status of Refugees and by treating new refugee problems in accordance with the principles and the spirit of the Convention;</p> |

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| 43/117, OP3<br>8 Dec 1988   | 3. <i>Notes with particular concern</i> the continued violation, in certain situations, of the principle of non-refoulement, recalls existing prohibitions as contained in conclusions 4 and 5 adopted by the Executive Committee of the Programme of the High Commissioner at its twenty-eighth session, stresses the need to strengthen measures to protect refugees against such action and appeals to all States to abide by their international obligations, taking fully into account their legitimate security concerns; |
| 55/77, OP10<br>4 Dec 2000<br><br>56/135, OP8<br>19 Dec 2001<br><br>57/183, OP8<br>18 Dec 2002 | 10. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;                                 |

## 8. OTHER LEGAL INSTRUMENTS

*The provisions reproduced below deal, inter alia, with legal instruments other than the 1951 Convention and the 1967 Protocol alone. A number of provisions recall the provisions of the Convention on the Rights of the Child in relation to refugee children and other provisions request States to ensure the effective implementation of relevant international instruments, particularly relating to human rights, in order to prevent causes leading to refugee flows. Several provisions encourage accession to instruments of human rights and humanitarian law instruments. One provision refers to the Charter of the United Nations to demonstrate that refugee problems are a matter of international concern, and one provision requests States to treat refugee situations in accordance with the principles and spirit of the UN Declaration on Territorial Asylum and the Universal Declaration on Human Rights.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 2399(XXIII), OP2(b)<br>15 Nov 1968      | 2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner's humanitarian task by:<br><br>...<br><br>(b) Improving the legal status of refugees residing in their territory, inter alia, by acceding to the international instruments relating to refugees and by treating new refugee situations in accordance with the principles and spirit of the Declaration on Territorial Asylum and the Universal Declaration of Human Rights; |
| 32/67, OP5(a)<br>8 Dec 1977             | 5. <i>Further urges</i> Governments to facilitate the efforts of the High Commissioner in the field of international protection, <i>inter alia</i> :  |

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|  | (a) By considering accession to the relevant international and regional instruments established for the benefit of refugees;   |
| 42/106, PP8<br>7 Dec 1987  | <i>Recognizing</i> that the task of caring for refugees is a matter of international concern and solidarity in keeping with the Charter of the United Nations, international and regional instruments, in particular the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as well as the 1969 Convention of the Organization of African Unity Governing the Specific Aspects of Refugee Problems in Africa, |
| 42/144, OP4<br>7 Dec 1987<br><br>43/154, OP3<br>8 Dec 1988<br><br>44/164, OP3<br>15 Dec 1989<br><br>45/153, OP3<br>18 Dec 1990<br><br>46/127, OP3<br>17 Dec 1991 | 4. <i>Requests</i> all Governments to ensure the effective implementation of the relevant international instruments, in particular in the field of human rights, as this would contribute to averting new massive flows of refugees and displaced persons;   |
| 49/172, PP7<br>23 Dec 1994   | <i>Recalling</i> the provisions concerning the protection of refugee minors of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 50/150, PP7<br>21 Dec 1995<br><br>51/73, PP9<br>12 Dec 1996<br><br>53/122, PP9<br>9 Dec 1998<br><br>54/145, PP9<br>17 Dec 1999                                   | <i>Recalling</i> the provisions of the Convention on the Rights of the Child and the 1951 Convention and the 1967 Protocol relating to the Status of Refugees,   |
| 50/182, OP5<br>22 Dec 1995   | 5. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional refugee instruments, as applicable, and relevant international human rights instruments;   |
| 52/132, OP13<br>12 Dec 1997  | 13. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention relating to the Status of Refugees and its Protocol of 1967 and to other relevant regional refugee instruments, as applicable, and relevant international human rights instruments;   |
| 54/180, OP11<br>17 Dec 1999  | 11. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional instruments concerning refugees,  |

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|                            | as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee;   |
| 56/136, PP9<br>19 Dec 2001 | <i>Recalling</i> the provisions of the Convention on the Rights of the Child, and the 1951 Convention and 1967 Protocol thereto relating to the Status of Refugees,  |
| 56/166, OP5<br>19 Dec 2001 | 5. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee; |

## 9. REGIONAL INSTRUMENTS

*The majority of the provisions reproduced below reaffirm the need for States to co-operate with UNHCR in international protection, inter alia, by acceding to and fully implementing regional legal instruments. A number of provisions deal specifically with the Organization of African Unity (OAU) 'Convention Governing the Specific Aspects of Refugee Problems in Africa'. Provisions welcome its adoption, acknowledge its 30<sup>th</sup> anniversary and call for States to accede to the OAU Convention, reaffirm their commitment to it and observe its provisions. Several provisions reaffirm that, along with the 1951 Convention and 1967 Protocol, the OAU Convention constitutes the foundation of the international refugee protection regime in Africa. One provision acknowledges the contribution made by the OAU Convention to the development of regional standards for the protection of refugees.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 2594(XXIV), PP6<br>16 Dec 1969       | <i>Expressing its appreciation</i> of the adoption, under the aegis of the Organization of African Unity, of the Convention Governing the Specific Aspects of Refugee Problems in Africa, on 10 September 1969, as well as of the accession of an increasing number of countries to the Convention relating to the Status of Refugees of 1951 and the Protocol relating to the Status of Refugees of 1967, and expressing the hope that the present trend of increasing accessions to the Convention and the Protocol will continue, |
| 32/67, OP5(a)<br>8 Dec 1977          | 5. <i>Further urges</i> Governments to facilitate the efforts of the High Commissioner in the field of international protection, <i>inter alia</i> :<br><br>(a) By considering accession to the relevant international and regional instruments established for the benefit of refugees;   |

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| <p>37/195, OP2<br/>18 Dec 1982</p> <p>38/121, OP2<br/>16 Dec 1983</p>                                      | <p>2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>   |
| <p>39/140, OP2<br/>14 Dec 1984</p>   | <p>2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and fully implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>                |
| <p>40/118, OP2<br/>13 Dec 1985</p> <p>41/124, OP2<br/>4 Dec 1986</p>                                       | <p>2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p>                      |
| <p>42/106, PP8<br/>7 Dec 1987</p>  | <p><i>Recognizing</i> that the task of caring for refugees is a matter of international concern and solidarity in keeping with the Charter of the United Nations, international and regional instruments, in particular the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as well as the 1969 Convention of the Organization of African Unity Governing the Specific Aspects of Refugee Problems in Africa,</p>  |
| <p>42/109, OP1<br/>7 Dec 1987</p> <p>43/117, OP1<br/>8 Dec 1988</p>  | <p>1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for Governments to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;</p> |
| <p>44/137, OP1<br/>15 Dec 1989</p>   | <p>1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with his Office in the fulfilment of this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;</p>   |
| <p>45/140 A, OP1<br/>14 Dec 1990</p> <p>46/106, OP1<br/>16 Dec 1991</p> <p>47/105, OP1<br/>16 Dec 1992</p> | <p>1. <i>Strongly reaffirms</i> the fundamental nature of the function of the Office of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with the Office in fulfilling this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;</p>  |
| <p>48/116, OP2</p>   | <p>2. <i>Calls upon</i> all States that have not yet done so, including Governments of newly independent States, to accede to or to declare succession to and to</p>   |

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| 20 Dec 1993                            | implement fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and relevant regional instruments for the protection of refugees;   |
| 50/182, OP5<br>22 Dec 1995             | 5. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional refugee instruments, as applicable, and relevant international human rights instruments;   |
| 51/75, OP2<br>12 Dec 1996              | 2. <i>Calls upon</i> all States that have not yet done so to accede or succeed to and to implement fully the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and relevant regional refugee instruments, as applicable, for the protection of refugees;  |
| 52/132, OP13<br>12 Dec 1997            | 13. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention relating to the Status of Refugees and its Protocol of 1967 and to other relevant regional refugee instruments, as applicable, and relevant international human rights instruments;   |
| 54/146, OP5<br>17 Dec 1999             | 5. <i>Notes also</i> that the thirtieth anniversary of the Organization of African Unity Convention governing the specific aspects of refugee problems in Africa is also being commemorated in 1999, and acknowledges the contribution made by that Convention to the development of regional standards for the protection of refugees;  |
| 54/147, OP3<br>17 Dec 1999             | 3. <i>Notes</i> the commemoration in 1999 of the thirtieth anniversary of the adoption of the Organization of African Unity Convention governing the specific aspects of refugee problems in Africa of 1969, appeals to African States that have not yet done so to accede to the Convention, and calls upon States parties to the Convention to reaffirm their commitment to its ideals and to respect and observe its provisions;  |
| 54/180, OP11<br>17 Dec 1999            | 11. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other relevant regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee; |
| 55/77, OP10<br>4 Dec 2000              | 10. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;  |
| 56/135, PP7, 9, OP3 & 8<br>19 Dec 2001 | <i>Noting</i> that 2001 marks the fiftieth anniversary of the 1951 Convention relating to the Status of Refugees, which, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection  |

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|   | <p>regime in Africa,</p> <p>...</p> <p><i>Recalling</i> the Comprehensive Implementation Plan adopted by the Special Meeting of Governmental and Non-Governmental Technical Experts convened by the Organization of African Unity and the Office of the United Nations High Commissioner for Refugees at Conakry from 27 to 29 March 2000 on the occasion of the thirtieth anniversary of the adoption of the Organization of African Unity Convention, and noting its endorsement by the Council of Ministers of the Organization of African Unity at its seventy-second ordinary session,</p> <p>...</p> <p>3. <i>Encourages</i> African States to ensure the full implementation of and follow-up to the Comprehensive Implementation Plan adopted by the Special Meeting of Governmental and Non-Governmental Technical Experts convened by the Organization of African Unity and the Office of the United Nations High Commissioner for Refugees at Conakry on the occasion of the thirtieth anniversary of the adoption of the Organization of African Unity Convention governing the specific aspects of refugee problems in Africa of 1969;</p> <p>...</p> <p>8. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;</p> |
| <p>56/166, OP5<br/>19 Dec 2001</p>                  | <p>5. <i>Encourages</i> States that have not already done so to consider acceding to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees and to other regional instruments concerning refugees, as applicable, and relevant international instruments of human rights and humanitarian law, and to take appropriate measures to disseminate and implement those instruments domestically to encourage compliance with provisions against arbitrary and forcible displacement and greater respect for the rights of those who flee;</p>  |
| <p>57/183, PP8, 11, OP3 &amp; 8<br/>18 Dec 2002</p> | <p><i>Reaffirming</i> that the 1951 Convention relating to the Status of Refugees, together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, remains the foundation of the international refugee protection regime in Africa,</p> <p>...</p> <p><i>Recalling</i> the Comprehensive Implementation Plan adopted by the Special Meeting of Governmental and Non-Governmental Technical Experts convened by the Organization of African Unity and the Office of the United Nations High Commissioner for Refugees at Conakry from 27 to 29 March 2000 on the occasion of the thirtieth anniversary of the adoption of the Organization of African Unity Convention governing the specific aspects of refugee problems in Africa, and noting its endorsement by the Council of Ministers of the Organization of African Unity at its seventy-second ordinary session,</p>  |

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|  | <p>...</p> <p>3. <i>Encourages</i> African States to ensure the full implementation of and follow-up to the Comprehensive Implementation Plan adopted by the Special Meeting of Governmental and Non-Governmental Technical Experts convened by the Organization of African Unity and the Office of the United Nations High Commissioner for Refugees at Conakry from 27 to 29 March 2000, on the occasion of the thirtieth anniversary of the adoption of the Organization of African Unity Convention governing the specific aspects of refugee problems in Africa of 1969;</p> <p>...</p> <p>8. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, as complemented by the Organization of African Unity Convention of 1969, remain the foundation of the international refugee protection regime in Africa, encourages African States that have not yet done so to accede to those instruments, and calls upon States parties to the Conventions to reaffirm their commitment to their ideals and to respect and observe their provisions;</p> |
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## 10. ROLE OF UNHCR / ExCOM

*The provisions reproduced below focus on the role of UNHCR and ExCom with regard to the 1951 Convention and the 1967 Protocol. Provisions endorse the Geneva Declaration adopted by ExCom on reaching 101 States parties to the 1951 Convention and the 1967 Protocol and the ExCom conclusions on the implementation of the instruments. Two provisions encourage UNHCR to promote broader accession to and the full implementation of the Convention and Protocol. One provision notes UNHCR's role in the extension of the personal scope of the 1951 Convention through the development of the 1967 Protocol.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 41/124, PP4<br>4 Dec 1986            | <i>Noting with satisfaction</i> that, following recent accessions, one hundred and one States are now parties to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, and endorsing the Geneva Declaration thereon adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-seventh session, |
| 44/137, OP2<br>15 Dec 1989           | 2. <i>Endorses</i> the conclusions on the implementation of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session;   |
| 54/146, OP3<br>17 Dec 1999           | 3. <i>Reaffirms</i> the fundamental importance of the 1951 Convention and the 1967 Protocol relating to the Status of Refugees, in particular their implementation in a manner fully compatible with the object and purpose of  |



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|  | those instruments, notes with satisfaction that one hundred and thirty-nine States are now parties to one or to both instruments, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to these instruments and their full implementation;   |
| 55/74, OP4<br>4 Dec 2000                       | 4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol relating to the Status of Refugees remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty States are now parties to one instrument or to both, welcomes the fact that an intergovernmental event involving those States is planned on the occasion of the fiftieth anniversary of the Convention, and encourages the Office of the High Commissioner and States to strengthen their efforts to promote broader accession to those instruments and their full implementation; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1186(XLI), OP1<br>18 Nov 1966                  | 1. <i>Takes note with approval</i> of the addendum to the annual report of the United Nations High Commissioner for Refugees on, <i>inter alia</i> , measures to extend the personal scope of the Convention of 28 July 1951 relating to the status of refugees;   |

## 11. WELCOME OF ACCESSIONS

*The provisions listed below welcome accessions to the 1951 Convention and/or the 1967 Protocol and the increasing number of States parties.*

### Sample Text

*“Noting with satisfaction that, following recent accessions, at least one hundred States are now parties to the 1951 Convention and the 1967 Protocol relating to the Status of Refugees” (42/109, PP4)*

**GENERAL ASSEMBLY RESOLUTIONS**

| Resolution & Paragraph No. | Date        |  | Resolution & Paragraph No. | Date        |
|----------------------------|-------------|--|----------------------------|-------------|
| 1959(XVIII), PP6           | 12 Dec 1963 |  | 44/137, PP4                | 15 Dec 1989 |
| 2040(XX), PP3              | 7 Dec 1965  |  | 45/140(A), PP4             | 14 Dec 1990 |
| 2594(XXIV), PP6            | 16 Dec 1969 |  | 47/105, PP4                | 16 Dec 1992 |
| 2789(XXVI), PP7            | 6 Dec 1971  |  | 48/116, PP6                | 20 Dec 1993 |
| 2956(XXVII), PP7           | 12 Dec 1972 |  | 51/75, PP3                 | 12 Dec 1996 |
| 3143(XXVIII), PP6          | 14 Dec 1973 |  | 52/103, PP3                | 12 Dec 1997 |
| 3271(XXIX), PP6            | 10 Dec 1974 |  | 53/123, OP3                | 9 Dec 1998  |
| 36/125, PP8                | 14 Dec 1981 |  | 54/144, OP5                | 17 Dec 1999 |
| 38/121, OP2                | 16 Dec 1983 |  | 54/146, OP3                | 17 Dec 1999 |
| 39/140, PP6                | 14 Dec 1984 |  | 55/74, OP4                 | 4 Dec 2000  |
| 41/124, PP4                | 4 Dec 1986  |  | 56/137, OP3                | 19 Dec 2001 |
| 42/109, PP4                | 7 Dec 1987  |  | 57/187, OP4                | 18 Dec 2002 |
| 43/117, PP4                | 8 Dec 1988  |  |                            |             |

## LEGAL STATUS OF REFUGEES

*The provisions reproduced below invite States to improve the legal status of refugees residing in their territory, inter alia, by acceding to the 1951 Convention and other instruments and treating refugee situations in accordance with the principles and spirit of such instruments.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1388 (XIV), OP1(a)<br><br>20 Nov 1959   | <p>1. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to devote, on the occasion of the World Refugee Year, special attention to the problems of refugees coming within the competence of the United Nations High Commissioner for Refugees, and in particular to consider the possibility of:</p> <p>(a) Improving the legal status of refugees living on, or to be admitted to, their territory by, inter alia, acceding to the Convention relating to the Status of Refugees;</p> |
| 1499 (XV), OP1(a)<br><br>5 Dec 1960     | <p><i>Invites</i> States Members of the United Nations and members of the specialized agencies to continue to devote attention to refugee problems still awaiting solution:</p> <p>(a) By continuing to improve the legal status of refugees living in their territory, in consultation, where needed, with the United Nations High Commissioner for Refugees;</p>   |
| 1673 (XVI), OP2(a)<br><br>18 Dec 1961   | <p>2. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the alleviation of refugee problems still awaiting solution:</p> <p>(a) By improving the legal status of refugees residing in their territory;</p>  |
| 1959 (XVIII), OP2(b)<br><br>12 Dec 1963 | <p>2. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the alleviation of refugee problems:</p> <p>...</p> <p>(b) By improving the legal status of refugees residing in their territory, particularly in new refugee situations, inter alia, by acceding as appropriate to the 1951 Convention relating to the Status of Refugees and by treating new refugee problems in accordance with the principles and the spirit of the Convention;</p>   |
| 2399 (XXIII), OP2(b)<br><br>6 Dec 1968  | <p>2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner's humanitarian task by:</p>   |

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|  | <p>...</p> <p>(b) Improving the legal status of refugees residing in their territory, inter alia, by acceding to the international instruments relating to refugees and by treating new refugee situations in accordance with the principles and spirit of the Declaration on Territorial Asylum and the Universal Declaration of Human Rights;</p> |
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## LOCAL INTEGRATION<sup>1</sup>

*A number of the provisions reproduced below request States to promote or facilitate the assimilation (local integration) of refugees within countries of asylum, sometimes with a reference to the need for co-operation with UNHCR. One provision requests UNHCR to promote permanent solutions to refugee solutions by facilitating settlement of refugees in countries of asylum. Other provisions note the problems in assimilation and invite UNHCR to explore sources of funding for integration programmes. One provision calls on Governments to promote the assimilation of refugees, particularly by facilitating their naturalization.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 319 (IV), PP1<br>3 Dec 1949             | Considering that the problem of refugees is international in scope and nature and that its final solution can only be provided by the voluntary repatriation of the refugees or their assimilation within new national communities,  |
| 428 (V), OP2(e)<br>14 Dec 1950          | 2. <i>Calls upon</i> governments to co-operate with the United Nations High Commissioner for Refugees in the performance of his functions concerning refugees falling under the competence of his Office, especially by:<br><br>...<br><br>e) Promoting the assimilation of refugees, especially by facilitating their naturalization;   |
| 638 (VII), PP1, 3, 4 & 5<br>20 Dec 1952 | Taking note of the observations and information contained in the report of the United Nations High Commissioner for Refugees on the problem of assimilation of refugees in the countries of their residence,<br><br>Noting with satisfaction the efforts made by the governments of the countries of present residence of refugees towards their assimilation, as well as the studies and plans of the High Commissioner directed towards the same objective,<br><br>Considering that, in view of the heavy financial burdens involved in the execution of integration programmes, international funds may play a useful role in the successful execution of long-term projects for the assimilation of refugees,<br><br>Invites the United Nations High Commissioner for Refugees, in consultation with the International Bank for Reconstruction and Development, to examine |

<sup>1</sup> A number of the resolutions reproduced here use the term “assimilation” of refugees rather than local integration. However, while both Article 34 of the 1951 Convention and UNHCR’s Statute make reference to “assimilation”, the international community has always rejected the notion that refugees should be expected to abandon their own culture and way of life, so as to become indistinguishable from nationals of the host community. In this respect, “local integration” is the more appropriate term and should be used when referring to this durable solution. See also [Durable Solutions](#)

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|  | the situation with a view to exploring, with the governments directly concerned, what sources of funds might be available and the most effective means by which such funds might be utilized.  |
| 1388, OP1(b)<br>20 Nov 1959                                    | <p>1. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to devote, on the occasion of the World Refugee Year, special attention to the problems of refugees coming within the competence of the United Nations High Commissioner for Refugees, and in particular to consider the possibility of:</p> <p>...</p> <p>(b) Increasing the facilities for permanent refugee solutions through voluntary repatriation and assimilation within new national communities, and, for resettlement of refugees, providing further opportunities through the liberalization of immigration laws and regulations and through the inclusion of refugees in resettlement schemes;</p>   |
| 2197 (XXI), OP1(b) & (c)<br>16 Dec 1966                        | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection to refugees who are his concern, within the limits of his competence, and to promote permanent solutions to their problems:</p> <p>...</p> <p>(b) By facilitating the voluntary and rapid settlement of these refugees in the countries of asylum and by making available to these countries, especially developing countries, a maximum of aid, taking into account the specific requirements existing in each country of asylum;</p> <p>(c) By assuring that in developing countries the plans for the economic and social integration of refugees, pending their possible inclusion in the economic and social programmes carried out by the competent organs and specialized agencies of the United Nations, are properly co-ordinated with those programmes, and also with such other programmes as might be carried out by regional organizations;</p> |
| 33/26, OP5<br>29 Nov 1978                                      | <p>5. <i>Urges</i> Governments to continue to co-operate closely with the High Commissioner in efforts to achieve the self-sufficiency and, where possible, the integration of refugees in countries of asylum, and to accept for resettlement, on the widest possible basis, refugees from countries of first asylum;</p>   |
| 54/147, OP16<br>17 Dec 1999<br><br>56/135, OP19<br>19 Dec 2001 | <p>16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p>  |
| 56/137, OP9<br>19 Dec 2001<br><br>57/187, OP10<br>18 Dec 2002  | <p>9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible,</p>  |

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|  | local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration; |
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## MASS INFLUXES

### 1. CALL FOR ACTION

*The majority of the provisions reproduced below request States, intergovernmental, non-governmental and humanitarian organizations to intensify their co-operation and assistance in efforts to address the problem of mass exoduses. One provision requests State to facilitate UNHCR's efforts towards international protection by protecting asylum-seekers in situations of mass influx and another notes the need to improve co-ordination in addressing mass exoduses.*

| Resolution / Paragraph<br>Number & Date                 | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                     |  |
| 36/125, OP5(a)<br>14 Dec 1981                           | 5. <i>Urges</i> Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with his mandate and relevant resolutions of the General Assembly and the Economic and Social Council, especially by:<br><br>(a) Facilitating the High Commissioner's efforts in the field of international protection, in particular by scrupulously observing the principle of asylum and non-refoulement and by protecting asylum-seekers in situations of large-scale influx, as endorsed by the Executive Committee of the Programme of the High Commissioner at its thirty-second session; |
| 38/103, PP7<br>16 Dec 1983                              | <i>Convinced</i> that there is an urgent need to improve co-ordination within the existing international machinery to deal with mass exoduses and displacements of population,   |
| 39/117, OP2<br>14 Dec 1984                              | 2. <i>Invites</i> Governments to intensify their co-operation and assistance in world-wide efforts to address the serious problem of mass exoduses of refugees and displaced persons;  |
| 40/149, OP2<br>13 Dec 1985<br>41/148, OP2<br>4 Dec 1986 | 2. <i>Invites</i> Governments and international organizations to intensify their co-operation and assistance in world-wide efforts to address the serious problem of mass exoduses of refugees and displaced persons;  |
| 43/154, OP2<br>8 Dec 1988                               | 2. <i>Invites</i> all Governments and intergovernmental and humanitarian organizations concerned to intensify their co-operation and assistance in world-wide efforts to address the serious problems resulting from mass exoduses of refugees and displaced persons, and also the causes of such exoduses;  |

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| <p>44/164, OP2<br/>15 Dec 1989</p> <p>45/153, OP2<br/>18 Dec 1990</p> <p>46/127, OP2<br/>17 Dec 1991</p> | <p>2. <i>Again invites</i> all Governments and intergovernmental and humanitarian organizations concerned to intensify their co-operation with and assistance to world-wide efforts to address the serious problems resulting from mass exoduses of refugees and displaced persons, and also the causes of such exoduses;</p>   |
| <p>48/139, OP2<br/>20 Dec 1993</p>   | <p>2. <i>Once again invites</i> all Governments and intergovernmental and humanitarian organizations concerned to intensify their cooperation with and assistance to world-wide efforts to address the serious problems resulting from mass exoduses of refugees and displaced persons, and also the causes of such exoduses;</p>   |
| <p>50/182, OP4<br/>22 Dec 1995</p>   | <p>4. <i>Invites again</i> all Governments and intergovernmental, humanitarian and non-governmental organizations concerned to intensify their cooperation and assistance in worldwide efforts to address the serious problems resulting from mass exoduses of refugees and displaced persons and the causes of such exoduses;</p>  |
| <p>52/132, OP4<br/>12 Dec 1997</p>   | <p>4. <i>Invites again</i> all Governments and regional, intergovernmental and humanitarian organizations concerned, where appropriate, to intensify their cooperation and assistance in worldwide efforts to address the serious problems resulting from mass exoduses of refugees and displaced persons and the causes of such exoduses;</p>  |
| <p>54/180, OP3<br/>17 Dec 1999</p>   | <p>3. <i>Reaffirms</i> the need for all Governments, intergovernmental bodies and concerned international organizations to intensify their cooperation and assistance in worldwide efforts to address human rights situations that lead to, as well as the serious problems that result from, mass exoduses of refugees and displaced persons;</p>  |
| <p>56/166, OP2 &amp; 3<br/>19 Dec 2001</p>   | <p>2. <i>Strongly deplores</i> ethnic and other forms of intolerance as one of the major causes of forced migratory movements, and urges States to take all necessary steps to ensure respect for human rights, especially the rights of persons belonging to minorities;</p> <p>3. <i>Reaffirms</i> the need for all Governments, intergovernmental bodies and relevant international organizations to intensify their cooperation and assistance in worldwide efforts to address human rights situations that lead to, as well as the serious problems that result from, mass exoduses of refugees and displaced persons;</p> |

## **2. CONCERN**

*The provisions reproduced below express concern at the scale and magnitude of exoduses and population displacements, and the resulting suffering of refugees. In several provisions, reference is made to the fact that a high proportion of refugees are women and children.*

| Resolution / Paragraph Number & Date  | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 35/196, OP1<br>15 Dec 1980  | 1. <i>Expresses deep concern</i> at the continued incidence of large-scale exoduses and displacements of populations and the resulting hardships and problems for the persons and States concerned;   |
| 36/148, PP4<br>16 Dec 1981  | <i>Gravely concerned</i> over the continuing massive flows of refugees in many parts of the world and the human suffering affecting millions of men, women and children who flee or are forcibly expelled from their homelands,               |
| 38/103, PP2<br>16 Dec 1983  | <i>Deeply disturbed</i> by the continuing scale and magnitude of exoduses and displacements of populations in many regions of the world and by the human suffering of millions of refugees and displaced persons in all regions of the world, |
| 39/117, PP2<br>14 Dec 1984<br><br>40/149, PP2<br>13 Dec 1985  | <i>Deeply disturbed</i> by the continuing scale and magnitude of exoduses of refugees and displacements of population in many regions of the world and by the human suffering of millions of refugees and displaced persons,                  |
| 41/148, PP2<br>4 Dec 1986<br><br>42/144, PP2<br>7 Dec 1987<br><br>43/154, PP2<br>8 Dec 1988<br><br>44/164, PP2<br>15 Dec 1989<br><br>45/153, PP2<br>18 Dec 1990 | <i>Deeply disturbed</i> by the continuing scale and magnitude of exoduses of refugees and displacements of population in many regions of the world and by the human suffering of millions of refugees and displaced persons,                  |
| 46/127, PP2<br>17 Dec 1991<br><br>48/139, PP3<br>20 Dec 1993  | <i>Deeply disturbed</i> by the increasing scale and magnitude of exoduses of refugees and displacements of population in many regions of the world and by the suffering of millions of refugees and displaced persons,                        |
| 50/182, PP1<br>22 Dec 1995  | <i>Deeply disturbed</i> by the escalating scale and magnitude of exoduses of refugees and displacements of population in many regions of the world and by the human suffering of millions of refugees and displaced persons,                  |
| 52/132, PP1   | <i>Deeply disturbed</i> by the scale and magnitude of exoduses and displacements of people in many regions of the world and by the human  |

|                            |   |
|----------------------------|---|
| 12 Dec 1997                | suffering of refugees and displaced persons,  |
| 54/180, PP1<br>17 Dec 1999 | <i>Deeply disturbed</i> by the scale and magnitude of exoduses and displacements of people in many regions of the world and by the human suffering of refugees and displaced persons, a high proportion of whom are women and children, |
| 56/166, PP1<br>19 Dec 2001 |   |

### 3. **EARLY WARNING** (See also *Early Warning*)

*The provisions reproduced below note that the complex causes of mass exoduses require an intersectoral and multidisciplinary approach to early warning.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 48/139, OP12<br>20 Dec 1993          | 12. <i>Notes</i> , in this connection, that mass movements of populations are caused by multiple and complex factors, which indicates that early warning requires an intersectoral and multidisciplinary approach;   |
| 50/182, PP3<br>22 Dec 1995           | <i>Conscious</i> of the fact that mass exoduses of populations are caused by multiple and complex factors, such as human rights violations, political, ethnic and economic conflicts, famine, insecurity, violence, poverty and environmental degradation, which indicate that any approach to early warning requires an intersectoral and multidisciplinary approach,   |
| 52/132, PP4<br>12 Dec 1997           | <i>Conscious</i> of the fact that mass exoduses of populations are caused by multiple and complex factors, which may include human rights violations, political, ethnic and economic conflicts, famine, insecurity, violence, poverty and environmental degradation, which indicate that comprehensive approaches, particularly early warning, require an intersectoral and multidisciplinary approach to enable a coherent response, particularly at the international and regional levels, |

### 4. **IMPACT ON HOST COUNTRIES** (See also *Host Countries: 2. Impact on Host Countries*)

*The provisions reproduced below express concern about the increasingly heavy burden imposed on particular countries and the international community as a whole by sudden mass exoduses and population displacements. Several provisions note that massive flows of refugees can potentially threaten international peace and security.*

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 35/124, PP7<br>11 Dec 1980  | <i>Considering</i> that massive flows of refugees may not only affect the domestic order and stability of receiving States but also jeopardize the stability of entire regions and thus endanger international peace and security,   |
| 36/148, PP8<br>16 Dec 1981  | <i>Stressing</i> that massive flows of refugees may not only affect the domestic order and stability of receiving States but also jeopardize the political and social stability and the economic development of entire regions and thus endanger international peace and security, |
| 38/103, PP4<br>16 Dec 1983  | <i>Deeply preoccupied</i> by the increasingly heavy burden being imposed particularly upon developing countries with limited resources of their own, and upon the international community as a whole, by these sudden and mass exoduses and displacements of population,           |
| 39/117, PP5<br>14 Dec 1984<br><br>40/149, PP6<br>13 Dec 1985<br><br>41/148, PP6<br>4 Dec 1986<br><br>42/144, PP5<br>7 Dec 1987                                    | <i>Deeply preoccupied</i> by the increasingly heavy burden being imposed upon the international community as a whole, particularly upon developing countries with limited resources of their own, by these sudden mass exoduses and displacements of population,                   |
| 43/154, PP5<br>8 Dec 1988<br><br>44/164, PP5<br>15 Dec 1989<br><br>45/153, PP5<br>18 Dec 1990<br><br>46/127, PP5<br>17 Dec 1991<br><br>48/139, PP5<br>20 Dec 1993 | <i>Deeply preoccupied</i> by the increasingly heavy burden being imposed, particularly upon developing countries with limited resources of their own and upon the international community as a whole, by these sudden mass exoduses and displacements of population,               |

**5. HUMAN RIGHTS VIOLATIONS AND MASS EXODUSES** (See *Human Rights and International Protection, 2. Causes of Refugee Flows and Preventive Action*)

## 6. ROLE OF UNHCR

*The provision reproduced below welcomes UNHCR's efforts to examine the possibility of temporary refuge in situations of mass influx and requests the continuation of this work.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 37/195, OP4<br><br>18 Dec 1982          | 4. <i>Welcomes</i> , within the context of the efforts of the international community to share the burden of caring for refugees, the work of the High Commissioner in examining the problems associated with providing refuge on a temporary basis to asylum-seekers in situations of large-scale influx with a view to finding durable solutions, and requests him to continue the work in this regard; |

## NON-GOVERNMENTAL ORGANIZATIONS<sup>1</sup>

### **1. CALLS TO SUPPORT NGOS**

*The provisions below call on the international community to support the refugee projects of NGOs in Somalia.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 42/127, OP11<br>7 Dec 1987              | 11. <i>Calls upon</i> the international community to support the activities of non-governmental organizations in Somalia, local and international, in the planning and implementation of refugee projects and refugee-related development activities; |
| 43/147, OP10<br>8 Dec 1988              | 10. <i>Calls upon</i> the international community to support the activities of non-governmental organizations in Somalia in the planning and implementation of refugee projects and refugee-related development activities;                           |

### **2. CO-ORDINATION BETWEEN UNHCR AND NGOS** (See also *Co-operation / Co-ordination between UNHCR and Other Organizations*)

*The provisions reproduced below recommend that UNHCR co-ordinate with NGOs or recognize the need for co-ordination on various issues, including refugee women and children, rehabilitation and development assistance, and the security of UN and humanitarian personnel. One provision welcomes the establishment by UNHCR of the Partnership in Action process as a way to strengthen co-ordination between UNHCR and NGOs.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/135, OP7<br>11 Dec 1980              | 7. <i>Recommends</i> that the Office of the High Commissioner should co-ordinate with the United Nations agencies and non-governmental organizations concerned the collection and analysis of data and the conduct |

<sup>1</sup> See also *Personnel: UN and Humanitarian*

|                             |   |
|-----------------------------|---|
|                             | of research and case studies on the critical needs of refugee and displaced women;  |
| 43/117, OP7<br>8 Dec 1988   | 7. <i>Commends</i> the High Commissioner for the work undertaken by his Office to identify and meet the special needs of refugee children and, in particular, for the guidelines of the Office on refugee children, and invites the High Commissioner to pursue his efforts on behalf of refugee children, drawing on the valuable contributions that non-governmental organizations continue to make in this area;   |
| 48/116, OP21<br>20 Dec 1993 | 21. <i>Welcomes</i> the establishment by the High Commissioner of the Partnership in Action Process in conjunction with the International Council of Voluntary Agencies as a means of strengthening and improving collaboration between the Office of the High Commissioner and non-governmental organizations in meeting greatly increased demands, expresses its support for the process of consultations through regional preparatory meetings as well as for the global conference at Oslo in June 1994 and invites Governments to provide financial support to this important initiative;  |
| 54/146, OP13<br>17 Dec 1999 | 13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations; |
| 55/76, OP4<br>4 Dec 2000    | 4. <i>Notes</i> the crucial role of partnerships with Governments and international, regional and non-governmental organizations, as well as of the participation of refugees in decisions that affect their lives;   |
| 56/217, OP25<br>21 Dec 2001 | 25. <i>Also recognizes</i> the need for enhanced coordination and cooperation, both at the headquarters and the field level, between the United Nations security management system and non-governmental organizations on matters relating to the safety and security of humanitarian personnel and United Nations and associated personnel, with a view to addressing mutual security concerns in the field;  |

### **3. RECOGNITION OF ROLE OF NGOs**

*The provisions below commend the efforts of NGOs working on behalf of refugees and recognize the important role they play, particularly in small-scale development projects, health and agriculture. Special reference is also made to the role of NGOs in identifying the needs of refugees and participating in the planning and execution of projects. One provision notes the “humanitarian and non-political” character of the efforts of NGOs and urges them to continue such efforts.*



| Resolution / Paragraph<br>Number & Date  | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 1959 (XVIII), PP5<br>12 Dec 1963   | Commending the non-governmental organizations working for refugees for their untiring activity on behalf of refugees throughout the world,  |
| 2399 (XXIII), PP4<br>15 Nov 1968   | Commending the encouraging results achieved in the field of inter-agency co-operation with the support of the Governments concerned and the other members of the United Nations system and noting with appreciation the untiring activities of the non-governmental organizations working on behalf of refugees,  |
| 42/127, OP10<br>7 Dec 1987<br><br>43/147, OP9<br>8 Dec 1988<br><br>44/152, OP10<br>15 Dec 1989 | 10. <i>Recognizes</i> the important role that non-governmental organizations are playing with regard to programmes for the care, maintenance and rehabilitation of refugees, particularly in activities related to small-scale development projects, and in the fields of health and agriculture;   |
| 45/141, OP15<br>14 Dec 1990  | 15. <i>Recognizes</i> the importance of the role played by non-governmental organizations, as well as by the affected populations, in identifying their needs and participating in the planning and execution of projects in co-ordination with national committees and in accordance with the Concerted Plan of Action, and urges them to continue in this humanitarian and non-political endeavour; |
| 55/76, OP4<br>4 Dec 2000   | 4. <i>Notes</i> the crucial role of partnerships with Governments and international, regional and non-governmental organizations, as well as of the participation of refugees in decisions that affect their lives;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |   |
| 1991/23, PP11<br>30 May 1991   | Recognizing the important role played by non-governmental organizations,  |

#### **4. REQUESTS TO NGOS**

*The provisions reproduced below request NGOs to consider ways to increase assistance to Africa and to continue their activities on behalf of refugees.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 36/124, OP7<br>14 Dec 1981              | 7. <i>Invites</i> governmental bodies of specialized agencies, intergovernmental and non-governmental organizations to consider, within their sphere of competence, various ways and means to increase substantially assistance to African refugees and returnees;   |
| 45/141, OP15<br>14 Dec 1990             | 15. <i>Recognizes</i> the importance of the role played by non-governmental organizations, as well as by the affected populations, in identifying their needs and participating in the planning and execution of projects in co-ordination with national committees and in accordance with the Concerted Plan of Action, and urges them to continue in this humanitarian and non-political endeavour;                                  |
| 56/135, OP17<br>19 Dec 2001             | 17. <i>Calls upon</i> the Office of the High Commissioner, the Organization of African Unity, subregional organizations and all African States, in conjunction with organizations of the United Nations system, intergovernmental and non-governmental organizations and the international community, to strengthen and revitalize existing partnerships and forge new ones in support of the international refugee protection system; |
| 57/183, OP20<br>18 Dec 2002             | 20. <i>Calls upon</i> the Office of the High Commissioner, the African Union, subregional organizations and all African States, in conjunction with agencies of the United Nations system, intergovernmental and non-governmental organizations and the international community, to strengthen and revitalize existing partnerships and forge new ones in support of the international refugee protection system;                      |

# NON-REFOULEMENT<sup>1</sup>

## 1. PRINCIPLE OF NON-REFOULEMENT

*The first provision reproduced below sets out the principle of non-refoulement and the second recalls that the principle of non-refoulement is not subject to derogation. The third provision reaffirms the importance of respect for the principle of non-refoulement.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 8(X), OP(c)(ii)<br><br>12 Feb 1946      | <p>(c) recommends to the Economic and Social Council that it take into consideration in this matter the following principles:</p> <p>...</p> <p>(ii) no refugees or displaced persons who have finally and definitely, in complete freedom, and after receiving full knowledge of the facts, including adequate information from the governments of their countries of origin, expressed valid objections to returning to their countries of origin and who do not come within the provisions of paragraph (d) below, shall be compelled to return to their country of origin. The future of such refugees or displaced persons shall become the concern of whatever international body may be recognized or established as a result of the report referred to in paragraphs (a) and (b) above, except in cases where the government of the country where they are established has made an arrangement with this body to assume the complete cost of their maintenance and the responsibility for their protection;</p> |
| 52/132, PP12<br><br>12 Dec 1997         | <p><i>Distressed</i> at the widespread violation of the principle of non-refoulement and of the rights of refugees, in some cases resulting in loss of refugee lives, and at reports indicating that large numbers of refugees and Asylum-seekers have been refouled and expelled in highly dangerous situations, and recalling that the principle of non-refoulement is not subject to derogation,</p>   |
| 56/137, OP3<br><br>19 Dec 2001          | <p>3. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-one States are now parties to one or both instruments, encourages the Office of the United Nations High Commissioner for Refugees and States to strengthen their efforts to promote broader accession to those instruments and their full implementation, and underlines in particular the importance of full respect for the principle of non-refoulement;</p>   |

<sup>1</sup> See also *Refoulement*

|                                    |   |
|------------------------------------|---|
| <p>57/187, OP4<br/>18 Dec 2002</p> | <p>4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol thereto remain the foundation of the international refugee regime, and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-four States are now parties to one instrument or to both, encourages States not parties to consider acceding to those instruments, underlines in particular the importance of full respect for the principle of non-refoulement, and recognizes that a number of States not parties to the international refugee instruments have shown a generous approach to hosting refugees;</p> |
|------------------------------------|---|

## **2. REQUESTS TO STATES TO OBSERVE PRINCIPLE OF NON-REFOULEMENT**

*The provisions reproduced below call upon States to abide by the principle of non-refoulement or reaffirms the need for States to co-operate with UNHCR in international protection, inter alia, by scrupulously observing the principle of non-refoulement. Other provisions call upon States to refrain from the return of refugees contrary to international standards.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| <p>32/67, OP5(c)<br/>8 Dec 1977</p>  | <p>5. <i>Further urges</i> Governments to facilitate the efforts of the High Commissioner in the field of international protection, inter alia:</p> <p>...</p> <p>(c) By following humanitarian principles with respect to the granting of asylum and ensuring that these are scrupulously observed, including the principle of non-refoulement of refugees;</p>  |
| <p>33/26, OP6<br/>29 Nov 1978</p>    | <p>6. <i>Further urges</i> Governments to continue to facilitate the work of the High Commissioner in the field of international protection by considering accessions to relevant instruments for the benefit of refugees, the effective implementation of these instruments and the scrupulous observance of humanitarian principles with respect to the granting of asylum and the non-refoulement of refugees;</p> |
| <p>34/60, OP3(a)<br/>29 Nov 1979</p> | <p>3. <i>Urges</i> Governments to intensify their support for the humanitarian activities of the High Commissioner by, among other things:</p> <p>(a) Facilitating the accomplishment of his tasks in the field of international protection, in particular by granting asylum to those seeking refuge and by scrupulously observing the principle of non-refoulement;</p>   |
| <p>35/41, OP5(a)<br/>25 Nov 1980</p> | <p>5. <i>Urges</i> Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with relevant resolutions of the General Assembly and the Economic and Social Council, especially by:</p>  |

|  |  |
|--|--|
|  | (a) Facilitating his efforts in the field of international protection by observing the principle of asylum and non-refoulement relating to refugees;   |
| 36/125, OP5(a)<br>14 Dec 1981                                | 5. <i>Urges</i> Governments to intensify their support for activities which the High Commissioner is carrying out in accordance with his mandate and relevant resolutions of the General Assembly and the Economic and Social Council, especially by:<br><br>(a) Facilitating the High Commissioner's efforts in the field of international protection, in particular by scrupulously observing the principle of asylum and non-refoulement and by protecting asylum-seekers in situations of large-scale influx, as endorsed by the Executive Committee of the Programme of the High Commissioner at its thirty-second session; |
| 37/195, OP2<br>18 Dec 1982<br><br>38/121, OP2<br>16 Dec 1983 | 2. <i>Reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to co-operate fully with him to facilitate the effective exercise of this essential function, in particular by acceding to and fully implementing the relevant international and regional instruments and by scrupulously observing the principles of asylum and non-refoulement;  |
| 39/140, OP2<br>14 Dec 1984                                   | 2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and fully implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;   |
| 40/118, OP2<br>13 Dec 1985<br><br>41/124, OP2<br>4 Dec 1986  | 2. <i>Strongly reaffirms</i> the fundamental nature of the High Commissioner's function to provide international protection and the need for Governments to continue to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;   |
| 42/109, OP1<br>7 Dec 1987<br><br>43/117, OP3<br>8 Dec 1988   | 1. <i>Strongly reaffirms</i> the fundamental nature of the function of the United Nations High Commissioner for Refugees to provide international protection and the need for Governments to co-operate fully with his Office in order to facilitate the effective exercise of this function, in particular by acceding to and implementing the relevant international and regional refugee instruments and by scrupulously observing the principles of asylum and non-refoulement;  |
| 44/137, OP3<br>15 Dec 1989                                   | 3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;   |
| 46/106, OP4<br>16 Dec 1991                                   | 4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees and asylum-seekers contrary to the fundamental prohibitions against these  |

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|  | practices, and urges States to ensure fair and efficient determination procedures and to continue to give humane treatment and to grant asylum to refugees;  |
| 47/105, OP4<br>16 Dec 1992                               | 4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures for asylum-seekers and to continue to give humane treatment and to grant asylum to refugees;  |
| 48/116, OP3<br>20 Dec 1993<br>49/169, OP4<br>23 Dec 1994 | 3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the international protection of refugees, and to respect scrupulously the fundamental principle of non-refoulement;   |
| 50/152, OP3<br>21 Dec 1995                               | 3. <i>Also calls upon</i> all States to uphold asylum as an indispensable instrument for the protection of refugees, to ensure respect for the principles of refugee protection, including the fundamental principle of non-refoulement, as well as the humane treatment of asylum-seekers and refugees in accordance with internationally recognized human rights and humanitarian norms;   |
| 51/75, OP3<br>12 Dec 1996                                | 3. <i>Reiterates</i> that everyone, without distinction of any kind, has the right to seek and to enjoy in other countries asylum from persecution, and calls upon all States to uphold asylum as an indispensable instrument for the international protection of refugees and to respect scrupulously the fundamental principle of non-refoulement, which is not subject to derogation;   |
| 52/103, OP5<br>12 Dec 1997                               | 5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law; |
| 52/132, OP16<br>12 Dec 1999                              | 16. <i>Calls upon</i> States to ensure effective protection of refugees through, inter alia, respecting the principle of non-refoulement;  |
| 53/125, OP5<br>9 Dec 1998                                | 5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;   |
| 54/146, OP6<br>17 Dec 1999<br>55/74, OP6<br>4 Dec 2000   | 6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;   |

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| 56/137, OP3<br>19 Dec 2001 | 3. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol remain the foundation of the international refugee regime and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-one States are now parties to one or both instruments, encourages the Office of the United Nations High Commissioner for Refugees and States to strengthen their efforts to promote broader accession to those instruments and their full implementation, and underlines in particular the importance of full respect for the principle of non-refoulement;                               |
| 57/187, OP4<br>18 Dec 2002 | 4. <i>Reaffirms</i> that the 1951 Convention and the 1967 Protocol thereto remain the foundation of the international refugee regime, and recognizes the importance of their full application by States parties, notes with satisfaction that one hundred and forty-four States are now parties to one instrument or to both, encourages States not parties to consider acceding to those instruments, underlines in particular the importance of full respect for the principle of non-refoulement, and recognizes that a number of States not parties to the international refugee instruments have shown a generous approach to hosting refugees; |

### **3. VIOLATIONS OF THE PRINCIPLE OF NON-REFOULEMENT**

*The provisions reproduced below express concern at violations of the principle of non-refoulement.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/41, PP7<br>25 Nov 1980               | <i>Noting with concern</i> that refugees encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,   |
| 37/195, OP3<br>18 Dec 1982              | 3. <i>Deplores</i> the continued serious violations of the basic rights of refugees and displaced persons of concern to the Office of the High Commissioner, in particular through military attacks on refugee camps and settlements in southern Africa and elsewhere, refoulement and arbitrary detention, and stresses the need to strengthen measures to protect them against such violations; |
| 42/109, OP2<br>7 Dec 1987               | 2. <i>Notes</i> with particular concern the continued violation of the principle of non-refoulement in certain situations, and stresses the need to strengthen measures to protect refugees against such action;  |
| 43/117, OP3<br>8 Dec 1988               | 3. <i>Notes</i> with particular concern the continued violation, in certain situations, of the principle of non-refoulement, recalls existing prohibitions as contained in conclusions 4 and 5 adopted by the Executive Committee of  |

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|                             | the Programme of the High Commissioner at its twenty-eighth session, stresses the need to strengthen measures to protect refugees against such action and appeals to all States to abide by their international obligations, taking fully into account their legitimate security concerns;   |
| 51/75, PP6<br>12 Dec 1996   | <i>Distressed</i> at the widespread violations of the principle of non-refoulement and of the rights of refugees, in some cases resulting in the loss of their lives, and seriously disturbed at reports indicating that large numbers of refugees and asylum-seekers have been subjected to refoulement and expulsion in highly dangerous situations,   |
| 52/132, PP12<br>12 Dec 1997 | <i>Distressed</i> at the widespread violation of the principle of non-refoulement and of the rights of refugees, in some cases resulting in loss of refugee lives, and at reports indicating that large numbers of refugees and asylum-seekers have been refouled and expelled in highly dangerous situations, and recalling that the principle of non-refoulement is not subject to derogation, |



## **PERSONNEL: UN AND HUMANITARIAN**

### **1. CODE OF CONDUCT**

*One provision welcomes the decision by UNHCR and other humanitarian organizations to put into place a code of conduct for humanitarian personnel.*

| Resolution / Paragraph Number & Date           | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 57/183, OP19<br>18 Dec 2002                    | 19. <i>Welcomes</i> the decision by the Office of the High Commissioner to put into place a code of conduct for humanitarian personnel aimed at preventing the exploitation of refugees, especially in the area of sexual exploitation;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 2002/32, OP30<br>26 July 2002                  | 30. <i>Strongly urges</i> the United Nations system and all humanitarian organizations to adopt and implement appropriate measures, including codes of conduct, for all personnel involved in humanitarian assistance activities, to review protection and distribution mechanisms, and to recommend actions that protect against sexual abuse and exploitation and the misuse of humanitarian assistance, and requests the Secretary-General to report back to the Council in this regard; |

### **2. DETENTION OF PERSONNEL**

*Several provisions reproduced below condemn the unlawful detention of UN and other personnel. A number of provisions call on States and other parties to conflict to refrain from detaining such personnel and to ensure the speedy release of personnel who have been detained in violation of their immunity. Other provisions call on States to provide adequate and prompt information on the arrest or detention of UN or other personnel, to allow independent medical teams to visit the detained, to allow access for a representative of the competent organization and for such representatives to be permitted to attend any hearings.*

| Resolution / Paragraph Number & Date             | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>              |   |
| 52/126, OP2(b)<br><br>12 Dec 1997                | <p>2. <i>Urges</i> all States:</p> <p>...</p> <p>(b) To ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p>  |
| 52/216, OP3(b), (c), (d), (e)<br><br>12 Dec 1997 | <p>3. <i>Calls upon</i> all States:</p> <p>...</p> <p>(b) To provide adequate and prompt information concerning the arrest or detention of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation;</p> <p>(c) To grant the representative of the competent international organization immediate and unconditioned access to such personnel;</p> <p>(d) To allow independent medical teams to investigate the health of detained United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, and to afford them the necessary medical assistance;</p> <p>(e) To allow representatives of the competent international organization concerned to attend hearings involving United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, provided that such attendance is consistent with domestic law;</p> |
| 53/87, OP3<br><br>7 Dec 1998                     | <p>3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations personnel, to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations, and to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p>   |
| 54/192, PP9 & OP7<br><br>17 Dec 1999             | <p><i>Strongly deploring</i> the rising toll of casualties among national and international humanitarian personnel and United Nations and its associated personnel in complex humanitarian emergencies, in particular in armed</p>  |

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|  | <p>conflicts and in post-conflict situations, and strongly condemning the acts of murder and other forms of physical violence, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as acts of destruction and looting of their property,</p> <p>...</p> <p>7. <i>Also urges</i> all States to provide adequate and prompt information in the event of arrest or detention of humanitarian personnel or United Nations personnel, to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and further urges all States to take the necessary measures to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p>   |
| <p>55/175, PP10, OP8 &amp; 9<br/>19 Dec 2000</p>   | <p><i>Strongly condemning</i> the acts of murder and other forms of violence, rape and sexual assault, intimidation, armed robbery, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as attacks on humanitarian convoys and acts of destruction and looting of their property,</p> <p>...</p> <p>8. <i>Calls upon</i> all States to provide adequate and prompt information in the event of arrest or detention of humanitarian personnel or United Nations personnel, to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and urges them to take the necessary measures to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p> <p>9. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance with their obligations under the 1949 Geneva Conventions and the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and its associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;</p> |
| <p>56/217, PP10, OP10 &amp; 12<br/>21 Dec 2001</p> | <p><i>Strongly condemning</i> the acts of murder and other forms of violence, rape and sexual assault, intimidation, armed robbery, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as attacks on humanitarian convoys and acts of destruction and looting of their property,</p>  |

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|  | <p>...</p> <p>10. <i>Calls upon</i> all States to provide adequate and prompt information in the event of arrest or detention of humanitarian personnel or United Nations personnel, to afford them the necessary medical assistance and to allow independent medical teams to visit and examine the health of those detained, and urges them to take the necessary measures to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law;</p> <p>...</p> <p>12. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance with international humanitarian law, in particular their obligations under the 1949 Geneva Conventions and the obligations applicable to them under the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;</p> |
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### 3. FEMALE STAFF

*One of the provisions reproduced below recommends that UNHCR should increase the number of female staff, particularly in the field and that a high-level staff position is designated as co-ordinator for women's programmes. The other provision urges the recruitment of female staff to provide for the specific needs of refugee women and children.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/185, OP8<br>11 Dec 1980              | 8. <i>Further recommends</i> that the High Commissioner should ensure that the number of women at all levels on his staff, particularly in the field, is increased and that a high-level staff position is designated as a co-ordinator for women's programmes. |

**ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS**

|                                      |   |
|--------------------------------------|---|
| <p>1991/23, OP11<br/>30 May 1991</p> | <p>11. <i>Urges</i> the recruitment of staff, in particular, female field staff, who are able to provide assistance and protection appropriate to the specific needs of refugee women and children;</p> |
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**4. OBLIGATION ON STAFF TO OBSERVE NATIONAL LAWS AND REGULATIONS**

*The provisions reproduced below reaffirm that UN and humanitarian personnel must respect the national laws and regulations of the country in which they are operating and requests personnel to abide by such laws and regulations.*

| Resolution / Paragraph Number & Date   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| <p>52/167, OP5<br/>16 Dec 1997</p>   | <p>5. <i>Reaffirms</i> the necessity for all humanitarian personnel to respect the national laws of the countries in which they are operating;</p>   |
| <p>53/87, OP13<br/>7 Dec 1998</p>  | <p>13. <i>Also reaffirms</i> the necessity for all humanitarian personnel to respect the national laws of the countries in which they are operating;</p>   |
| <p>54/147, OP13<br/>17 Dec 1999</p>  | <p>13. <i>Urges</i> States and all other actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, and requests organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p> |
| <p>54/192, OP9<br/>17 Dec 1999<br/><br/>55/175, OP11<br/>19 Dec 2000<br/><br/>56/217, OP15<br/>21 Dec 2001</p> | <p>9. <i>Reaffirms</i> the obligation of all humanitarian personnel and United Nations and its associated personnel to observe and respect the national laws of the country in which they are operating, in accordance with international law and the Charter of the United Nations;</p>   |

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| <p>55/77, OP19<br/>4 Dec 2000</p>   | <p>19. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the High Commissioner and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>                              |
| <p>56/135, OP16<br/>19 Dec 2001</p> | <p>16. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees, and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p> |
| <p>57/28, PP6<br/>19 Nov 2002</p>   | <p><i>Reaffirming also</i> the obligation of all humanitarian personnel and United Nations and associated personnel to respect the national laws of the country in which they are operating, in accordance with international law and the Charter of the United Nations,</p>  |
| <p>57/183, OP17<br/>18 Dec 2002</p> | <p>17. <i>Deplores</i> the deaths, injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees; urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crime committed against humanitarian personnel and to bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>      |

**5. SECURITY OF STAFF** (See also 6. *Training of Staff* and *Access to Persons in Need of Protection*)

**5.1 CONCERN**

*The provisions reproduced below express concern at threats to the security of UN and humanitarian personnel in the field.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| <p>47/105, OP20<br/>16 Dec 1992</p>  | <p>20. <i>Expresses</i> deep concern at conditions, in a number of countries or regions, which seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among the staff involved in humanitarian operations, and calls upon States to take all necessary measures to ensure the safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in their countries;</p>   |
| <p>48/116, OP22<br/>20 Dec 1993</p>  | <p>22. <i>Expresses deep concern</i> at conditions in a number of countries and regions that seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among personnel involved in humanitarian operations, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in the countries concerned;</p> |
| <p>49/169, OP17<br/>23 Dec 1994</p>  | <p>17. <i>Expresses</i> profound concern at conditions in a number of countries and regions that seriously endanger the security of the staff of the Office of the High Commissioner and other relief workers, deplores the loss of lives among such personnel, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure the security of international and local staff undertaking humanitarian work in the countries concerned;</p>  |

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| 55/175, PP8<br>19 Dec 2000<br><br>56/217, PP8<br>21 Dec 2001 | <i>Deeply concerned</i> by the dangers and security risks faced by humanitarian personnel and United Nations and its associated personnel at the field level, and mindful of the need to improve the current security management system in order to improve their safety and security, |
| 57/28, PP7<br><br>19 Nov 2002                                | <i>Deeply concerned</i> by the increasing dangers and security risks faced by United Nations and associated personnel at the field level, and mindful of the need to provide the fullest possible protection for their security,   |

## 5.2 CONDEMNATION OF ATTACKS ON STAFF

*The provisions reproduced below deplore or condemn attacks on and the loss of life of UN and humanitarian personnel. Other provisions condemn any act or failure to act which leads to staff being subjected to threats or physical attack. Specific condemnation is directed towards acts of murder and other forms of violence, rape and sexual assault, intimidation, armed robbery, abduction, hostage-taking, kidnapping and harassment.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 47/105, OP20<br><br>16 Dec 1992      | 20. <i>Expresses deep concern</i> at conditions, in a number of countries or regions, which seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among the staff involved in humanitarian operations, and calls upon States to take all necessary measures to ensure the safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in their countries;   |
| 48/116, OP22<br><br>20 Dec 1993      | 22. <i>Expresses deep concern</i> at conditions in a number of countries and regions that seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among personnel involved in humanitarian operations, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in the countries concerned; |



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| <p>49/169, OP17<br/>23 Dec 1994</p>                                    | <p>17. <i>Expresses</i> profound concern at conditions in a number of countries and regions that seriously endanger the security of the staff of the Office of the High Commissioner and other relief workers, deplores the loss of lives among such personnel, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure the security of international and local staff undertaking humanitarian work in the countries concerned;</p> |
| <p>49/174, PP11<br/>23 Dec 1994</p>                                    | <p><i>Bearing in mind</i> the necessity of facilitating the work of humanitarian organizations, in particular the supply of food, medicine and health care to refugees, returnees and displaced persons, deploring acts of aggression against personnel of humanitarian organizations, particularly those that have led to the loss of life, and stressing the need to guarantee the safety of the personnel of those organizations,</p>   |
| <p>52/103, PP4<br/>12 Dec 1997</p>                                     | <p><i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and deploring the deaths of staff members as a consequence of violent events in several countries around the world,</p>  |
| <p>52/167, OP2<br/>16 Dec 1997</p>                                     | <p>2. <i>Strongly condemns</i> any act or failure to act which obstructs or prevents humanitarian personnel from discharging their humanitarian functions, or which entails their being subjected to threats, the use of force or physical attack frequently resulting in injury or death;</p>   |
| <p>53/87, OP10<br/>7 Dec 1998</p>                                      | <p>10. <i>Strongly condemns</i> any act or failure to act which obstructs or prevents humanitarian personnel and United Nations personnel from discharging their humanitarian functions, or which entails their being subjected to threats, the use of force or physical attack frequently resulting in injury or death;</p>   |
| <p>53/125, PP3<br/>9 Dec 1998<br/><br/>54/146, PP3<br/>17 Dec 1999</p> | <p><i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and deploring the injuries and deaths of staff members as a consequence of generalized as well as targeted violence,</p>   |
| <p>54/192, PP9 &amp; OP4<br/>17 Dec 1999</p>                           | <p><i>Strongly deploring</i> the rising toll of casualties among national and international humanitarian personnel and United Nations and its associated personnel in complex humanitarian emergencies, in particular in armed conflicts and in post-conflict situations, and strongly condemning the acts of murder and other forms of physical violence, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those</p>   |

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|   | <p>participating in humanitarian operations are increasingly exposed, as well as acts of destruction and looting of their property,</p> <p>...</p> <p>4. <i>Strongly condemns</i> any act or failure to act which obstructs or prevents humanitarian personnel and United Nations personnel from discharging their humanitarian functions, or which entails their being subjected to threats, the use of force or physical attack frequently resulting in injury or death, and affirms the need to hold accountable those who commit such acts;</p>   |
| <p>55/74, PP3<br/>4 Dec 2000</p>                | <p><i>Commending</i> the High Commissioner, her staff and their implementing partners for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and strongly condemning the deaths and injuries and other forms of physical and psychological violence experienced by staff members as a consequence of generalized as well as targeted violence,</p>  |
| <p>55/77, OP19<br/>4 Dec 2000</p>               | <p>19. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the High Commissioner and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>  |
| <p>55/175, PP9,10 &amp; OP5<br/>19 Dec 2000</p> | <p><i>Strongly deploring</i> the rising toll of casualties among national and international humanitarian personnel and United Nations and its associated personnel in complex humanitarian emergencies, in particular in armed conflicts and in post-conflict situations,</p> <p>Strongly condemning the acts of murder and other forms of violence, rape and sexual assault, intimidation, armed robbery, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as attacks on humanitarian convoys and acts of destruction and looting of their property,</p> <p>...</p> <p>5. <i>Strongly condemns</i> any act or failure to act which obstructs or prevents humanitarian personnel and United Nations personnel from discharging their humanitarian functions, or which entails being subjected to threats, the use of force or physical attack frequently resulting in injury or death, and affirms the need to hold accountable those who commit such acts and, for that purpose, the need to enact national legislation, as appropriate;</p> |
| <p>56/135, OP16</p>                             | <p>16. <i>Deplores</i> the deaths and injuries and other forms of violence sustained</p>  |

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| <p>19 Dec 2001</p>                               | <p>by staff members of the Office of the United Nations High Commissioner for Refugees, and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>  |
| <p>56/217, PP9, 10 &amp; OP5<br/>21 Dec 2001</p> | <p><i>Strongly deploring</i> the rising toll of casualties among national and international humanitarian personnel and United Nations and associated personnel in complex humanitarian emergencies, in particular in armed conflicts and in postconflict situations,</p> <p><i>Strongly condemning</i> the acts of murder and other forms of violence, rape and sexual assault, intimidation, armed robbery, abduction, hostage-taking, kidnapping, harassment and illegal arrest and detention to which those participating in humanitarian operations are increasingly exposed, as well as attacks on humanitarian convoys and acts of destruction and looting of their property,</p> <p>...</p> <p>5. <i>Strongly condemns</i> any act or failure to act, contrary to international law, which obstructs or prevents humanitarian personnel and United Nations personnel from discharging their humanitarian functions, or which entails being subjected to threats, the use of force or physical attack, frequently resulting in injury or death, and affirms the need to hold accountable those who commit such acts and, for that purpose, the need to enact national legislation, as appropriate;</p> |
| <p>57/183, OP17<br/>18 Dec 2002</p>              | <p>17. <i>Deplores</i> the deaths, injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees; urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crime committed against humanitarian personnel and to bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>   |

### 5.3 CONVENTION ON THE SAFETY OF UNITED NATIONS AND ASSOCIATED PERSONNEL

*The provisions reproduced below welcome the Convention on the Safety of United Nations and Associated Personnel and call on States to consider accession to the Convention and to abide by its provisions. One provision notes that the Convention does not automatically apply to most humanitarian personnel and therefore, invites consideration of the development of a protocol to the Convention or other appropriate*

means to extend protection to all humanitarian personnel. Other provisions welcome the recent increase in the number of States that have become parties to the Convention and note the need to promote the universality of the Convention.

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 52/216, OP3(a)<br>12 Dec 1997        | 3. <i>Calls upon</i> all States:<br><br>(a) To consider becoming parties to the Convention on the Safety of United Nations and Associated Personnel;  |
| 52/167, OP8<br>16 Dec 1997           | 8. <i>Encourages</i> all States to become parties to and to fully respect the provisions of the relevant international instruments, including the Convention on the Safety of United Nations and Associated Personnel of 9 December 1994,   |
| 54/146, OP11<br>17 Dec 1999          | 11. <i>Welcomes</i> the coming into force of the Convention on the Safety of United Nations and Associated Personnel as well as the consideration of initiatives to widen its <i>ratione personae</i> , and calls upon States and all concerned parties to take all possible measures to safeguard the physical security and property of the staff of the Office of the High Commissioner and other humanitarian personnel, to investigate fully any crime committed against them and to bring to justice persons responsible for such crimes;  |
| 54/180, PP6<br>17 Dec 1999           | <i>Noting</i> , in this regard, the entry into force of the Convention on the Safety of United Nations and Associated Personnel of 9 December 1994, urging States to consider ratifying or acceding to the Convention, and condemning attacks and the use of force against United Nations and associated personnel, as well as personnel of international humanitarian organizations,   |
| 55/74, OP14<br>4 Dec 2000            | 14. <i>Notes</i> that the 1994 Convention on the Safety of United Nations and Associated Personnel is now in force, calls upon those States that have not yet done so to consider signing and ratifying the Convention, but notes in this regard that the Convention does not automatically apply to most humanitarian personnel, and therefore invites States to provide a timely response to the recommendation of the Secretary-General to extend the scope of legal protection to all United Nations and associated personnel through the development of a protocol to the 1994 Convention or by other appropriate means; |
| 57/28, PP 9, 10 & OP2<br>19 Nov 2002 | <i>Welcoming</i> the recent increase in the number of States that have become parties to the Convention, which entered into force on 15 January 1999, and noting that the Convention has been ratified or acceded to by 63 States as at the date of the present resolution,   |

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|  | <p><i>Mindful</i> of the need to promote the universality of the Convention,</p> <p>...</p> <p>2. <i>Calls upon</i> all States to consider becoming parties to and to respect fully their obligations under the relevant international instruments, in particular the Convention on the Safety of United Nations and Associated Personnel;</p> |
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#### 5.4 INTEGRATION OF SECURITY MATTERS INTO OPERATIONAL PLANNING

*The provisions reproduced below recognize the need and request the Secretary-General to integrate security matters into the planning of UN operations in the field. The provisions also request the Secretary-General to ensure that such precautions extend to all personnel carrying out activities under the mandate of a UN operation.*

| Resolution / Paragraph Number & Date   | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>    |  |
| 52/126, OP4 (c)<br><br>12 Dec 1997     | <p>4. <i>Decides</i> to request the Secretary-General:</p> <p>...</p> <p>(c) To take the necessary measures, falling within his responsibilities, to ensure that security matters are an integrated part of the planning for an operation, and that such precautions extend to all United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation;</p>  |
| 55/175, PP17 & OP13<br><br>19 Dec 2000 | <p><i>Reaffirming</i> the fundamental requirement that appropriate modalities for the Safety and security of humanitarian and United Nations and its associated personnel be incorporated into all new and ongoing United Nations field operations,</p> <p>...</p> <p>13. <i>Requests</i> the Secretary-General to take the necessary measures, falling within his responsibilities, to ensure that security matters are an integral part of the planning for existing and newly mandated United Nations operations and that such precautions extend to all United Nations and its associated personnel;</p> |

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| 56/217, OP17<br>21 Dec 2001 | 17. <i>Requests</i> the Secretary-General to take the necessary measures, falling within his responsibilities, to ensure that security matters are an integral part of the planning for existing and newly mandated United Nations operations and that such precautions extend to all United Nations and associated personnel; |
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## 5.5 INTERNATIONAL HUMANITARIAN LAW RELEVANT TO SECURITY OF STAFF

*The provisions reproduced below stress the need to ensure respect for principles and rules of international humanitarian law related to the security of UN and humanitarian personnel, and urge States to ensure the full and effective implementation of such principles and rules.*

| Resolution / Paragraph Number & Date | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 52/167, OP1<br>16 Dec 1997           | 1. <i>Strongly stresses</i> the urgent need to ensure respect for and promotion of principles and norms of international humanitarian law, including those related to the safety and security of humanitarian personnel, both international and local;   |
| 53/87, OP2<br>7 Dec 1998             | 2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, including those related to the safety and security of humanitarian personnel and United Nations personnel;   |
| 55/175, OP2<br>19 Dec 2000           | 2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, as well as relevant provisions of human rights law related to the safety and security of humanitarian personnel and United Nations personnel;  |
| 56/217, OP2<br>21 Dec 2001           | 2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international law, including international humanitarian law, as well as the relevant provisions of human rights and refugee law related to the safety and security of humanitarian personnel and United Nations personnel; |

## 5.6 LOCALLY RECRUITED PERSONNEL

*The provisions reproduced below stress the need to take account of locally recruited personnel when considering matters of security, and note that locally recruited personnel constitute the majority of casualties. One provision expresses concern that locally recruited personnel are particularly vulnerable to attacks directed at the United Nations.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 52/167, OP1<br>16 Dec 1997           | 1. <i>Strongly stresses</i> the urgent need to ensure respect for and promotion of principles and norms of international humanitarian law, including those related to the safety and security of humanitarian personnel, both international and local;  |
| 55/175, PP18<br>19 Dec 2000          | <i>Emphasizing</i> the need to give further consideration to the safety and security of locally recruited humanitarian personnel, who account for the majority of casualties, and United Nations and its associated personnel,  |
| 56/217, OP19<br>21 Dec 2001          | 19. <i>Emphasizes</i> the need to give further consideration to the safety and security of locally recruited humanitarian personnel, who account for the majority of casualties, and United Nations and associated personnel;   |
| 57/28, PP7 & OP7<br>19 Nov 2002      | <i>Expressing concern</i> that locally recruited personnel are particularly vulnerable to attacks directed at the United Nations,<br><br>...<br><br>7. <i>Encourages</i> the Secretary-General and other relevant bodies to continue to take such other practical measures as are within their authority and existing institutional mandates to strengthen the protection for United Nations and associated personnel, including locally recruited personnel, who are particularly vulnerable and account for the majority of casualties of United Nations or associated personnel; |

## 5.7 NEED TO ENSURE SECURITY OF STAFF

*The provisions reproduced below affirm the need to ensure the security of UN and humanitarian personnel. One provision recognizes the need for a strengthened security system, at Headquarters and in the field, and requests the UN system and States to take measures for this purpose. Another provision recognizes the need for increased co-ordination between the UN and NGOs on security matters.*

| Resolution / Paragraph Number & Date      | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>       |   |
| 49/174, PP11<br>23 Dec 1994               | <i>Bearing in mind</i> the necessity of facilitating the work of humanitarian organizations, in particular the supply of food, medicine and health care to refugees, returnees and displaced persons, deploring acts of aggression against personnel of humanitarian organizations, particularly those that have led to the loss of life, and stressing the need to guarantee the safety of the personnel of those organizations,   |
| 50/152, PP5<br>21 Dec 1995                | <i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members who have endangered or lost their lives in the course of their duties, and emphasizing the urgent need for effective measures to ensure the security of staff engaged in humanitarian operations,  |
| 51/75, PP5<br>12 Dec 1996                 | <i>Paying tribute</i> to those staff members who have endangered or lost their lives in the course of their duties, and emphasizing the urgent need for effective measures to ensure the security of staff engaged in humanitarian operations,  |
| 55/175, PP8 & 18<br>19 Dec 2000           | <i>Deeply concerned</i> by the dangers and security risks faced by humanitarian personnel and United Nations and its associated personnel at the field level, and mindful of the need to improve the current security management system in order to improve their safety and security,<br><br>...<br><br><i>Emphasizing</i> the need to give further consideration to the safety and security of locally recruited humanitarian personnel, who account for the majority of casualties, and United Nations and its associated personnel,   |
| 56/217, PP8, OP19, 24 & 25<br>21 Dec 2001 | <i>Deeply concerned</i> by the dangers and security risks faced by humanitarian personnel and United Nations and associated personnel at the field level, and mindful of the need to improve the current security management system in order to improve their safety and security,<br><br>...<br><br>19. <i>Emphasizes</i> the need to give further consideration to the safety and security of locally recruited humanitarian personnel, who account for the majority of casualties, and United Nations and associated personnel;<br><br>...<br><br>24. <i>Recognizes</i> the need for a strengthened and comprehensive security |



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|  | <p>management system for the United Nations system, both at the headquarters and the field level, and requests the United Nations system, as well as Member States, to take all appropriate measures needed to that end;</p> <p>25. <i>Also recognizes</i> the need for enhanced coordination and cooperation, both at the headquarters and the field level, between the United Nations security management system and non-governmental organizations on matters relating to the safety and security of humanitarian personnel and United Nations and associated personnel, with a view to addressing mutual security concerns in the field;</p> |
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**5.8 REQUESTS TO SECRETARY-GENERAL** (See also 5.4 *Integration of Security Matters into Operational Planning*, and 6. *Training*)

*The provisions reproduced below request the Secretary-General, inter alia, to consider ways and means to strengthen the protection of personnel by seeking the inclusion of security-related conditions in Headquarters and mission agreements. One provision requests the Secretary-General to compile examples of best practices, obstacles and lessons learned with regard to the security of UN and humanitarian personnel and ensure the dissemination of this information in the field. Another provision requests the Secretary-General to prepare model or standardized provisions for incorporation into the agreements concluded between the United Nations and humanitarian non-governmental organizations or agencies.*

| Resolution / Paragraph Number & Date         | Full Text  |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>          |  |
| 52/126, OP4(a), (b) & (g)<br><br>12 Dec 1997 | <p>4. <i>Decides</i> to request the Secretary-General:</p> <p>(a) To take the necessary measures to ensure full respect for the human rights, privileges and immunities of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, and when those human rights, privileges and immunities are violated, to ensure that such personnel are restored to their organization, and, where appropriate, to seek redress and compensation for the damage caused to them;</p> <p>(b) To consider ways and means, until the Convention has entered into force, to strengthen the protection of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, notably by seeking the inclusion, in negotiations of headquarters and other mission agreements concerning United Nations and associated personnel, of the applicable conditions contained in the Convention on the Privileges and Immunities of the United Nations, the Convention on the Privileges and Immunities of the Specialized Agencies, and the Convention on the Safety of United Nations and Associated Personnel;</p> <p>. . .</p> |

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|   | <p>(g) To submit to the General Assembly at its fifty-third session a report on the situation of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who are imprisoned, missing or held in a country against their will, on cases that have been successfully settled, and on the implementation of the measures referred to in the present resolution.</p>  |
| <p>53/87, OP6<br/>7 Dec 1998</p>  | <p>6. <i>Requests</i> the Secretary-General to take the necessary measures to ensure full respect for the human rights, privileges and immunities of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, to consider ways and means to strengthen the protection of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, notably by seeking the inclusion, in negotiations of headquarters and other mission agreements concerning United Nations and associated personnel, of the applicable conditions contained in the Convention on the Privileges and Immunities of the United Nations,<sup>9</sup> the Convention on the Privileges and Immunities of the Specialized Agencies<sup>10</sup> and the Convention on the Safety of United Nations and Associated Personnel;</p>   |
| <p>54/192, OP11<br/>17 Dec 1999</p>                                     | <p>11. <i>Also requests</i> the Secretary-General, in consultation with United Nations agencies and other relevant international organizations, to compile examples of best practices, obstacles encountered and lessons learned with regard to the safety and security of humanitarian personnel and United Nations personnel, to ensure that this information is widely disseminated in the field and to include in his comprehensive report to it at its fifty-fifth session on the subject of the present resolution detailed information in this regard;</p>   |
| <p>55/175, OP7<br/>19 Dec 2000<br/><br/>56/217, OP7<br/>21 Dec 2001</p> | <p>7. <i>Requests</i> the Secretary-General to take the necessary measures to ensure full respect for the human rights, privileges and immunities of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation and to continue to consider ways and means in which to strengthen the protection of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, notably by seeking the inclusion, in negotiations of headquarter and other mission agreements concerning United Nations and its associated personnel, of the applicable conditions contained in the Convention on the Privileges and Immunities of the United Nations, the Convention on the Privileges and Immunities of the Specialized Agencies and the Convention on the Safety of United Nations and Associated Personnel;</p> |
| <p>57/28, OP3, 4, 5, 6, 7 &amp; 10<br/><br/>19 Nov 2002</p>             | <p>3. <i>Recommends</i> that the Secretary-General continue to seek the inclusion of, and that host countries include, key provisions of the Convention, among others, those regarding the prevention of attacks against members of the operation, the establishment of such attacks as crimes punishable by law and the prosecution or extradition of offenders, in future as well as, if necessary, in existing status-of-forces, status-of-mission and host country agreements negotiated between the United Nations and those countries, mindful of the importance of the timely conclusion of such agreements;</p>   |

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|  | <p>4. <i>Recommends also</i> that, consistent with his existing authority, the Secretary-General advise the Security Council or the General Assembly, as appropriate, where in his assessment circumstances would support a declaration of exceptional risk for the purposes of article 1(c)(ii) of the Convention;</p> <p>5. <i>Confirms</i> that, consistent with his existing authority, the Secretary-General, who has knowledge of the facts and easy access to the information, may provide information, on the request of a State, on matters of fact relevant to the application of the Convention, such as the fact and content of any declaration of exceptional risk by the Security Council or the General Assembly or any agreement concluded between the United Nations and a humanitarian non-governmental organization or agency;</p> <p>6. <i>Requests</i> the Secretary-General to prepare model or standardized provisions for incorporation into the agreements concluded between the United Nations and humanitarian non-governmental organizations or agencies, and if possible to report on progress on this issue before the next meeting of the Ad Hoc Committee, and to make available to Member States the names of organizations or agencies that have concluded such agreements, for the purposes of clarifying the application of the Convention to persons deployed by those organizations or agencies;</p> <p>7. <i>Encourages</i> the Secretary-General and other relevant bodies to continue to take such other practical measures as are within their authority and existing institutional mandates to strengthen the protection for United Nations and associated personnel, including locally recruited personnel, who are particularly vulnerable and account for the majority of casualties of United Nations or associated personnel;</p> <p>...</p> <p>10. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-eighth session on the measures taken to implement the present resolution;</p> |
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## 5.9 REQUESTS TO STATES AND/OR OTHER PARTIES TO ARMED CONFLICT

### 5.9.1 Protection of Staff

*The provisions reproduced below request States and/or other parties to armed conflict to ensure the safety and protection of UN and humanitarian staff operating within their country.*

| Resolution / Paragraph Number & Date | Full Text |
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**GENERAL ASSEMBLY RESOLUTIONS**

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| <p>47/105, OP20<br/>16 Dec 1992</p> | <p>20. <i>Expresses</i> deep concern at conditions, in a number of countries or regions, which seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among the staff involved in humanitarian operations, and calls upon States to take all necessary measures to ensure the safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in their countries;</p>   |
| <p>48/116, OP22<br/>20 Dec 1993</p> | <p>22. <i>Expresses deep concern</i> at conditions in a number of countries and regions that seriously endanger the delivery of humanitarian assistance and the security of the staff of the High Commissioner and other relief workers, deplores the recent loss of lives among personnel involved in humanitarian operations, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure safe and timely access for humanitarian assistance and the security of international and local staff undertaking humanitarian work in the countries concerned;</p> |
| <p>49/169, OP17<br/>23 Dec 1994</p> | <p>17. <i>Expresses</i> profound concern at conditions in a number of countries and regions that seriously endanger the security of the staff of the Office of the High Commissioner and other relief workers, deplores the loss of lives among such personnel, urges support for initiatives taken by the High Commissioner and within the General Assembly and the Security Council concerning the safety of United Nations and associated personnel, in particular the consideration of new measures to enhance the safety of such personnel, and calls upon States and all parties to conflicts to take all necessary measures to ensure the security of international and local staff undertaking humanitarian work in the countries concerned;</p>  |
| <p>51/75, OP6<br/>12 Dec 1996</p>   | <p>6. <i>Emphasizes</i> the importance of ensuring access by the Office of the High Commissioner to asylum-seekers, refugees and other persons of concern in order to enable it to carry out its protection functions in an effective manner, expresses deep concern at conditions in a number of countries or regions that seriously impede the delivery of humanitarian assistance and protection, and calls upon States to take all necessary measures to ensure such access and to ensure the security of staff engaged in humanitarian operations;</p>   |
| <p>52/103, OP8<br/>12 Dec 1997</p>  | <p>8. <i>Calls upon</i> States and all concerned parties to refrain from any actions that prevent the staff of the Office of the High Commissioner and other humanitarian personnel from performing the functions required under their mandates or obstruct them in so doing, to take all possible measures to safeguard their physical security and property, to investigate fully any crime committed against them, to bring to justice persons responsible for such</p>  |

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|                                   | crimes and to facilitate the discharge of the mandated functions of the Office of the High Commissioner as well as of other humanitarian organizations;  |
| 52/126, OP2(a)<br><br>12 Dec 1997 | 2. <i>Urges</i> all States:<br><br>(a) To respect and ensure respect for the human rights of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, and to take the necessary measures to ensure the safety and security of those personnel, as well as the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;  |
| 52/167, OP4<br><br>16 Dec 1997    | 4. <i>Calls upon</i> all Governments and parties in countries where humanitarian personnel are operating to take all possible measures to ensure that the lives and well-being of humanitarian personnel are respected and protected;  |
| 53/87, OP2 & 3<br><br>7 Dec 1998  | 2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, including those related to the safety and security of humanitarian personnel and United Nations personnel;<br><br>3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations personnel, to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations, and to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law; |
| 53/125, OP10<br><br>9 Dec 1998    | 10. <i>Calls upon</i> States and all concerned parties to continue to cooperate closely with the staff of the Office of the High Commissioner and other humanitarian personnel in performing the functions required under their mandates, to take all possible measures to safeguard their physical security and property, to investigate fully any crime committed against them, to bring to justice persons responsible for such crimes and to facilitate the discharge of the mandated functions of the Office of the High Commissioner as well as of other humanitarian organizations;   |
| 54/146, OP11<br><br>17 Dec 1999   | 11. <i>Welcomes</i> the coming into force of the Convention on the Safety of United Nations and Associated Personnel as well as the consideration of initiatives to widen its <i>ratione personae</i> , and calls upon States and all concerned parties to take all possible measures to safeguard the physical security and property of the staff of the Office of the High Commissioner and other humanitarian personnel, to investigate fully any crime committed against them and to bring to justice persons responsible for such crimes;   |

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| <p>54/147, OP13<br/>17 Dec 1999</p>           | <p>13. <i>Urges</i> States and all other actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, and requests organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p>  |
| <p>54/192, PP11 &amp; OP2<br/>17 Dec 1999</p> | <p><i>Urging</i> all other parties involved in armed conflicts, in compliance with their obligations under the 1949 Geneva Conventions and the Additional Protocols thereto, to ensure the security and protection of all humanitarian personnel and United Nations and its associated personnel,<br/>...</p> <p>2. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations and its associated personnel and to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;</p>   |
| <p>55/74, OP12<br/>4 Dec 2000</p>             | <p>12. <i>Calls upon</i> States and all concerned parties to take urgently all possible measures to safeguard the physical security and property of the staff of the Office of the High Commissioner and other humanitarian personnel, to investigate fully any crime committed against them and to bring to justice persons responsible for such crimes;</p>   |
| <p>55/77, OP19<br/>4 Dec 2000</p>             | <p>19. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the High Commissioner and <i>urges</i> States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p> |
| <p>55/175, OP2 &amp; 3<br/>19 Dec 2000</p>    | <p>2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international humanitarian law, as well as relevant provisions of human rights law related to the safety and security of humanitarian personnel and United Nations personnel;</p> <p>3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations and its associated personnel and to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;</p>                              |
| <p>55/175, OP9</p>                            | <p>9. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance</p>  |

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| 19 Dec 2000                              | with their obligations under the 1949 Geneva Conventions and the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and its associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;  |
| 56/135, OP16<br>19 Dec 2001              | 16. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees, and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;   |
| 56/217, PP14, OP2, 3 & 12<br>21 Dec 2001 | <p><i>Urging</i> all other parties involved in armed conflicts, in compliance with International humanitarian law, in particular their obligations under the Geneva Conventions of 12 August 1949 and the obligations applicable to them under the Additional Protocols thereto, of 8 June 1977, to ensure the security and protection of all humanitarian personnel and United Nations and associated personnel,</p> <p>...</p> <p>2. <i>Urges</i> all States to take the necessary measures to ensure the full and effective implementation of the relevant principles and rules of international law, including international humanitarian law, as well as the relevant provisions of human rights and refugee law related to the safety and security of humanitarian personnel and United Nations personnel;</p> <p>3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations and associated personnel and to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;</p> <p>...</p> <p>12. <i>Calls upon</i> all other parties involved in armed conflicts, in compliance with international humanitarian law, in particular their obligations under the 1949 Geneva Conventions and the obligations applicable to them under the Additional Protocols thereto, to ensure the safety and protection of humanitarian personnel and United Nations and associated personnel, to refrain from abducting or detaining them in violation of their immunity under relevant conventions referred to in the present resolution and applicable international humanitarian law, and speedily to release, without harm, any abductee or detainee;</p> |
| 57/183, OP17                             | 17. <i>Deplores</i> the deaths, injuries and other forms of violence sustained by  |

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| 18 Dec 2002 | staff members of the Office of the United Nations High Commissioner for Refugees; urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crime committed against humanitarian personnel and to bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate; |
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### 5.9.2 Investigation and Prosecution of Crimes Against Staff

*The provision reproduced below request States and all concerned parties to fully investigate any crime committed against UN and humanitarian personnel and to bring to justice the persons responsible. Several provisions reaffirm the need to hold such persons accountable and the need to enact national legislation to facilitate this.*

| Resolution / Paragraph Number & Date   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 52/103, OP8<br>12 Dec 1997   | 8. <i>Calls upon</i> States and all concerned parties to refrain from any actions that prevent the staff of the Office of the High Commissioner and other humanitarian personnel from performing the functions required under their mandates or obstruct them in so doing, to take all possible measures to safeguard their physical security and property, to investigate fully any crime committed against them, to bring to justice persons responsible for such crimes and to facilitate the discharge of the mandated functions of the Office of the High Commissioner as well as of other humanitarian organizations; |
| 52/167, OP6<br>16 Dec 1997<br><br>54/192, OP6<br>17 Dec 1999<br><br>55/175, OP6<br>19 Dec 2000 | 6. <i>Urges</i> all States to ensure that any threat or act of violence committed against humanitarian personnel on their territory is fully investigated and to take all appropriate measures, in accordance with international law and national legislation, to ensure that the perpetrators of such acts are prosecuted;   |
| 53/125, OP10<br>9 Dec 1998   | 10. <i>Calls upon</i> States and all concerned parties to continue to cooperate closely with the staff of the Office of the High Commissioner and other humanitarian personnel in performing the functions required under their mandates, to take all possible measures to safeguard their physical security  |



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|                             | and property, to investigate fully any crime committed against them, to bring to justice persons responsible for such crimes and to facilitate the discharge of the mandated functions of the Office of the High Commissioner as well as of other humanitarian organizations;  |
| 54/146, OP11<br>17 Dec 1999 | 11. <i>Welcomes</i> the coming into force of the Convention on the Safety of United Nations and Associated Personnel as well as the consideration of initiatives to widen its <i>ratione personae</i> , and calls upon States and all concerned parties to take all possible measures to safeguard the physical security and property of the staff of the Office of the High Commissioner and other humanitarian personnel, to investigate fully any crime committed against them and to bring to justice persons responsible for such crimes;   |
| 55/74, OP12<br>4 Dec 2000   | 12. <i>Calls upon</i> States and all concerned parties to take urgently all possible measures to safeguard the physical security and property of the staff of the Office of the High Commissioner and other humanitarian personnel, to investigate fully any crime committed against them and to bring to justice persons responsible for such crimes;   |
| 55/77, OP19<br>4 Dec 2000   | 19. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the High Commissioner and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;                              |
| 55/175, OP5<br>19 Dec 2000  | 5. <i>Strongly condemns</i> any act or failure to act which obstructs or prevents humanitarian personnel and United Nations personnel from discharging their humanitarian functions, or which entails being subjected to threats, the use of force or physical attack frequently resulting in injury or death, and affirms the need to hold accountable those who commit such acts and, for that purpose, the need to enact national legislation, as appropriate;  |
| 56/135, OP16<br>19 Dec 2001 | 16. <i>Deplores</i> the deaths and injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees, and urges States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crimes committed against humanitarian personnel and bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate; |
| 56/217, OP5 & 6             | 5. <i>Strongly condemns</i> any act or failure to act, contrary to international law, which obstructs or prevents humanitarian personnel and United Nations  |

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| 21 Dec 2001                 | <p>personnel from discharging their humanitarian functions, or which entails being subjected to threats, the use of force or physical attack, frequently resulting in injury or death, and affirms the need to hold accountable those who commit such acts and, for that purpose, the need to enact national legislation, as appropriate;</p> <p>6. <i>Urges</i> all States to ensure that any threat or act of violence committed against humanitarian personnel on their territory is fully investigated and to take all appropriate measures, in accordance with international law and national law, to ensure that the perpetrators of such acts are duly prosecuted;</p>   |
| 57/183, OP17<br>18 Dec 2002 | <p>17. <i>Deplores</i> the deaths, injuries and other forms of violence sustained by staff members of the Office of the United Nations High Commissioner for Refugees; <i>urges</i> States, parties to conflict and all other relevant actors to take all necessary measures to protect activities related to humanitarian assistance, to prevent attacks on and kidnapping of national and international humanitarian workers and to ensure their safety and security, calls upon States to investigate fully any crime committed against humanitarian personnel and to bring to justice persons responsible for such crimes, and calls upon organizations and aid workers to abide by the national laws and regulations of the countries in which they operate;</p> |

#### 5.10 REQUESTS TO UNHCR

*The provision reproduced below encourages UNHCR to develop appropriate security arrangements in its operations, and to allocate adequate resources for the safety and security of its staff.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 55/74, OP13<br>4 Dec 2000               | <p>13. <i>Encourages</i> the Office of the High Commissioner, in cooperation with host countries and in coordination with other relevant United Nations bodies, further to develop and integrate appropriate security arrangements in its operations, and to allocate adequate resources for the safety and security of its staff and the persons under its mandate;</p> |

## 5.11 RESPONSIBILITY FOR SECURITY OF STAFF

*The provisions reproduced below recall that primary responsibility under international law for the security of UN and humanitarian personnel lies with the Government hosting a United Nations operation. One provision reaffirms that the security of UN personnel is an underlying duty of the United Nations.*

| Resolution / Paragraph Number & Date                           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |  |
| 54/192, PP10<br>17 Dec 1999<br><br>55/175, PP12<br>19 Dec 2000 | <i>Recalling</i> that primary responsibility under international law for the security and protection of humanitarian personnel and United Nations and its associated personnel lies with the Government hosting a United Nations operation conducted under the Charter of the United Nations or its agreements with relevant organizations,  |
| 56/217, PP12 & 13<br><br>21 Dec 2001                           | <i>Reaffirming</i> that ensuring the safety and security of United Nations personnel constitutes an underlying duty of the Organization, which must be based on a necessary cost-sharing arrangement with the relevant agencies, funds and programmes within the United Nations system,<br><br><i>Recalling</i> that primary responsibility under international law for the security and protection of humanitarian personnel and United Nations and associated personnel lies with the Government hosting a United Nations operation conducted under the Charter of the United Nations or its agreements with relevant organizations, |

## 5.12 TRIBUTE TO UNHCR STAFF

*The provisions reproduced below commend UNHCR staff and pay tribute to staff members who have endangered or lost their lives in the course of their duties.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 50/152, PP5                          | <i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their |

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| 21 Dec 1995   | responsibilities, paying tribute to those staff members who have endangered or lost their lives in the course of their duties, and emphasizing the urgent need for effective measures to ensure the security of staff engaged in humanitarian operations,   |
| 51/75, PP5<br>12 Dec 1996                               | <i>Paying tribute</i> to those staff members who have endangered or lost their lives in the course of their duties, and emphasizing the urgent need for effective measures to ensure the security of staff engaged in humanitarian operations,  |
| 52/103, PP4<br>12 Dec 1997                              | <i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and deploring the deaths of staff members as a consequence of violent events in several countries around the world,  |
| 53/125, PP3<br>9 Dec 1998<br>54/146, PP3<br>17 Dec 1999 | <i>Commending</i> the High Commissioner and her staff for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and deploring the injuries and deaths of staff members as a consequence of generalized as well as targeted violence,   |
| 55/74, PP3<br>4 Dec 2000                                | <i>Commending</i> the High Commissioner, her staff and their implementing partners for the competent, courageous and dedicated manner in which they discharge their responsibilities, paying tribute to those staff members whose lives have been endangered in the course of their duties, and strongly condemning the deaths and injuries and other forms of physical and psychological violence experienced by staff members as a consequence of generalized as well as targeted violence, |
| 56/137, PP3<br>19 Dec 2001                              | <i>Expressing its appreciation</i> for the leadership shown by the High Commissioner since he assumed office in January 2001, and commending the staff and implementing partners of the Office of the High Commissioner for the competent, courageous and dedicated manner in which they discharge their responsibilities,  |
| 57/187, PP3<br>18 Dec 2002                              | <i>Expressing its appreciation</i> for the leadership shown by the High Commissioner, and commending the staff and implementing partners of the Office of the High Commissioner for the competent, courageous and dedicated manner in which they discharge their responsibilities,  |

**6. TRAINING OF STAFF** (See also *Human Rights and International Protection: 8. Training of Staff and International Humanitarian Law: 9. Training of Staff*)

The provisions reproduced below stress the need to ensure that staff receive specific security training and stress counselling, including a comprehensive security and stress management training programme for United Nations staff, before, during and after missions. Other provisions request (or stress the need for) training in international human rights and humanitarian law and in issues relevant to refugee and displaced women.

| Resolution / Paragraph Number & Date            | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>             |   |
| <p>52/126, OP4(d) &amp; (e)<br/>12 Dec 1997</p> | <p>4. <i>Decides</i> to request the Secretary-General:</p> <p>...</p> <p>(d) To take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation be properly informed and suitably trained so as to enhance their security and effectiveness in accomplishing their functions;</p> <p>(e) To take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation be properly informed about the scope of that mandate and the standards, including those contained in relevant domestic and international law, that they are required to meet;</p>   |
| <p>53/87, OP8 &amp; 12<br/>7 Dec 1998</p>       | <p>8. <i>Further requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed and suitably trained so as to enhance their security and effectiveness in accomplishing their functions;</p> <p>...</p> <p>12. <i>Reaffirms</i> the necessity for humanitarian personnel and United Nations personnel to be properly informed, <i>inter alia</i>, by their sponsoring organizations of the scope of their activities and the standards that they are required to meet, including those contained in relevant domestic and international law, and suitably trained so as to enhance their security and effectiveness in accomplishing their functions;</p> |
| <p>54/192, OP12<br/>17 Dec 1999</p>             | <p>12. <i>Further requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate,</p>   |

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|  | <p>including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law, as well as stress counselling, are provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;</p>  |
| <p>55/175, OP14 &amp; 15<br/>19 Dec 2000</p>       | <p>14. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;</p> <p>15. <i>Stresses</i> the need to ensure that all United Nations staff members receive adequate security training prior to their deployment to the field, the need to attach a high priority to the improvement of stress counselling services available to United Nations staff members, including through the implementation of a comprehensive security and stress management training programme for United Nations staff throughout the system, and the need to make available to the Secretary-General the means for this purpose;</p>  |
| <p>56/217, PP20, OP18 &amp; 21<br/>21 Dec 2001</p> | <p><i>Increasingly concerned</i> at the need to ensure adequate levels of safety and Security for United Nations personnel and humanitarian personnel and a culture of accountability at all levels, from the highest to the lowest, throughout the United Nations system, and in this regard commending the recent efforts by the United Nations agencies, funds and programmes aimed at the improvement of security management and training of their personnel,</p> <p>...</p> <p>18. <i>Also requests</i> the Secretary-General to take the necessary measures to ensure that United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation are properly informed about the conditions under which they are called upon to operate, including relevant customs and traditions in the host country, and the standards that they are required to meet, including those contained in relevant domestic and international law, and that adequate training in security, human rights and international humanitarian law is provided so as to enhance their security and effectiveness in accomplishing their functions, and reaffirms the necessity for all other humanitarian organizations to provide their personnel with similar support;</p> <p>...</p> <p>21. <i>Stresses</i> the need to ensure that all United Nations staff members receive adequate security training, including physical and psychological</p> |

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|   | <p>training, prior to their deployment to the field, the need to attach a high priority to the improvement of stress and trauma counselling services available to United Nations staff members, including through the implementation of a comprehensive security and stress and trauma management training, support and assistance programme for United Nations staff throughout the system, before, during and after missions, and the need to make available to the Secretary-General the means for this purpose;</p> |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |   |
| <p>1991/23, OP12<br/>30 May 1991</p>                  | <p>12. <i>Calls upon</i> organizations working with refugees to ensure that key staff members undergo training to raise their awareness of the issues specific to refugee and displaced women and to provide them with skills for planning appropriate protection and assistance activities;</p>  |





## PERSONS NOT IN NEED OF INTERNATIONAL PROTECTION

*The provision reproduced below calls upon States to accept the return of their nationals and to carry out the return of persons not in need of international protection in a safe and dignified manner and with full respect for their human rights and dignity.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 57/187, OP11<br><br>18 Dec 2002         | 11. <i>Emphasizes</i> the obligation of all States to accept the return of their nationals, calls upon States to facilitate the return of their nationals who have been determined not to be in need of international protection, and affirms the need for the return of persons to be undertaken in a safe and humane manner and with full respect for their human rights and dignity, irrespective of the status of the persons concerned; |



# PHYSICAL SECURITY OF REFUGEES<sup>1</sup>

## 1. CONCERN

*The provisions reproduced below express concern about the threats to the safety and welfare of refugee and asylum-seekers caused, inter alia, by military or armed attacks, other forms of violence, forced recruitment, failure to rescue asylum-seekers at sea and other threats to their physical security.*

| Resolution / Paragraph<br>Number & Date                  | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                      |  |
| 35/41, PP7<br>25 Nov 1980                                | <i>Noting with concern</i> that refugees encounter serious difficulties in many parts of the world in obtaining asylum and that they are exposed to the threat of refoulement, arbitrary detention and physical violence,  |
| 38/121, PP7<br>16 Dec 1983                               | <i>Deeply concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers have been seriously jeopardized on account of military or armed attacks, acts of piracy and other forms of brutality,  |
| 39/140, PP7<br>14 Dec 1984<br>40/118, PP5<br>13 Dec 1985 | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks, acts of piracy and other forms of brutality,   |
| 41/124, PP6<br>4 Dec 1986                                | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of brutality,   |
| 42/109, PP6<br>7 Dec 1989                                | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of violence, and noting that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea,  |
| 43/117, PP6<br>8 Dec 1988                                | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of violence, and noting that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea and, in this context, also noting the problems relating to stowaway asylum-seekers, |

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<sup>1</sup> See also Camps

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| <p>44/137, PP6<br/>15 Dec 1989</p>  | <p><i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers are seriously undermined on account of military or armed attacks, forced recruitment of refugees into armed forces and other forms of violence, and noting that further efforts should be made to ensure rescue and disembarkation of asylum-seekers in distress at sea and, in this context, noting also the problems relating to stowaway asylum-seekers,</p>   |
| <p>45/140, PP6<br/>14 Dec 1990</p>  | <p><i>Noting with concern</i> that refugee protection continues to be seriously jeopardized in many States, including through expulsion, refoulement and other threats to the physical security, dignity and well-being of refugees,</p>   |
| <p>46/106, PP7<br/>16 Dec 1991</p>  | <p><i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,</p>                                       |
| <p>47/105, PP6<br/>16 Dec 1992</p>  | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p> |
| <p>47/105, OP5<br/>16 Dec 1992</p>  | <p>5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>  |
| <p>48/116, PP10<br/>20 Dec 1993<br/><br/>49/169, PP11<br/>23 Dec 1994</p> | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>                       |
| <p>48/116, OP5<br/>20 Dec 1993</p>  | <p>5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |

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| 50/169, OP7<br>21 Dec 1995  | 7. <i>Expresses</i> its concern regarding instances, in some parts of Africa, where the fundamental principle of asylum is jeopardized as a result of unlawful expulsion, refoulement, or other threats to life, physical security, dignity and well-being;   |
| 50/152, PP6<br>21 Dec 1995  | <i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights , |
| 51/71, OP5<br>12 Dec 1996   | 5. <i>Expresses</i> concern at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement, or the threat to life, physical security, integrity, dignity and the well-being of refugees;  |
| 52/101, OP4<br>12 Dec 1997  | 4. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion, or refoulement, or by threats to the life, physical security, integrity, dignity and the well-being of refugees;   |
| 53/126, PP3,<br>9 Dec 1998  | <i>Recognizing</i> the need to improve the security of refugees and to maintain the civilian and humanitarian nature of refugee camps and settlements in accordance with international laws, in particular refugee instruments, as well as human rights instruments and humanitarian laws,  |
| 53/126, OP5<br>9 Dec 1998   | 5. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;   |
| 54/147, OP11<br>17 Dec 1999<br><br>55/77, OP16<br>4. Dec 2000<br><br>56/135, OP14<br>19 Dec 2001<br><br>57/183, OP15<br>18 Dec 2002 | 11. <i>Expresses its concern</i> about instances in which the fundamental principle of asylum is jeopardized by unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;  |

## **2. CONDEMNATION**

*The provisions reproduced below deplore or condemn violations of the rights and safety of refugees and asylum-seekers, particularly military or armed attacks against refugee camps, other forms of violence, forced recruitment into armed forces and the failure to rescue asylum-seekers at sea.*

| Resolution / Paragraph Number & Date                   | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                    |   |
| 35/41, PP8<br>25 Nov 1980                              | Deploring, in particular, the instances of physical attacks on asylum seekers at sea and of military attacks on refugee camps in southern Africa,   |
| 36/125, PP10<br>14 Dec 1981                            | <i>Deploring</i> , in particular, the instances of military attacks on refugee camps in southern Africa and elsewhere and physical attacks on asylum-seekers at sea,  |
| 38/121, OP3<br>16 Dec 1983                             | 3. <i>Deplores</i> all violations of the rights and safety of refugees and asylum-seekers, in particular through military or armed attacks against refugee camps and settlements, other forms of brutality and failure to rescue asylum-seekers in distress at sea;   |
| 39/140, OP3<br>14 Dec 1984                             | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated through military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;   |
| 40/118, OP3<br>13 Dec 1985                             | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;  |
| 41/124, OP4<br>4 Dec 1986                              | 4. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and the failure to rescue asylum-seekers in distress at sea;   |
| 42/109, OP4<br>7 Dec 1989<br>43/117, OP5<br>8 Dec 1988 | 4. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of violence;  |
| 44/137, OP6<br>15 Dec 1989                             | 6. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements, forced recruitment into armed forces and other forms of violence;  |
| 45/140, OP4<br>14 Dec 1990                             | 4. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks on refugee camps and settlements, forced recruitment into armed forces and other forms of violence, and reiterates the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the United Nations High Commissioner for |

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|  | Refugees at its thirty-eighth session;   |
| 46/106, OP5<br>16 Dec 1991   | 5. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and forced recruitment into armed forces;  |
| 49/169, OP3<br>23 Dec 1994   | 3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;  |
| 51/75, OP5<br>12 Dec 1996  | 5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;   |
| 52/103, OP3<br>12 Dec 1997   | 3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular numerous serious threats to the security or well-being of refugees, refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;  |
| 52/103, OP7<br>12 Dec 1997   | 7. <i>Condemns</i> all acts that pose a threat to the personal security of refugees and asylum-seekers, and calls upon States of refuge, with international organizations where appropriate, to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, as well as to abstain from any activity likely to undermine this, inter alia, through effective measures to prevent the infiltration of armed elements, the identification and separation of any such armed elements from refugee populations, the settlement of refugees in secure locations and affording prompt, unhindered and safe access to them to the Office of the High Commissioner and other appropriate humanitarian organizations; |
| 53/125, OP8<br>9 Dec 1998<br><br>54/146, OP9<br>17 Dec 1999<br><br>55/74, OP10<br>4 Dec 2000 | 8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;  |

|                             |  |
|-----------------------------|--|
| 57/183, OP18<br>18 Dec 2002 | 18. <i>Condemns</i> any exploitation of refugees, especially their sexual exploitation, and calls for those responsible for such deplorable acts to be brought to justice; |
|-----------------------------|--|

### 3. EXPLOITATION<sup>2</sup>

*The provisions reproduced below condemn any exploitation of refugees, especially their sexual exploitation, and welcome the active engagement of UNHCR in the Inter-Agency Standing Committee Task Force on Protection from Sexual Exploitation and Abuse in Humanitarian Crises and the drafting of a policy on sexual exploitation. Another recommends actions that protect against sexual abuse and exploitation.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 57/183, OP18<br>18 Dec 2002                    | 18. <i>Condemns</i> any exploitation of refugees, especially their sexual exploitation, and calls for those responsible for such deplorable acts to be brought to justice;  |
| 57/187, OP2<br>18 Dec 2002                     | 2. <i>Welcomes</i> the important work undertaken by the Office of the High Commissioner and its Executive Committee in the course of the year and notes in this context the conclusion on the civilian and humanitarian character of asylum, the conclusion on reception of asylum-seekers in the context of individual asylum systems and the progress achieved with respect to recognizing the important contribution of host developing countries; welcomes also the importance attached to cooperation with the New Partnership for Africa's Development; welcomes further the active engagement of the Office of the High Commissioner in the Inter-Agency Standing Committee Task Force on Protection from Sexual Exploitation and Abuse in Humanitarian Crises and the drafting of a policy on sexual exploitation, and encourages the Office of the High Commissioner to continue combating such practices; and welcomes the renewed efforts made by the Office of the High Commissioner to promote durable solutions for refugees; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 2002/32, OP30<br>26 July 2002                  | 30. <i>Strongly urges</i> the United Nations system and all humanitarian organizations to adopt and implement appropriate measures, including codes of conduct, for all personnel involved in humanitarian assistance activities, to review protection and distribution mechanisms, and to recommend actions that protect against sexual abuse and exploitation and the misuse of humanitarian assistance, and requests the Secretary-General to report back to the Council in this regard;   |

<sup>2</sup> See also *Personnel: UN and Humanitarian: 1. Code of Conduct and Women: 8. Gender-Related Violence*



#### 4. REQUESTS TO STATES

*The provisions reproduced below call upon States to take all measures to ensure the safety of refugees and asylum-seekers and to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers.*

| Resolution / Paragraph Number & Date  | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 38/121, OP4<br>16 Dec 1983  | 4. <i>Urges</i> States, in co-operation with the Office of the High Commissioner and other competent international bodies, to take all measures necessary to ensure the safety of refugees and asylum-seekers;  |
| 39/140, OP4<br>14 Dec 1984<br><br>40/118, OP5<br>13 Dec 1985<br><br>41/124, OP6<br>4 Dec 1986 | 4. <i>Urges</i> all States, in co-operation with the Office of the High Commissioner and other competent international bodies, to take all measures necessary to ensure the safety of refugees and asylum-seekers;  |
| 47/105, OP5<br>16 Dec 1992  | 5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;  |
| 48/116, OP5<br>20 Dec 1993  | 5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;   |
| 49/169, OP3<br>23 Dec 1994  | 3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms; |
| 50/152, OP13  | 13. <i>Reiterates</i> that, the grant of asylum or refuge being a peaceful and humanitarian act, refugee camps and settlements must maintain their  |

|  |   |
|--|---|
| <p>21 Dec 1995</p>   | <p>exclusively civilian and humanitarian character and all parties are obliged to abstain from any activity likely to undermine this, condemns all acts which pose a threat to the personal security of refugees and asylum-seekers, and also those that may endanger the safety and stability of States, calls upon States of refuge to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, and further calls upon States of refuge to take effective measures to prevent the infiltration of armed elements, to provide effective physical protection to refugees and asylum-seekers and to afford the Office of the High Commissioner and other appropriate humanitarian organizations prompt and unhindered access to them;</p>  |
| <p>51/75, OP5<br/>12 Dec 1996</p>  | <p>5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p>   |
| <p>52/103, OP3 &amp; 7<br/>12 Dec 1997</p>   | <p>3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular numerous serious threats to the security or well-being of refugees, refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p> <p>...</p> <p>7. <i>Condemns</i> all acts that pose a threat to the personal security of refugees and asylum-seekers, and calls upon States of refuge, with international organizations where appropriate, to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, as well as to abstain from any activity likely to undermine this, inter alia, through effective measures to prevent the infiltration of armed elements, the identification and separation of any such armed elements from refugee populations, the settlement of refugees in secure locations and affording prompt, unhindered and safe access to them to the Office of the High Commissioner and other appropriate humanitarian organizations;</p> |
| <p>53/125, OP8<br/>9 Dec 1998<br/><br/>54/146, OP9<br/>17 Dec 1999<br/><br/>55/74, OP10<br/>4 Dec 2000</p> | <p>8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;</p>  |

## 5. ROLE OF UNHCR

*A number of the provisions below request States to co-operate with UNHCR in taking measures to ensure the safety of refugees and asylum-seekers. Two provisions endorse ExCom's Conclusions on military and armed attacks on refugee camps and settlements, the personal security of refugees, and on refugee protection and sexual violence.*

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 38/121, OP4<br>16 Dec 1983  | 4. <i>Urges</i> States, in co-operation with the Office of the High Commissioner and other competent international bodies, to take all measures necessary to ensure the safety of refugees and asylum-seekers;   |
| 39/140, OP4<br>14 Dec 1984<br><br>40/118, OP5<br>13 Dec 1985<br><br>41/124, OP6<br>4 Dec 1986 | 4. <i>Urges</i> all States, in co-operation with the Office of the High Commissioner and other competent international bodies, to take all measures necessary to ensure the safety of refugees and asylum-seekers;   |
| 45/140, OP4<br>14 Dec 1990  | 4. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks on refugee camps and settlements, forced recruitment into armed forces and other forms of violence, and reiterates the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its thirty-eighth session; |
| 48/116, OP6<br>20 Dec 1993  | 6. <i>Endorses</i> , in this connection, the conclusions on the personal security of refugees and on refugee protection and sexual violence adopted by the Executive Committee of the Programme of the High Commissioner at its forty-fourth session;  |
| 53/125, OP8<br>9 Dec 1998<br><br>54/146, OP9<br>17 Dec 1999<br><br>55/74, OP10<br>4 Dec 2000  | 8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;  |



## PREMISES OF THE UN: INVIOABILITY

*The provisions reproduced below urge all States to take necessary measures to respect and ensure respect for the inviolability of UN premises, which is essential to the continuation and successful implementation of UN operations.*

| Resolution / Paragraph<br>Number & Date  | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 52/126, OP2(a)<br><br>12 Dec 1997  | 2. <i>Urges</i> all States:<br><br>(a) To respect and ensure respect for the human rights of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation, and to take the necessary measures to ensure the safety and security of those personnel, as well as the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;  |
| 53/87, OP3<br><br>7 Dec 1998   | 3. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations personnel, to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations, and to ensure the speedy release of United Nations and other personnel carrying out activities in fulfilment of the mandate of a United Nations operation who have been arrested or detained in violation of their immunity, in accordance with the relevant conventions referred to in the present resolution and applicable international humanitarian law; |
| 54/192, OP2<br>17 Dec 1999<br><br>55/175, OP3<br>19 Dec 2000<br><br>56/217, OP3<br>21 Dec 2001 | 2. <i>Also urges</i> all States to take the necessary measures to ensure the safety and security of humanitarian personnel and United Nations and its associated personnel and to respect and ensure respect for the inviolability of United Nations premises, which are essential to the continuation and successful implementation of United Nations operations;   |



## PROMOTION OF AWARENESS OF REFUGEES ISSUES

### 1. GENERAL

*Several of the provisions reproduced below recognize the need to place and keep all issues related to refugees, asylum-seekers and other migratory flows on the international political agenda. One provision requests States to draw the attention of governing bodies of other organs in the UN system to the need to support UNHCR's efforts and another dedicates the 1966 United Nations Day to the cause of refugees.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 2038 (XX), OP2<br>7 Dec 1965            | 2. <i>Decides</i> that, in 1966, United Nations Day will be dedicated to the cause of refugees.   |
| 2399 (XXIII), OP2(d)<br>15 Nov 1968     | 2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner's humanitarian task by:<br><br>...<br><br>d) Drawing the attention of the governing bodies of other organs in the United Nations system to the need to support the High Commissioner in his efforts to ensure that the requirements of refugees, including education and training, are taken into full account. |
| 45/140, OP2<br>14 Dec 1990              | 2. <i>Recognizes</i> the urgent need to put all issues related to refugees, asylum-seekers and other migratory flows firmly on the international political agenda, especially in view of the fortieth anniversary of the Office of the High Commissioner and the 1951 Convention relating to the Status of Refugees, and in this connection welcomes initiatives to promote further awareness of and support for the Office, including accessions to this instrument;   |
| 46/106, OP2<br>16 Dec 1991              | 2. <i>Recognizes</i> the need to keep issues related to refugees, asylum-seekers and other migratory flows firmly on the international political agenda, especially the question of solution-oriented approaches to deal with today's refugee problems;   |
| 47/105, OP3<br>16 Dec 1992              | 3. <i>Emphasizes</i> the need to keep issues related to refugees, displaced persons, asylum-seekers and other migratory flows firmly on the international political agenda, especially the question of solution-oriented approaches to deal with such contemporary problems and their causes;   |

## 2. AFRICA

*The provisions reproduced below call on UNHCR, the Secretary-General and other UN bodies to ensure maximum publicity and dissemination of information on the refugee situation in Africa and ICARA. One provision requests the Department of Public Information of the Secretariat and other UN bodies to co-operate with UNHCR to ensure maximum publicity.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| 34/61, OP6<br>29 Nov 1979                      | 6. Calls upon the Secretary-General and the specialized agencies to assist the High Commissioner in giving the widest possible dissemination of information on the plight of the African refugees;   |
| 38/120, OP8 & 9<br>16 Dec 1983                 | 8. <i>Notes</i> with satisfaction the action taken by the United Nations High Commissioner for Refugees to initiate public information programmes to increase public awareness of the refugee situation in Africa and the objectives of the Conference;<br><br>9. <i>Requests</i> the Department of Public Information of the Secretariat, and other competent bodies of the United Nations system to co-operate closely with the United Nations High Commissioner for Refugees to ensure that the maximum amount of publicity is given to the refugee situation in Africa, as well as to the Conference and its objectives; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1980/55, OP3<br>24 July 1980                   | 3. <i>Further requests</i> the Secretary-General of the United Nations to arrange for consultation with the competent United Nations agencies and bodies for the purpose of preparing an adequate publicity programme giving special attention to the conditions and needs of refugees in Africa;  |

## 3. CHILDREN

*A number of the provisions reproduced below call on the Special Representative of the Secretary-General on Children and Armed Conflict to raise awareness and to mobilize public opinion for the protection, inter alia, of refugee minors. One provision requests Governments, intergovernmental organizations and NGOs to provide for dissemination of information about the situation, inter alia, of refugee children, and another requests the Secretary-General to ensure close co-ordination between UN bodies, including UNHCR, to maximize publicity on the situation of refugee children.*



| Resolution / Paragraph Number & Date                           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |  |
| 41/123, OP2(a)<br>4 Dec 1986                                   | 2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with refugee women and children outside South Africa and Namibia and in front-line States, in particular:<br><br>(a) To provide for the widest possible dissemination of information about the situation of refugee women and children;   |
| 41/123, OP3<br>4 Dec 1986                                      | 3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children; |
| 53/122, OP11<br>9 Dec 1998                                     | 11. <i>Encourages</i> the Special Representative of the Secretary-General for Children and Armed Conflict in his efforts to raise awareness worldwide and to mobilize official and public opinion for the protection of children affected by armed conflict, including refugee minors;   |
| 54/145, OP11<br>17 Dec 1999<br><br>56/136, OP11<br>19 Dec 2001 | 11. <i>Encourages</i> the Special Representative of the Secretary-General in his efforts to raise awareness worldwide and to mobilize official and public opinion for the protection of children affected by armed conflict, including refugee minors;   |

#### **4. PREVENTION OF RACISM** (See also *Racism, Discrimination and Xenophobia*)

*The provisions reproduced below call on States, UNHCR and NGOs to promote greater public understanding of the plight of refugees and asylum-seekers, with a view to combating intolerance, racism and xenophobia.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 47/105, OP18<br>16 Dec 1992          | 18. <i>Expresses</i> concern regarding xenophobia and racist attitudes in segments of the population in a number of countries receiving refugees and asylum-seekers, which expose them to considerable danger, and, therefore, |

|                             |   |
|-----------------------------|---|
|                             | calls upon States and the Office of the High Commissioner to continue to work actively to promote broader understanding throughout national communities of the plight of refugees and asylum-seekers;   |
| 48/116, OP17<br>20 Dec 1993 | 17. <i>Urges</i> States, the Office of the High Commissioner and non-governmental organizations to pursue their efforts to foster greater public understanding and acceptance of people of different backgrounds and cultures, with a view to dispelling hostile, racist or xenophobic attitudes and other forms of intolerance towards foreigners, including refugees and asylum-seekers, displaced people and persons belonging to minorities;                  |
| 50/152, OP11<br>21 Dec 1995 | 11. <i>Condemns</i> all forms of ethnic violence and intolerance, which are among the major causes of forced displacements, as well as an impediment to durable solutions to refugee problems, and appeals to States to combat intolerance, racism and xenophobia and to foster empathy and understanding through public statements, appropriate legislation and social policies, especially with regard to the special situation of refugees and asylum-seekers; |

## 5. ROLE OF UNHCR

*The provisions reproduced below request UNHCR to promote and publicize particular issues or request States, the Secretary-General or other UN organizations to co-operate with UNHCR in raising awareness of a certain issue. One provision welcomes UNHCR's initiation of a public information programme to increase public awareness of the refugee situation in Africa and ICARA.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 2399 (XXIII), OP2(d)<br>15 Nov 1968  | 2. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to continue to lend their support to the High Commissioner's humanitarian task by:<br><br>...<br><br>d) Drawing the attention of the governing bodies of other organs in the United Nations system to the need to support the High Commissioner in his efforts to ensure that the requirements of refugees, including education and training, are taken into full account. |
| 34/61, OP6<br>29 Nov 1979            | 6. <i>Calls upon</i> the Secretary-General and the specialized agencies to assist the High Commissioner in giving the widest possible dissemination of information on the plight of the African refugees;   |
| 38/120, OP8 & 9                      | 8. <i>Notes</i> with satisfaction the action taken by the United Nations High Commissioner for Refugees to initiate public information programmes to  |

|                             |   |
|-----------------------------|---|
| 16 Dec 1983                 | <p>increase public awareness of the refugee situation in Africa and the objectives of the Conference;</p> <p>9. <i>Requests</i> the Department of Public Information of the Secretariat, and other competent bodies of the United Nations system to co-operate closely with the United Nations High Commissioner for Refugees to ensure that the maximum amount of publicity is given to the refugee situation in Africa, as well as to the Conference and its objectives;</p>  |
| 41/123, OP3<br>4 Dec 1986   | <p>3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children;</p> |
| 47/105, OP18<br>16 Dec 1992 | <p>18. <i>Expresses</i> concern regarding xenophobia and racist attitudes in segments of the population in a number of countries receiving refugees and asylum-seekers, which expose them to considerable danger, and, therefore, calls upon States and the Office of the High Commissioner to continue to work actively to promote broader understanding throughout national communities of the plight of refugees and asylum-seekers;</p>   |
| 48/116, OP17<br>20 Dec 1993 | <p>17. <i>Urges</i> States, the Office of the High Commissioner and non-governmental organizations to pursue their efforts to foster greater public understanding and acceptance of people of different backgrounds and cultures, with a view to dispelling hostile, racist or xenophobic attitudes and other forms of intolerance towards foreigners, including refugees and asylum-seekers, displaced people and persons belonging to minorities;</p>   |

## 6. WOMEN

*The provisions reproduced below call on States, intergovernmental organizations, NGOs and UN bodies to maximize publicity, inter alia, on the situation of refugee women.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 41/123, OP2(a)<br>4 Dec 1986            | <p>2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with refugee women and children outside South Africa and Namibia and in front-line States, in particular:</p> <p>(a) To provide for the widest possible dissemination of information about the situation of refugee women and children;</p> |

|                           |  |
|---------------------------|--|
| 41/123, OP3<br>4 Dec 1986 | 3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children; |
|---------------------------|--|

## 7. WORLD REFUGEE DAY

*The provision reproduced below designates 20 June as World Refugee Day.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 55/76, OP8<br>4 Dec 2000                | 8. <i>Decides</i> that, as from 2001, 20 June will be celebrated as World Refugee Day. |

## 8. WORLD REFUGEE YEAR

*The provisions reproduced below urge States, UN agencies and NGOs to promote awareness of the refugee problem during the World Refugee Year (1959-1960) and to attempt to maintain this public interest following the end of World Refugee Year. One provision notes the progress made in resettlement cases and additional financial contributions during World Refugee Year.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1285 (XII), OP1<br>5 Dec 1958           | 1. <i>Urges</i> States Members of the United Nations and members of the specialized agencies to co-operate, in accordance with the national wishes and needs of each country and from a humanitarian point of view, in promoting a World Refugee Year as a practical means of securing increased assistance for refugees throughout the world; |
| 1388 (XIV), PP3                         | <i>Noting in particular</i> the progress made, within the framework of the World Refugee Year, as regards the admission of additional numbers of refugees,   |

|                                   |   |
|-----------------------------------|---|
| 20 Nov 1959                       | including handicapped cases, to countries of resettlement, as well as the contribution to the Office of the High Commissioner of additional funds for international assistance to refugees,   |
| 1390 (XIV), OP1(a)<br>20 Nov 1959 | <p>1. <i>Urges</i> States Members of the United Nations and members of the specialized agencies, in accordance with the national wishes and needs of each country and in the humanitarian spirit of the World Refugee Year:</p> <p>(a) To continue to focus interest on the refugee problem;;</p>   |
| 1502 (XV), PP4 & 5<br>5 Dec 1960  | <p><i>Noting further</i> that the World Refugee Year has focused the attention of world opinion on the problems of refugees,</p> <p><i>Believing</i> that the enthusiasm and interest aroused by the World Refugee Year can, if maintained, make a vital contribution to this end,</p>  |
| 1502 (XV),OP2(b)<br>5 Dec 1960    | <p>2. <i>Requests</i> States Members of the United Nations and members of the specialized agencies, as well as international non-governmental organizations, to continue their efforts to assist refugees on a purely humanitarian basis, especially by:</p> <p>...</p> <p>(b) Efforts to maintain the public interest aroused by the World Refugee Year in the solution of refugee problems;</p> |



## RACISM, DISCRIMINATION AND XENOPHOBIA

*The provisions reproduced below express concern at xenophobic and racist attitudes in receiving countries and call on States, UNHCR and NGOs to promote broader understanding of the plight of refugees and asylum-seekers, with a view to dispelling racist and xenophobic attitudes and related intolerance. One provision condemns ethnic violence and intolerance and calls on States to combat racism and xenophobia through public statements, appropriate legislation and social policies. Several provisions stress that provision of assistance to African refugees should be on a non-discriminatory basis.*

| Resolution / Paragraph<br>Number & Date  | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 47/105, OP18<br>16 Dec 1992  | 18. <i>Expresses</i> concern regarding xenophobia and racist attitudes in segments of the population in a number of countries receiving refugees and asylum-seekers, which expose them to considerable danger, and, therefore, calls upon States and the Office of the High Commissioner to continue to work actively to promote broader understanding throughout national communities of the plight of refugees and asylum-seekers;                              |
| 48/116, OP17<br>20 Dec 1993  | 17. <i>Urges</i> States, the Office of the High Commissioner and nongovernmental organizations to pursue their efforts to foster greater public understanding and acceptance of people of different backgrounds and cultures, with a view to dispelling hostile, racist or xenophobic attitudes and other forms of intolerance towards foreigners, including refugees and asylum-seekers, displaced people and persons belonging to minorities;                   |
| 50/152, OP11<br>21 Dec 1995  | 11. <i>Condemns</i> all forms of ethnic violence and intolerance, which are among the major causes of forced displacements, as well as an impediment to durable solutions to refugee problems, and appeals to States to combat intolerance, racism and xenophobia and to foster empathy and understanding through public statements, appropriate legislation and social policies, especially with regard to the special situation of refugees and asylum-seekers; |
| 54/147, PP12<br>17 Dec 1999<br><br>55/77, PP14<br>4 Dec 2000<br><br>56/135, PP16<br>19 Dec 2001<br><br>56/183, PP19<br>18 Dec 2002 | <i>Stressing</i> that the provision of relief and assistance to African refugees by the international community should be on an equitable, non-discriminatory basis,  |





## RECRUITMENT OF REFUGEES

### 1. GENERAL

*The provisions reproduced below express concern about and condemn the forced recruitment of refugees into armed forces as a violation of their rights and safety.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 44/137, PP6 & OP6<br><br>15 Dec 1989    | <p><i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers are seriously undermined on account of military or armed attacks, forced recruitment of refugees into armed forces and other forms of violence, and noting that further efforts should be made to ensure rescue and disembarkation of asylum-seekers in distress at sea and, in this context, noting also the problems relating to stowaway asylum-seekers,</p> <p style="text-align: center;">...</p> <p>6. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements, forced recruitment into armed forces and other forms of violence;</p> |
| 45/140, OP4<br><br>14 Dec 1990          | <p>4. <i>Condemns</i> violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks on refugee camps and settlements, forced recruitment into armed forces and other forms of violence, and reiterates the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its thirty-eighth session;</p>   |
| 46/106, OP5<br><br>16 Dec 1991          | <p>5. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and forced recruitment into armed forces;</p>  |

## 2. CHILD SOLDIERS

Several of the provisions reproduced below note the vulnerability of refugee children to forced recruitment and call on States and other parties to ensure that refugee children are not recruited into the military or other armed groups. The majority of the provisions note the particular risk of forced recruitment posed to unaccompanied minors and condemn the forced recruitment of unaccompanied minors into military forces.

| Resolution / Paragraph Number & Date                                    | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                                     |  |
| 49/169, OP18<br>23 Dec 1994   | 18. <i>Urges</i> the High Commissioner, Governments and other relevant organizations to intensify efforts to respond to the protection and assistance needs of refugee children, particularly those of unaccompanied minors, and calls upon States to safeguard the security of refugee children and to ensure that they are not recruited into the military or other armed groups;  |
| 49/172, OP4<br>23 Dec 1994<br><br>50/150, OP5<br>21 Dec 1995            | 4. <i>Condemns</i> all acts of exploitation of the unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their recruitment in military forces, and any other acts that endanger their safety and personal security;   |
| 51/73, PP3 & OP7<br>12 Dec 1996<br><br>52/105, PP3 & OP8<br>12 Dec 1997 | <i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable and at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,<br><br>...<br><br>7. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security;                   |
| 53/122, PP3 & OP9<br>9 Dec 1998<br><br>54/145, PP3 & OP9<br>17 Dec 1999 | <i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment, sexual assault and other abuses and therefore require special assistance and care,<br><br>...<br><br>9. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security; |
| 53/125, OP18<br>9 Dec 1998  | 18. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being   |

|                                  |  |
|----------------------------------|--|
|                                  | forcibly exposed to the risks of injury, exploitation and death, particularly in the context of armed conflict, and to abduction with a view to forcing participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse, and to prevent their separation from their families;  |
| 54/146, OP19<br>17 Dec 1999      | 19. <i>Urges</i> States and relevant parties to respect and observe principles of international human rights, humanitarian and refugee law that are of particular relevance to safeguarding the rights of child and adolescent refugees, notes the particular vulnerability of refugee children to being forcibly exposed to the risks of injury, exploitation and death, in particular in the context of armed conflict, and to abduction with a view to their forced participation in military activities, and urges all States and concerned parties to take all possible measures to protect child and adolescent refugees, including, in particular, from all forms of violence, exploitation and abuse and forced military service, and to prevent their separation from their families; |
| 56/136, PP3 & OP9<br>19 Dec 2001 | <i>Bearing in mind</i> that unaccompanied refugee minors are among the most vulnerable refugees and the most at risk of neglect, violence, forced military recruitment and sexual assault and therefore require special assistance and care,<br><br>...<br><br>9. <i>Condemns</i> all acts of exploitation of unaccompanied refugee minors, including their use as soldiers or human shields in armed conflict and their forced recruitment into military forces, and any other acts that endanger their safety and personal security;   |



# REFOULEMENT<sup>1</sup>

## 1. CONCERN

*The provisions reproduced below express concern at instances of refoulement, which jeopardize the protection of refugees and the principle of asylum.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 44/137, PP5<br>15 Dec 1989              | <i>Noting with concern</i> that, despite developments that offer hope for solutions to refugee problems, refugees and displaced persons of concern to the Office of the High Commissioner continue to face, in certain situations, distressingly serious problems, including problems of protection as a result of expulsion and refoulement of refugees, their unjustified detention and measures that do not recognize their special situation,   |
| 45/140 A, PP6<br>14 Dec 1990            | <i>Noting with concern</i> that refugee protection continues to be seriously jeopardized in many States, including through expulsion, refoulement and other threats to the physical security, dignity and well-being of refugees  |
| 46/106, PP7<br>16 Dec 1991              | <i>Noting with concern</i> that despite developments that offer hope for solutions to refugee problems, the number of refugees and displaced persons of concern to the Office of the High Commissioner has increased and their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental human rights,   |
| 47/105, PP6 & OP5<br>16 Dec 1992        | <p><i>Noting with concern</i> that the number of refugees and displaced persons of concern to the High Commissioner, as well as of other persons to whom her Office is asked to extend assistance and protection, has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of non-admission, expulsion, refoulement and unjustified detention, as well as other threats to their physical security, dignity and well-being, and lack of respect for fundamental freedoms and human rights,</p> <p style="text-align: center;">. . .</p> <p>5. <i>Expresses deep concern</i> regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance</p> |

<sup>1</sup> See also *Non-Refoulement*

|  |   |
|--|---|
|  | with internationally recognized human rights norms;   |
| 48/116, PP10 & OP5<br>20 Dec 1993        | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p> <p>...</p> <p>5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylumseekers in accordance with internationally recognized human rights norms;</p> |
| 49/169, PP11<br>23 Dec 1994              | <p><i>Noting with concern</i> that the number of refugees and other persons to whom the Office of the High Commissioner is called upon to provide assistance and protection has continued to increase and that their protection continues to be seriously jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their personal security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>  |
| 50/149, OP7<br>21 Dec 1995               | <p>7. <i>Expresses its concern</i> regarding instances, in some parts of Africa, where the fundamental principle of asylum is jeopardized as a result of unlawful expulsion, refoulement, or other threats to life, physical security, dignity and well-being;</p>  |
| 50/152, PP6<br>21 Dec 1995               | <p><i>Distressed</i> at the continued suffering of refugees, for whom a solution has yet to be found, and noting with deep concern that refugee protection continues to be jeopardized in many situations as a result of denial of admission, unlawful expulsion, refoulement, unjustified detention, other threats to their physical security, dignity and well-being and failure to respect and ensure their fundamental freedoms and human rights,</p>   |
| 51/71, OP5<br>12 Dec 1996                | <p>5. <i>Expresses</i> concern at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement, or the threat to life, physical security, integrity, dignity and the well-being of refugees;</p>   |
| 51/75, PP6<br>12 Dec 1996                | <p><i>Distressed</i> at the widespread violations of the principle of non-refoulement and of the rights of refugees, in some cases resulting in the loss of their lives, and seriously disturbed at reports indicating that large numbers of refugees and asylum-seekers have been subjected to refoulement and expulsion in highly dangerous situations,</p>   |
| 52/101, OP4<br>9 Feb 1998<br>53/126, OP5 | <p>4. <i>Expresses concern</i> at instances where the fundamental principle of asylum is jeopardized by the unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;</p>  |

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|--|--|
| 9 Dec 1998   |  |
| 52/132, PP12<br>12 Dec 1997  | <i>Distressed</i> at the widespread violation of the principle of non-refoulement and of the rights of refugees, in some cases resulting in loss of refugee lives, and at reports indicating that large numbers of refugees and Asylum-seekers have been refouled and expelled in highly dangerous situations, and recalling that the principle of non-refoulement is not subject to derogation, |
| 54/147, OP11<br>17 Dec 1999<br><br>55/77, OP16<br>4 Dec 2000<br><br>56/135, OP14<br>29 Dec 2001<br><br>57/183, OP15<br>18 Dec 2002 | 11. <i>Expresses its concern</i> about instances in which the fundamental principle of asylum is jeopardized by unlawful expulsion or refoulement or by threats to the life, physical security, integrity, dignity and well-being of refugees;   |

## **2. CONDEMNATION**

*The provisions reproduced below deplore or condemn incidents of refoulement.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 49/169, OP3<br>23 Dec 1994           | 3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms; |
| 52/103, OP3<br>12 Dec 1997           | 3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular the numerous serious threats to the security or well-being of refugees, such as refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;                       |

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|----------------------------|---|
| 53/125, OP8<br>9 Dec 1998  | 8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers; |
| 54/146, OP9<br>17 Dec 1999 |   |
| 55/74, OP10<br>4 Dec 2000  |   |

### 3. REQUESTS TO STATES

*The provisions reproduced below call upon States to refrain from the return of refugees and asylum-seekers contrary to international standards. Others call upon States to take measures to ensure respect for the principles of refugee protection, including humane treatment of asylum-seekers.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 44/137, OP3<br>15 Dec 1989              | 3. <i>Calls upon</i> all States to refrain from measures that jeopardize the institution of asylum, in particular the return or expulsion of refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to continue to admit and receive refugees pending identification of their status and of appropriate solutions to their plight;   |
| 45/140, OP3<br>14 Dec 1990              | 3. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;   |
| 46/106, OP4<br>16 Dec 1991              | 4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees and asylum-seekers contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures and to continue to give humane treatment and to grant asylum to refugees;  |
| 47/105, OP4 & 5<br>16 Dec 1992          | 4. <i>Calls upon</i> all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees contrary to the fundamental prohibitions against these practices, and urges States to ensure fair and efficient determination procedures for asylum-seekers and to continue to give humane treatment and to grant asylum to refugees;<br><br>5. <i>Expresses</i> deep concern regarding persistent problems in some countries or regions, which seriously jeopardize the security or well-being of |



|  |   |
|--|---|
|  | <p>refugees, including incidents of refoulement, expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>   |
| <p>48/116, OP5<br/>20 Dec 1993</p>         | <p>5. <i>Expresses</i> deep concern regarding serious threats to the security or the well-being of refugees, including incidents of refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection as well as the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>  |
| <p>49/169, OP3<br/>23 Dec 1994</p>         | <p>3. <i>Deplores</i> the fact that in certain situations refugees and returnees and other persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights and that incidents of refoulement and denial of access to safety have occurred, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum-seekers in accordance with internationally recognized human rights norms;</p>  |
| <p>51/71, OP5<br/>12 Dec 1996</p>          | <p>5. <i>Deplores</i> the fact that in certain situations refugees, returnees and displaced persons of concern to the Office of the High Commissioner have been subjected to armed attack, murder, rape and other violations of or threats to their personal security and other fundamental rights, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection and the humane treatment of asylum seekers in accordance with internationally recognized human rights and humanitarian norms;</p>   |
| <p>52/103, OP3 &amp; 5<br/>12 Dec 1997</p> | <p>3. <i>Deplores</i> the immense human suffering and loss of life that have accompanied refugee flows and other forced displacements, in particular the numerous serious threats to the security or well-being of refugees, such as refoulement, unlawful expulsion, physical attacks and detention under unacceptable conditions, and calls upon States to take all measures necessary to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers in accordance with internationally recognized human rights and humanitarian norms;</p> <p>...</p> <p>5. <i>Reaffirms</i> that everyone is entitled to the right to seek and enjoy in other countries asylum from persecution, and, as asylum is an indispensable instrument for the international protection of refugees, calls on all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international human rights and to humanitarian and refugee law;</p> |
| <p>53/125, OP5 &amp; 8<br/>9 Dec 1998</p>  | <p>5. <i>Reaffirms</i> that, as set out in article 14 of the Declaration, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p> <p>...</p>  |

|  |   |
|--|---|
|  | <p>8. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;</p>  |
| <p>54/146, OP6 &amp; 9<br/>17 Dec 1999</p> <p>55/74, OP6 &amp; 10<br/>4 Dec 2000</p> | <p>6. <i>Reaffirms</i> that, as set out in article 14 of the Universal Declaration of Human Rights, everyone has the right to seek and enjoy in other countries asylum from persecution, and calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular by returning or expelling refugees or asylum-seekers contrary to international standards;</p> <p>...</p> <p>9. <i>Condemns</i> all acts that pose a threat to the personal security and well-being of refugees and asylum-seekers, such as refoulement, unlawful expulsion and physical attacks, and calls upon all States of refuge, in cooperation with international organizations where appropriate, to take all necessary measures to ensure respect for the principles of refugee protection, including the humane treatment of asylum-seekers;</p> |

# REFUGEES

## 1. DEFINITION<sup>1</sup>

### 1.1 DRAFTING OF DEFINITION

*The provisions reproduced below deal with the initial definition of the term "refugee" and recommend that States participating in the Conference of Plenipotentiaries consider the text prepared by ECOSOC.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 8 (I), PP1<br>12 Feb 1946               | <p><i>Recognizing</i> that the problem of refugees and displaced persons of all categories is one of immediate urgency and recognizing the necessity of clearly distinguishing between genuine refugees and displaced persons, on the one hand, and the war criminals, quislings and traitors referred to in paragraph (d) below, on the other:</p> <p style="text-align: center;">. . .</p> <p>(d) <i>considers</i> that no action taken as a result of this resolution shall be of such a character as to interfere in any way with the surrender and punishment of war criminals, quislings and traitors, in conformity with present or future international arrangements or agreements;</p> |
| 319 (IV), OP4(b)<br>3 Dec 1949          | <p>4. <i>Requests</i> the Economic and Social Council:</p> <p style="text-align: center;">. . .</p> <p>(b) To transmit to the General Assembly at its fifth regular session such recommendations as the Council may deem appropriate regarding the definitions of the term "refugee" to be applied by the High Commissioner,</p>  |
| 429 (V), OP2<br>14 Dec 1950             | <p>2. <i>Recommends</i> to governments participating in the conference to take into consideration the draft Convention submitted by the Economic and Social Council and , in particular, the text of the definition of the term "refugee" as set forth in the annex hereto;</p>   |

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<sup>1</sup> Only selected texts, which are considered to be of interest, have been included in this section.

## 1.2 EVOLUTION OF REFUGEE DEFINITION

The provisions reproduced below note the existence of groups of refugees who did not fall within the original 1951 Convention definition of "refugees" and request UNHCR and States to provide assistance to those groups outside the initial competence of the United Nations. One resolution reproduced in full notes the Protocol relating to the Status of Refugees and requests the Secretary-General to transmit the text to States, with a view to enabling accessions to the Protocol. Another set of provisions calls on States to consider a well-founded fear of persecution through sexual violence and other gender-related persecution to be grounds for refugee status under the 1951 Convention and 1967 Protocol.

| Resolution / Paragraph Number & Date  | Full Text   |
|---------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |   |
| 1388 (XVI), OP2<br>20 Nov 1959        | 2. <i>Authorizes</i> the High Commissioner, in respect of refugees who do not come within the competence of the United Nations, to use his good offices in the transmission of contributions designed to provide assistance to these refugees.  |
| 1499 (XV), PP3 & OP1(d)<br>5 Dec 1960 | <p><i>Noting in particular</i> that, pursuant to its resolutions 1167 (XII) of 26 November 1957 and 1388 (XIV) of 20 November 1959, increasing attention is being paid in many countries, by Governments and by non-governmental organizations, to the problems of refugees who do not come within the immediate competence of the United Nations,</p> <p>...</p> <p><i>Invites</i> States Members of the United Nations and members of the specialized agencies to continue to devote attention to refugee problems still awaiting solution:</p> <p>...</p> <p>(d) By continuing to consult with the High Commissioner in respect of measures of assistance to groups of refugees who do not come within the competence of the United Nations.</p> |
| 1673 (XVI), PP3<br>18 Dec 1961        | <i>Expressing its appreciation</i> for the efforts made by the High Commissioner to complete in the near future the major aid programmes for the "old" refugees in Europe,  |
| 2198 (XXI)<br>16 Dec 1966             | <p><i>The General Assembly,</i></p> <p><i>Considering</i> that the Convention relating to the Status of Refugees, signed at Geneva on 28 July 1951,[1] covers only those persons who have become refugees as a result of events occurring before 1 January 1951,</p> <p><i>Considering</i> that new refugee situations have arisen since the Convention was adopted and that the refugees concerned may therefore not fall within the scope of the Convention,</p> <p><i>Considering</i> that it is desirable that equal status should be enjoyed by all refugees covered by the definition in the Convention, irrespective of the</p>  |

|                                     |   |
|-------------------------------------|---|
|                                     | <p>date-line of 1 January 1951,</p> <p><i>Taking note</i> of the recommendation of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees[2] that the draft Protocol relating to the Status of Refugees should be submitted to the General Assembly after consideration by the Economic and Social Council, in order that the Secretary-General might be authorized to open the Protocol for accession by Governments within the shortest possible time,</p> <p><i>Considering</i> that the Economic and Social Council, in its resolution 1186 (XLI) of 18 November 1966, took note with approval of the draft Protocol[3] contained in the addendum to the report of the United Nations High Commissioner for Refugees and concerning measures to extend the personal scope of the Convention, and transmitted the addendum to the General Assembly,</p> <p>1. <i>Takes note</i> of the Protocol relating to the Status of Refugees, the text of which is contained in the addendum to the report of the United Nations High Commissioner for Refugees;</p> <p>2. <i>Requests</i> the Secretary-General to transmit the text of the Protocol to the States mentioned in article V thereof, with a view to enabling them to accede to the Protocol.</p> |
| <p>49/169, OP6<br/>23 Dec 1994</p>  | <p>6. <i>Calls upon</i> all States to assist and support the High Commissioner's efforts to continue to provide international protection and assistance, in accordance with the relevant General Assembly resolutions, to persons who have been forced to flee or to remain outside their countries of origin as a result of danger to their life or freedom owing to situations of conflict, and to seek solutions to the problems arising from their forced displacement;</p>   |
| <p>51/75, OP8<br/>12 Dec 1996</p>   | <p>8. <i>Encourages</i> the Office of the High Commissioner to continue and strengthen its efforts for the protection of women having a well-founded fear of persecution, and calls upon States to adopt an approach that is sensitive to gender-related concerns and ensures that women whose claims to refugee status are based upon a well-founded fear of persecution, including persecution through sexual violence or other gender-related persecution, are recognized as refugees for reasons enumerated in the 1951 Convention and its 1967 Protocol;</p>   |
| <p>52/103, OP15<br/>12 Dec 1997</p> | <p>15. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and its 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees and encourages the Office of the High Commissioner to continue and strengthen its efforts for the protection of refugee women;</p>   |
| <p>53/125, OP17<br/>9 Dec 1998</p>  | <p>17. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women;</p>   |
| <p>54/146, OP18</p>                 | <p>18. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-</p>   |

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|---------------------------|--|
| 17 Dec 1999               | related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women;   |
| 55/74, OP21<br>4 Dec 2000 | 21. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women; |

## **2. SPECIFIC REQUEST FOR FAVOURABLE CONSIDERATION OF GRANT OF ASYLUM**

*The provisions reproduced below call on Member States to grant asylum and all the rights and benefits accorded to refugees, to persons compelled to leave their country of nationality due to a conscientious objection to assist the enforcement of apartheid by service in military or police forces. One provision also calls on UN bodies, including UNHCR and NGOs, to provide all necessary assistance to such persons.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 33/165, OP2-4<br>20 Dec 1978         | <p>2. <i>Calls upon</i> Member States to grant asylum or safe transit to another State, in the spirit of the Declaration on Territorial Asylum, to persons compelled to leave their country of nationality solely because of a conscientious objection to assisting in the enforcement of <i>apartheid</i> through service in military or police forces.</p> <p>3. <i>Urges</i> Member States to consider favourably the granting of such persons of all the rights and benefits accorded to refugees under existing legal instruments;</p> <p>4. <i>Calls upon</i> appropriate United Nations bodies, including the United Nations High Commissioner, the specialized agencies and non-governmental organizations, to provide all necessary assistance to such persons.</p> |

### 3. TERMINOLOGY: DISTINCTION BETWEEN REFUGEES AND INTERNALLY DISPLACED PERSONS

The provisions reproduced below demonstrate the initial use of the terms “refugees” and “displaced persons” as apparently synonymous and then the notion of displaced persons being “in” a particular country, shown by the title of a series of resolutions (“Displaced Persons in Ethiopia”). The term “externally displaced persons” also appears in reference to the situation in Djibouti.

| Resolution / Paragraph Number & Date  | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 3454 (XXX), PP3<br>9 Dec 1975   | <i>Reaffirming</i> the eminently humanitarian character of the activities of the High Commissioner for the benefit of refugees and displaced persons,  |
| 35/41, OP1<br>25 Nov 1980   | 1. <i>Commends</i> the United Nations High Commissioner for Refugees and his staff for the dedication they have continued to demonstrate in discharging their responsibilities for refugees and displaced persons throughout the world;  |
| 35/183, 15 Dec 1980<br>36/161, 16 Dec 1981<br>37/175, 17 Dec 1982<br>38/91, 16 Dec 1983<br>39/105, 14 Dec 1984<br>40/133, 13 Dec 1985<br>41/141, 4 Dec 1986<br>42/139, 7 Dec 1987 | "Displaced Persons in Ethiopia"<br><br>(Title of Resolution)   |
| 40/118, PP4<br>13 Dec 1985  | <i>Deeply concerned</i> that refugees and displaced persons of concern to the High Commissioner continue to face distressingly serious problems in all parts of the world,   |
| 40/133, PP6 & 7<br>13 Dec 1985  | <i>Deeply concerned</i> at the plight of displaced persons and voluntary returnees in the country, which has been aggravated by the devastating effect of the prolonged drought,<br><br><i>Aware</i> of the heavy burden placed on the Government of Ethiopia in caring for displaced persons and victims of natural disasters, as well as for returnees and refugees, |
| 41/124, OP16<br>4 Dec 1986  | 16. <i>Calls upon</i> Governments to contribute, in a spirit of international burden-sharing, to the High Commissioner's programmes with the aim of ensuring that the needs of refugees, returnees and displaced persons of concern to the High Commissioner are met.  |
| 49/174, PP18 & 19<br>23 Dec 1994  | <i>Deeply concerned</i> about the massive presence of refugees and externally displaced persons in Djibouti, which represents 25 per cent of the total population of the country, and by their uninterrupted influx owing to the   |

|  |  |
|--|--|
|  | <p>tragic situation in Somalia,</p> <p><i>Deeply concerned</i> also about the serious consequences of the presence of refugees and externally displaced persons for the already difficult economic and social situation in Djibouti, which is suffering from prolonged drought and the negative effects of the critical situation in the Horn of Africa,</p> |
|--|--|



## REGIONAL REFUGEE ISSUES<sup>1</sup>

### 1. AFRICA

*The provisions listed below deal specifically with the refugee situation in Africa and the two International Conferences on Assistance to Refugees in Africa. The main subject of the provision or resolution, in cases where a whole resolution is devoted to Africa, is indicated in the column entitled "Subject".*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>  |
| 2040 (XX), [Whole Resolution]         | 7 Dec 1965  | State and UN assistance to refugees in Africa                           |
| 2294 (XXII), OP2                      | 11 Dec 1967 | Increasing number of refugees in Africa                                 |
| 2594 (XXIV), OP1                      | 16 Dec 1969 | Requests HCR to give special attention to Africa                        |
| 2650 (XXV), PP3                       | 30 Nov 1970 | Special concern for Africa  |
| 2650 (XXV), OP1                       | 30 Nov 1970 | Requests HCR to give special attention to Africa                        |
| 3454 (XXX), OP3                       | 9 Dec 1975  | Requests HCR to increase efforts for African refugees                   |
| 31/35, OP4                            | 30 Nov 1976 | Requests HCR to continue assistance in Africa                           |
| 32/70, OP1                            | 8 Dec 1977  | Requests HCR to strengthen measures for refugees in southern Africa     |
| 34/60, PP8                            | 29 Nov 1979 | Welcomes conference on situation of refugees in Africa                  |
| 34/61, (Whole Resolution)             | 29 Nov 1979 | Situation of African refugees   |
| 34/61, PP4                            | 29 Nov 1979 | Deeply concerned about living conditions and growing number of refugees |

<sup>1</sup> See also *List of Country-Specific Resolutions*

|                            |             |   |
|----------------------------|-------------|---|
| 34/61, OP1                 | 29 Nov 1979 | Endorses recommendations of the Arusha Conference on the Situation of Refugees in Africa  |
| 34/61, OP4                 | 29 Nov 1979 | Appeal to Governments, international organisations and non-governmental organisations (NGOs) to intensify efforts for African refugees  |
| 34/61, OP7                 | 29 Nov 1979 | Requests HCR to report to the General Assembly on implementing the Arusha recommendations   |
| 34/61, OP8                 | 29 Nov 1979 | Requests HCR to mobilise additional resources for African refugees  |
| 35/41, PP10                | 25 Nov 1980 | Notes moves towards International Conference on Assistance to Refugees in Africa (ICARA)  |
| 35/41, OP6                 | 25 Nov 1980 | Welcomes ICARA and recommends HCR substantially increase assistance in Africa   |
| 35/42, (Whole Resolution)  | 25 Nov 1980 | ICARA   |
| 35/42, PP4                 | 25 Nov 1980 | Concern about number of refugees in Africa  |
| 35/42, PP5                 | 25 Nov 1980 | Notes burden on African countries   |
| 35/42, PP8                 | 25 Nov 1980 | Notes inadequacy of assistance  |
| 35/42, OP4                 | 25 Nov 1980 | Request Secretary-General (SG) to convene ICARA   |
| 36/124, (Whole Resolution) | 14 Dec 1981 | ICARA   |
| 36/124, PP4                | 14 Dec 1981 | Concern about number of refugees in Africa  |
| 36/125, OP10               | 14 Dec 1981 | Requests HCR to continue participation in ICARA follow-up and urges international community to provide appropriate assistance to Africa |
| 37/195, OP11               | 18 Dec 1982 | Requests HCR to continue participation in ICARA follow-up and to intensify assistance to Africa   |

|                            |             |  |
|----------------------------|-------------|--|
| 37/197, (Whole Resolution) | 18 Dec 1982 | ICARA  |
| 37/197, PP3                | 18 Dec 1982 | Concern about refugee influx in Africa   |
| 37/197, OP5                | 18 Dec 1982 | Requests SG to convene ICARA II and sets out aims  |
| 37/197, OP6                | 18 Dec 1982 | Requests SG to consult with African countries about their needs prior to ICARA II, in close cooperation with SG of Organization of African Unity (OAU) and HCR |
| 37/197, OP10               | 18 Dec 1982 | Invites governmental bodies of specialised agencies, intergovernmental organisations and NGOs to consider how to increase assistance to African refugees       |
| 38/120, (Whole Resolution) | 16 Dec 1983 | ICARA II   |
| 38/120, OP4                | 16 Dec 1983 | Appeal to international community for assistance to refugees in Africa   |
| 39/139, (Whole Resolution) | 14 Dec 1984 | ICARA II   |
| 39/139, OP2                | 14 Dec 1984 | Endorses declaration and programme of action of ICARA II   |
| 40/117, (Whole Resolution) | 13 Dec 1985 | ICARA II   |
| 40/117, PP4                | 13 Dec 1985 | Concern at number of African refugees  |
| 41/122, (Whole Resolution) | 4 Dec 1986  | ICARA II   |
| 41/122, PP4                | 4 Dec 1986  | Concern at number of African refugees  |
| 42/106, (Whole Resolution) | 7 Dec 1987  | International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa (ICSA)  |
| 42/106, OP1                | 7 Dec 1987  | Welcomes OAU decision to convene ICSA  |
| 43/116, (Whole Resolution) | 8 Dec 1988  | ICSA   |

|                            |               |  |
|----------------------------|---------------|--|
| 44/136, (Whole Resolution) | 15 Dec 1989   | ICSA   |
| 45/137, (Whole Resolution) | 14 Dec 1990   | ICSA   |
| 46/108, (Whole Resolution) | 16 Dec 1991   | Assistance to refugees, returnees and displaced persons in Africa  |
| 47/105, (Whole Resolution) | 16 Dec 1992   | Refugee protection generally   |
| 48/118, (Whole Resolution) | 24 March 1994 | Assistance to refugees, returnees and displaced persons in Africa  |
| 49/7, (Whole Resolution)   | 25 Oct 1994   | Regional conference on assistance to refugees, returnees and displaced persons in the Great Lakes region     |
| 49/7, OP5                  | 25 Oct 1994   | Endorses idea of regional conference for assistance to refugees in Great Lakes region                        |
| 49/23, OP7                 | 2 Dec 1994    | Requests that Gov of Rwanda, OAU and HCR meet to consider Rwandan refugees                                   |
| 49/174, (Whole Resolution) | 23 Dec 1994   | Assistance to refugees, returnees and displaced persons in Africa  |
| 50/149, (Whole Resolution) | 21 Dec 1995   | Assistance to refugees, returnees and displaced persons in Africa  |
| 51/71, (Whole Resolution)  | 12 Dec 1996   | Assistance to refugees, returnees and displaced persons in Africa  |
| 52/101, (Whole Resolution) | 12 Dec 1997   | Assistance to refugees, returnees and displaced persons in Africa  |
| 53/1/N, (Whole Resolution) | 8 Dec 1998    | Special assistance to Central and East African countries receiving refugees, returnees and displaced persons |
| 53/126, (Whole Resolution) | 9 Dec 1998    | Assistance to refugees, returnees and displaced persons in Africa  |
| 54/147, (Whole Resolution) | 17 Dec 1999   | Assistance to refugees, returnees and displaced persons in Africa  |

|  |              |   |
|--|--------------|---|
| 55/77, (Whole Resolution)                      | 4 Dec 2000   | Assistance to refugees, returnees and displaced persons in Africa |
| 56/135, (Whole Resolution)                     | 19 Dec 2001  | Assistance to refugees, returnees and displaced persons in Africa |
| 57/183, (Whole Resolution)                     | 18 Dec 2002  | Assistance to refugees, returnees and displaced persons in Africa |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |              |   |
| 1980/55, (Whole Resolution)                    | 24 July 1980 | Situation of refugees in Africa                                   |

## 2. ASIA

*The provisions listed below deal specifically with the refugee situation in South-East Asia and the International Conference on Indo-Chinese Refugees. The main subject of the provision or resolution, in cases where a whole resolution is devoted to the region, is indicated in the column entitled "Subject".*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>  |
| 34/60, PP9                            | 29 Nov 1979 | Notes results of Meeting on Refugees and Displaced Persons in South-East Asia                             |
| 34/62, (Whole Resolution)             | 29 Nov 1979 | SG Report on the Meeting on Refugees and Displaced Persons in South-East Asia                             |
| 35/41, OP8                            | 25 Nov 1980 | Stresses importance of maintaining efforts in South-East Asia and urges Govs to provide durable solutions |
| 36/125, OP12                          | 14 Dec 1981 | Stresses importance of maintaining efforts in South-East Asia and urges Govs to provide durable solutions |
| 37/195, OP8                           | 18 Dec 1982 | Stresses importance of maintaining efforts in South-East Asia and urges Govs to provide durable solutions |

|                            |             |   |
|----------------------------|-------------|---|
| 43/119, (Whole Resolution) | 8 Dec 1998  | International Conference on Indo-Chinese Refugees (ICIR)              |
| 43/119, PP1                | 8 Dec 1998  | Concern about large number of refugees in South-East Asia             |
| 43/119, OP1                | 8 Dec 1998  | Welcomes call for ICIR by the Association of South-East Asian Nations |
| 44/138, (Whole Resolution) | 15 Dec 1989 | ICIR  |
| 45/140(A), OP17            | 14 Dec 1990 | Endorses and requests action on Indo-Chinese refugees                 |

### 3. CENTRAL AMERICA

*The provisions listed below deal specifically with the refugee situation in Central America and the International Conference on Central American Refugees. The main subject of the provision or resolution, in cases where a whole resolution is devoted to Central America, is indicated in the column entitled "Subject".*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>   |
| 42/110, (Whole Resolution)            | 7 Dec 1987  | Assistance to refugees, returnees and displaced persons of Central America       |
| 43/118, (Whole Resolution)            | 8 Dec 1988  | International Conference on Central American Refugees (ICCAR)                    |
| 44/139, (Whole Resolution)            | 15 Dec 1989 | ICCAR  |
| 45/140(A), OP18                       | 14 Dec 1990 | Endorses conclusions of ICCAR, and requests continuing efforts to implement them |
| 45/141, (Whole Resolution)            | 14 Dec 1990 | ICCAR  |
| 46/107, (Whole Resolution)            | 16 Dec 1991 | ICCAR  |

|                            |             |       |
|----------------------------|-------------|-------|
| 47/103, (Whole Resolution) | 16 Dec 1992 | ICCAR |
| 48/117, (Whole Resolution) | 20 Dec 1993 | ICCAR |

#### **4. COMMONWEALTH OF INDEPENDENT STATES (CIS)**

*The provisions listed below deal specifically with the refugee situation in the region known as the Commonwealth of Independent States (CIS) and the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the Commonwealth of Independent States and Relevant Neighbouring States. The main subject of the provision or resolution, in cases where a whole resolution is devoted to the region, is indicated in the column entitled "Subject".*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>  |
| 49/173, (Whole Resolution)            | 23 Dec 1994 | Comprehensive consideration and review of refugees, returnees, displaced persons and related migratory movements, including CIS   |
| 49/173, OP2                           | 23 Dec 1994 | Requests HCR to prepare a Regional Conference on refugee problems in CIS and urges support for the process  |
| 50/151, (Whole Resolution)            | 21 Dec 1995 | Regional Conference on refugee problems in CIS  |
| 51/70, (Whole Resolution)             | 12 Dec 1996 | Follow-up to the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the CIS and Relevant Neighbouring States |
| 52/102, (Whole Resolution)            | 12 Dec 1997 | Follow-up to the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the CIS and Relevant Neighbouring States |

|                            |             |   |
|----------------------------|-------------|---|
| 53/123, (Whole Resolution) | 9 Dec 1998  | Follow-up to the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the CIS and Relevant Neighbouring States |
| 54/144, (Whole Resolution) | 17 Dec 1999 | Follow-up to the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the CIS and Relevant Neighbouring States |
| 56/134, (Whole Resolution) | 19 Dec 2001 | Follow-up to the Regional Conference to Address the Problems of Refugees, Displaced Persons, Other Forms of Involuntary Displacement and Returnees in the Countries of the CIS and Relevant Neighbouring States |



## RELATIONSHIP BETWEEN UNHCR AND EXCOM / GENERAL ASSEMBLY<sup>1</sup>

### 1. UNHCR - ExCom

*The provisions reproduced below set out the relationship between UNHCR and ExCom. The first provision outlines the functions of ExCom which are to advise and direct UNHCR, and authorize and approve certain of its activities. The remaining provisions request UNHCR to report to and abide by the directives issued by ExCom, or to carry out a particular activity in conformity with ExCom directives. One provision authorizes ExCom to determine the terms and conditions for the operation of the Emergency Fund of UNHCR. Another provision underscores the importance of the implementation by UNHCR of programme policies established by ExCom.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 1166 (XII), OP5-8<br><br>26 Nov 1957    | <p>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:</p> <p>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund;</p> <p>(b) To advise the High Commissioner, at his request, in the exercise of his functions under the Statute of his Office;</p> <p>(c) To advise the High Commissioner as to whether it is appropriate for international assistance to be provided through his Office in order to help solve specific refugee problems remaining unsolved after 31 December 1958 or arising after that date;</p> <p>(d) To authorize the High Commissioner to make appeals for funds to enable him to solve the refugee problems referred to in sub-paragraph (c) above;</p> <p>(e) To approve projects for assistance to refugees coming within the scope of sub-paragraph (c) above;</p> <p>(f) To give directives to the High Commissioner for the use of the emergency fund to be established under the terms of paragraph 7 below;</p> <p>6. <i>Authorizes</i> the High Commissioner, under conditions approved by the</p> |

<sup>1</sup> Selected provisions, which illustrate the relationship between UNHCR and ExCom or the General Assembly, have been reproduced in this section. See also *Secretary-General: 1. Co-operation With UNHCR*

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|---|--|
|   | <p>Executive Committee of the High Commissioner's Programme, to make appeals for the funds needed to provide supplemental temporary care and maintenance to, and participate in the financing of permanent solutions for, refugees coming within his mandate and otherwise not provided for;</p> <p>7. <i>Further authorizes</i> the High Commissioner to establish an emergency fund not to exceed \$500,000 to be utilized under general directives of the Executive Committee of the High Commissioner's Programme, and to maintain this fund from the repayments of the principal and interest of loans made by the United Nations Refugee Fund and from voluntary contributions made for this purpose;</p> <p>8. <i>Decides</i> that appropriate financial rules for the use of all funds received by the High Commissioner under the terms of the present resolution shall be established, in consultation with the Executive Committee of the High Commissioner's Programme, and in accordance with the Statute of the Office of the High Commissioner and the Financial Regulations of the United Nations;</p> |
| <p>1673 (XVI), OP1<br/>18 Dec 1961</p>                                      | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to pursue his activities on behalf of the refugees within his mandate or those for whom he extends his good offices, and to continue to report to the Executive Committee of the High Commissioner's Programme and to abide by directions which that Committee might give him in regard to situations concerning refugees;</p>   |
| <p>1783 (XVII), OP2<br/>7 Dec 1962</p>                                      | <p>2. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to report to the Executive Committee of the High Commissioner's Programme, and to abide by the directions which the Committee gives him with regard to refugee situations;</p>   |
| <p>1959 (XVIII), OP1<br/>12 Dec 1963</p>                                    | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to afford international protection to refugees and to pursue his efforts on behalf of the refugees within his mandate and of those to whom he extends his good offices, by giving particular attention to new refugee groups, in conformity with the relevant resolutions of the General Assembly and the directives of the Executive Committee of the High Commissioner's Programme;</p>  |
| <p>2294 (XXII), OP3<br/>11 Dec 1967</p>                                     | <p>3. <i>Invites</i> the High Commissioner to continue to report to and be guided by the Executive Committee of the High Commissioner's Programme with regard to refugee situations, in accordance with the Committee's terms of reference;</p>  |
| <p>2399 (XXIII), OP1<br/>6 Dec 1968</p>                                     | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection and assistance to refugees who are his concern, while giving special attention to new groups of refugees, particularly in Africa, in conformity with the relevant General Assembly resolutions and the directives of the Executive Committee of the High Commissioner's Programme;</p>   |
| <p>2594 (XXIV), OP1<br/>16 Dec 1969<br/>2650 (XXV), OP1<br/>30 Nov 1970</p> | <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection and assistance to refugees who are his concern, in accordance with the relevant General Assembly resolutions, in particular those relating to the new groups of refugees in Africa, and with the directives of the Executive Committee of the High</p>   |

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|  | Commissioner's Programme;  |
| 2789 (XXVI), OP2<br>6 Dec 1971<br><br>2956 (XXVII), OP4<br>12 Dec 1972 | 2. <i>Requests</i> the High Commissioner to continue to provide international protection and assistance to refugees who are his concern, in accordance with the relevant resolutions of the General Assembly and the directives of the Executive Committee of the High Commissioner's Programme;   |
| 35/41, OP2<br><br>25 Nov 1980  | 2. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and encourages him to continue these efforts within the framework of comprehensive action and in close contact with the Executive Committee of the Programme of the High Commissioner and on the basis of the principles and guidelines of the General Assembly;   |
| 37/195, OP9<br><br>18 Dec 1982   | 9. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management practices and staffing policy of his Office to the vastly increased tasks and invites him to continue these efforts in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner;  |
| 37/196, OP3 & 6<br><br>18 Dec 1982                                     | 3. <i>Invites</i> the High Commissioner to continue to report to and be guided by the Executive Committee of the Programme of the High Commissioner in accordance with the Committee's terms of reference and its decisions, as set forth in General Assembly resolution 1166 (XII) and Economic and Social Council resolution 672 (XXV);<br><br>...<br><br>6. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and invites him to undertake his efforts in accordance with the principles and guidelines set by the General Assembly, and in the light of the guidance given to him by the Executive Committee of the Programme of the High Commissioner; |
| 39/140, PP12<br><br>14 Dec 1984  | <i>Welcoming</i> the progress made by the High Commissioner in improving the management of his Office and urging him to pursue his efforts in this direction in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner,   |
| 45/140 B, OP1<br><br>14 Dec 1990                                       | 1. <i>Authorizes</i> the Executive Committee of the Programme of the United Nations High Commissioner for Refugees to determine in future the terms and conditions for the operation of the Emergency Fund of the United Nations High Commissioner for Refugees.   |
| 50/152, OP21<br><br>21 Dec 1995  | 21. <i>Notes with appreciation</i> the programme policies established by the Executive Committee of the Programme of the High Commissioner, and underscores the importance of their implementation by the Office of the High Commissioner, implementing partners and other relevant organizations in order to ensure the provision of effective protection and humanitarian assistance to refugees;  |

## 2. UNHCR - GENERAL ASSEMBLY

The provisions reproduced below request UNHCR to provide international protection to refugees or to carry out some other activity in conformity with relevant resolutions of the General Assembly.

| Resolution / Paragraph Number & Date                                   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                                    |  |
| 1959 (XVIII), OP1<br>12 Dec 1963                                       | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to afford international protection to refugees and to pursue his efforts on behalf of the refugees within his mandate and of those to whom he extends his good offices, by giving particular attention to new refugee groups, in conformity with the relevant resolutions of the General Assembly and the directives of the Executive Committee of the High Commissioner's Programme; |
| 2399 (XXIII), OP1<br>6 Dec 1968  | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection and assistance to refugees who are his concern, while giving special attention to new groups of refugees, particularly in Africa, in conformity with the relevant General Assembly resolutions and the directives of the Executive Committee of the High Commissioner's Programme;  |
| 2594 (XXIV), OP1<br>16 Dec 1969<br><br>2650 (XXV), OP1<br>30 Nov 1970  | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection and assistance to refugees who are his concern, in accordance with the relevant General Assembly resolutions, in particular those relating to the new groups of refugees in Africa, and with the directives of the Executive Committee of the High Commissioner's Programme;  |
| 2789 (XXVI), OP2<br>6 Dec 1971<br><br>2956 (XXVII), OP4<br>12 Dec 1972 | 2. <i>Requests</i> the High Commissioner to continue to provide international protection and assistance to refugees who are his concern, in accordance with the relevant resolutions of the General Assembly and the directives of the Executive Committee of the High Commissioner's Programme;   |
| 3143 (XXVIII), OP2<br>14 Dec 1973                                      | 2. <i>Requests</i> the High Commissioner to continue his assistance and protection activities in favour of refugees within his mandate as well as for those to whom he extends his good offices or is called upon to assist in accordance with relevant resolutions of the General Assembly;   |
| 35/41, OP2<br>25 Nov 1980  | 2. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and encourages him to continue these efforts within the framework of comprehensive action and in close contact with the Executive Committee of the Programme of the High Commissioner and on the basis of the principles and guidelines of the General Assembly;   |

|                                     |   |
|-------------------------------------|---|
| <p>37/195, OP9<br/>18 Dec 1982</p>  | <p>9. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management practices and staffing policy of his Office to the vastly increased tasks and invites him to continue these efforts in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner;</p>                      |
| <p>37/196, OP6<br/>18 Dec 1982</p>  | <p>6. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and invites him to undertake his efforts in accordance with the principles and guidelines set by the General Assembly, and in the light of the guidance given to him by the Executive Committee of the Programme of the High Commissioner;</p> |
| <p>39/140, PP12<br/>14 Dec 1984</p> | <p><i>Welcoming</i> the progress made by the High Commissioner in improving the management of his Office and urging him to pursue his efforts in this direction in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner,</p>   |



## RESCUE AT SEA

### 1. GENERAL

*The provisions reproduced below draw attention to the problem of refugees rescued at sea and the difficulties in their disembarkation and note that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea in order to ensure their rescue and disembarkation. One provision welcomes the initiatives by the International Maritime Organization, UNHCR and IOM to address the issue of the treatment of persons rescued at sea.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/41, PP9<br>25 Nov 1980               | <i>Drawing attention</i> to the problem of refugees rescued at sea and the difficulties encountered for their disembarkation,   |
| 36/125, PP11<br>14 Dec 1981             | <i>Drawing attention</i> to the problem of refugees rescued at sea and the difficulties encountered for their disembarkation, involving threats of refoulement,   |
| 42/109, PP6<br>7 Dec 1987               | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of violence, and noting that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea,   |
| 43/117, PP6<br>8 Dec 1988               | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of violence, and noting that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea and, in this context, also noting the problems relating to stowaway asylum-seekers,                                      |
| 44/137, PP6<br>15 Dec 1989              | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers are seriously undermined on account of military or armed attacks, forced recruitment of refugees into armed forces and other forms of violence, and noting that further efforts should be made to ensure rescue and disembarkation of asylum-seekers in distress at sea and, in this context, noting also the problems relating to stowaway asylum-seekers, |
| 57/141, OP34<br>18 Dec 2002             | 34. <i>Welcomes</i> the initiatives by the International Maritime Organization, the Office of the United Nations High Commissioner for Refugees and the International Organization for Migration to address the issue of the treatment of persons rescued at sea;   |

## **2. FAILURE TO RESCUE**

*The majority of the provisions reproduced below deplore or condemn the failure to rescue asylum-seekers in distress at sea as a violation of their rights and safety. Two provisions welcome the fact that arrangements introduced by UNHCR have significantly increased the rescue of asylum-seekers in distress at sea.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 38/121, OP3<br>16 Dec 1983           | 3. <i>Deplores</i> all violations of the rights and safety of refugees and asylum-seekers, in particular through military or armed attacks against refugee camps and settlements, other forms of brutality and failure to rescue asylum-seekers in distress at sea;  |
| 39/140, OP3<br>14 Dec 1984           | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated through military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;  |
| 40/118, OP3 & 4<br>13 Dec 1985       | 3. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and by the failure to rescue asylum-seekers in distress at sea;<br><br>4. <i>Welcomes</i> the fact that arrangements introduced by the High Commissioner have increased significantly the rescue of asylum-seekers in distress at sea and that preventive measures have resulted in a decline in the number of refugee boats attacked by pirates; |
| 41/124, OP4 & 5<br>4 Dec 1986        | 4. <i>Condemns</i> all violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks against refugee camps and settlements and other forms of brutality and the failure to rescue asylum-seekers in distress at sea;<br><br>5. <i>Welcomes</i> the fact that arrangements introduced by the High Commissioner have increased significantly the rescue of asylum-seekers in distress at sea and that preventive measures have resulted in a decline in the number of refugee boats attacked by pirates;    |

## **3. PHYSICAL ATTACKS**

*The provisions reproduced below deplore the instances of physical attacks on asylum-seekers at sea, and welcome the fact that arrangements introduced by UNHCR have resulted in a decline in the number of attacks by pirates on refugee boats.*



| Resolution / Paragraph Number & Date                        | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                         |  |
| 35/41, PP8<br>25 Nov 1980                                   | <i>Deploring</i> , in particular, the instances of physical attacks on asylum seekers at sea and of military attacks on refugee camps in southern Africa,  |
| 36/125, PP10<br>14 Dec 1981                                 | <i>Deploring</i> , in particular, the instances of military attacks on refugee camps in southern Africa and elsewhere and physical attacks on asylum-seekers at sea,   |
| 40/118, OP4<br>13 Dec 1985<br><br>41/124, OP5<br>4 Dec 1986 | 4. <i>Welcomes</i> the fact that arrangements introduced by the High Commissioner have increased significantly the rescue of asylum-seekers in distress at sea and that preventive measures have resulted in a decline in the number of refugee boats attacked by pirates; |

#### **4. REQUESTS TO STATES**

*The provision reproduced below urges Governments to join efforts to suppress piracy on the high seas and to take action to protect asylum-seekers from acts of violence at sea.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 36/125, OP6<br>14 Dec 1981           | 6. <i>Urges</i> Governments to join in greater international efforts in the suppression of piracy on the high seas, in accordance with their international obligations, and to take appropriate action to protect asylum-seekers from acts of violence at sea; |

#### **5. ROLE OF UNHCR**

*The provisions reproduced below urge UNHCR to explore further arrangements to facilitate the disembarkation and resettlement of asylum-seekers rescued at sea and welcome the fact that UNHCR arrangements have significantly increased the rescue of asylum-seekers at sea and preventive measures have resulted in a decline of pirate attacks on refugee boats.*

| Resolution / Paragraph<br>Number & Date                     | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                         |  |
| 35/41, OP9<br>25 Nov 1980                                   | 9. <i>Urges</i> the High Commissioner to explore the further elaboration of arrangements in order to facilitate the prompt and unhindered disembarkation of refugees rescued at sea and their resettlement;  |
| 36/125, OP13<br>14 Dec 1981                                 | 13. <i>Urges</i> the High Commissioner further to explore elaboration of arrangements in order to facilitate the disembarkation and resettlement of asylum-seekers rescued at sea;   |
| 40/118, OP4<br>13 Dec 1985<br><br>41/124, OP5<br>4 Dec 1986 | 4. <i>Welcomes</i> the fact that arrangements introduced by the High Commissioner have increased significantly the rescue of asylum-seekers in distress at sea and that preventive measures have resulted in a decline in the number of refugee boats attacked by pirates; |

# RESETTLEMENT<sup>1</sup>

## **1. APPEAL TO STATES / APPRECIATION OF STATE ACTION**

*The provisions reproduced below urge States to consider accepting or increasing their acceptance of resettlement cases. Several provisions appeal to States to accept Indo-Chinese or African refugees for resettlement. One provision recognizes the need for States to respond rapidly and flexibly to resettlement needs. Two provisions note with appreciation that some African countries have offered resettlement places for refugees.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 62 (I), OP(e)<br>15 Dec 1946            | (e) <i>Urges</i> Members of the United Nations to give the most favourable consideration to receiving each into its territory at the earliest possible time, so far as may be practicable for permanent resettlement, its fair share of the non-repatriable persons who are the concern of the International Refugee Organization and this in conformity with the principles of the Organization.   |
| 1388 (XIV), OP1(b)<br>20 Nov 1959       | 1. <i>Invites</i> States Members of the United Nations and members of the specialized agencies to devote, on the occasion of the World Refugee Year, special attention to the problems of refugees coming within the competence of the United Nations High Commissioner for Refugees, and in particular to consider the possibility of:<br><br>...<br><br>(b) Increasing the facilities for permanent refugee solutions through voluntary repatriation and assimilation within new national communities, and, for resettlement of refugees, providing further opportunities through the liberalization of immigration laws and regulations and through the inclusion of refugees in resettlement schemes; |
| 33/26, OP5<br>29 Nov 1978               | 5. <i>Urges</i> Governments to continue to co-operate closely with the High Commissioner in efforts to achieve the self-sufficiency and, where possible, the integration of refugees in countries of asylum, and to accept for resettlement, on the widest possible basis, refugees from countries of first asylum;   |
| 34/62, OP5<br>29 Nov 1979               | 5. <i>Further urges</i> the resettlement countries and other countries in a position to do so to increase the number and speed of their intake of refugees and displaced persons from Indo-China, with due priority given to those already in camps in South-East Asia and adjacent territories, for resettlement in their countries;   |

<sup>1</sup> See also *Durable Solutions*

|  |   |
|--|---|
| 46/106, OP13<br>16 Dec 1991  | 13. <i>Recognizes</i> the importance of pursuing resettlement as a last resort where no other durable solutions are available and the need for States to respond rapidly and with flexibility to evolving situations where resettlement is required to ensure the protection of the refugees concerned;   |
| 51/71, OP12<br>12 Dec 1996<br><br>52/101, OP12<br>12 Dec 1997  | 12. <i>Appeals</i> to the international community to respond positively to the third-country resettlement requests of African refugees in the spirit of solidarity and burden-sharing;  |
| 53/126, OP13<br>9 Dec 1998   | 13. <i>Appeals</i> to the international community to respond positively, in the spirit of solidarity and burden-sharing, to the third-country resettlement requests of African refugees;  |
| 54/147, OP19<br>17 Dec 1999<br><br>55/77, OP25<br>4 Dec 2000<br><br>56/135, OP21<br>19 Dec 2001<br><br>57/183, OP24<br>18 Dec 2002 | 19. <i>Appeals</i> to the international community to respond positively, in the spirit of solidarity and burden-sharing, to the third-country resettlement requests of African refugees, and notes with appreciation that some African countries have offered resettlement places for refugees;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |   |
| 686 (XXVI) B, PP3(c)<br>21 July 1958   | <i>Urges</i> States Members of the United Nations and members of the specialized agencies:<br><br>...<br><br>(c) To consider with the help of voluntary agencies further resettlement opportunities for refugees wishing to emigrate from countries of first asylum, including if possible, refugees suffering from physical, social or economic handicaps. |

## **2. ROLE OF RESETTLEMENT**

*The provisions reproduced below stress the need for resettlement if no other durable solution is available, particularly for refugees who have already spent an inordinately long time in camps. One provision reaffirms the importance of resettlement as an instrument of protection.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
|---|-----------|

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                        |  |
|--|--|
| 393(V), OP4<br>2 Dec 1950                                  | 4. <i>Considers</i> that, without prejudice to the provisions of paragraph 11 of General Assembly resolution 194 (III) of 11 December 1948, the reintegration of the refugees into the economic life of the Near East, either by repatriation or resettlement, is essential in preparation for the time when international assistance is no longer available, and for the realization of conditions of peace and stability in the area;  |
| 42/109, PP12<br>7 Dec 1987<br>43/117, PP15<br>8 Dec 1988   | <i>Stressing</i> the need for the international community to continue to provide adequate resettlement opportunities for those refugees for whom no other durable solution may be in sight, with particular attention given to refugees who have already spent an inordinately long time in camps,   |
| 44/137, PP17<br>15 Dec 1989                                | <i>Stressing</i> the need for the international community to continue to provide adequate resettlement opportunities for those refugees for whom no other durable solution may be in sight, with particular attention being paid to those refugees who have spent an inordinately long period of time in camps and to individuals facing urgent or emergency protection situations,  |
| 46/106, OP13<br>16 Dec 1991                                | 13. <i>Recognizes</i> the importance of pursuing resettlement as a last resort where no other durable solutions are available and the need for States to respond rapidly and with flexibility to evolving situations where resettlement is required to ensure the protection of the refugees concerned;  |
| 50/152, OP6<br>21 Dec 1995                                 | 6. <i>Reaffirms</i> the continued importance of resettlement as an instrument of protection;   |
| 54/147, OP16<br>17 Dec 1999<br>56/135, OP19<br>19 Dec 2001 | 16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;   |
| 56/137, OP9<br>19 Dec 2001<br>57/187, OP10<br>18 Dec 2002  | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration; |
| 57/183, OP22<br>18 Dec 2002                                | 22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that,  |

|  |   |
|--|---|
|  | <p>while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p> |
|--|---|

# RESPONSIBILITY FOR REFUGEES

## 1. RESPONSIBILITY OF COUNTRIES OF ORIGIN

*Several of the provisions reproduced below underline State responsibility with respect to refugee problems, particularly that of the country of origin, including addressing root causes, facilitating voluntary repatriation of refugees and the return of their nationals who are not refugees. Other provisions emphasize the prime responsibility of the countries of origin for establishing conditions that allow the voluntary repatriation of refugees in safety and with dignity.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 45/140, OP9<br>14 Dec 1990              | 9. <i>Underlines</i> the concept of State responsibility particularly as it relates to the countries of origin, including addressing root causes and facilitating voluntary repatriation and the return of their nationals who are not refugees;   |
| 46/106, OP3 & 10<br>16 Dec 1991         | 3. <i>Recognizes</i> also that the current size and complexity of the world refugee situation require vigorous promotion of existing protection principles, as well as full and open debate on new directions for protection and on further development of the law in this area, paying particular attention to the responsibilities of States to resolve refugee situations and, especially with respect to countries of origin, to address and try to eradicate causes of refugee flows;<br><br>...<br><br>10. <i>Underlines</i> strongly State responsibility, particularly as it relates to the countries of origin, including addressing root causes, facilitating voluntary repatriation of refugees and the return, in accordance with international practice, of their nationals who are not refugees; |
| 47/105, OP10<br>16 Dec 1992             | 10. <i>Underlines</i> strongly State responsibility, particularly as it relates to the countries of origin, including addressing root causes, facilitating voluntary repatriation of refugees and the return, in accordance with international practice, of their nationals who are not refugees;  |
| 48/116, PP12<br>20 Dec 1993             | <i>Emphasizing</i> the need for States to assist the High Commissioner in seeking durable and timely solutions to the problems of refugees, as well as to take part in efforts to prevent conditions that might give rise to the flight of refugees, and to address the root causes of refugee outflows, and underlining, in this connection, State responsibility, particularly as it relates to countries of origin,   |
| 49/169, PP8<br>23 Dec 1994              | <i>Emphasizing</i> the need for States to assist the High Commissioner in seeking durable and timely solutions to the problems of refugees, to take part in efforts to prevent conditions that might give rise to the flight of  |

|                             |   |
|-----------------------------|---|
|                             | refugees, and to address the root causes of refugee outflows, and underlining, in this connection, State responsibility, particularly as it relates to countries of origin,   |
| 50/152, OP18<br>21 Dec 1995 | 18. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who are not recognized as refugees;                                  |
| 51/75, OP17<br>12 Dec 1996  | 17. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity, and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who have sought asylum but have been determined not to be refugees; |
| 52/103, OP13<br>12 Dec 1997 | 13. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity, and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who have sought asylum and have been determined not to be refugees; |
| 57/187, OP11<br>18 Dec 2002 | 11. <i>Emphasizes</i> the obligation of all States to accept the return of their nationals, calls upon States to facilitate the return of their nationals who have been determined not to be in need of international protection, and affirms the need for the return of persons to be undertaken in a safe and humane manner and with full respect for their human rights and dignity, irrespective of the status of the persons concerned;  |

## **2. RESPONSIBILITY OF STATES IN GENERAL**

*The majority of the provisions reproduced below emphasize the primary responsibility of States for the protection of refugees and internally displaced persons, and that the full and effective cooperation, action and political resolve of States are required to enable UNHCR to fulfil its mandated functions. Other provisions emphasize the responsibility of States to, inter alia, resolve refugee situations, uphold the institution of asylum, to create conditions for voluntary repatriation, to take steps to meet humanitarian needs and to cooperate with host countries on whom the presence of refugees weighs most heavily. One provision reaffirms international norms and principles dealing with the responsibilities of States.<sup>1</sup> Another provision calls on States and other parties to turn concentrated attention towards revitalizing old partnerships and building new ones in support of the international refugee protection system.*

<sup>1</sup> See also 1. *Responsibility of Countries of Origin* which includes provisions underlining the general concept of State responsibility



| Resolution / Paragraph<br>Number & Date                      | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                          |   |
| 35/124, PP9<br>11 Dec 1980                                   | <i>Reaffirming</i> the inviolability of existing international norms and principles governing responsibilities of States, especially regarding the protection of refugees, and reaffirming the framework of competences of international organizations and institutions,  |
| 51/75, OP10<br>12 Dec 1996                                   | 10. <i>Underlines</i> the interrelationship between protection and solutions, as well as the desirability of prevention, including through respect for human rights and the implementation of relevant instruments and standards, and emphasizes the responsibility of States to resolve refugee situations and to ensure conditions that do not compel people to flee in fear, to uphold the institution of asylum, to create conditions conducive to voluntary repatriation, to take steps to meet essential humanitarian needs and to cooperate with countries on whom the large-scale presence of refugees weighs most heavily; |
| 52/103, OP4<br>12 Dec 1997<br><br>53/125, OP6<br>9 Dec 1998  | 4. <i>Emphasizes</i> that refugee protection is primarily the responsibility of States, whose full and effective cooperation, action and political resolve are required to enable the Office of the High Commissioner to fulfil its mandated functions;   |
| 52/132, OP5<br>12 Dec 1997                                   | 5. <i>Emphasizes</i> the responsibility of all States and international organizations to cooperate with those countries, particularly developing ones, affected by mass exoduses of refugees and displaced persons and calls on Governments and the United Nations High Commissioner for Human Rights to continue to respond to assistance needs of countries hosting large numbers of refugees until durable solutions are found;  |
| 54/146, OP7<br>17 Dec 1999                                   | 7. <i>Emphasizes</i> that the protection of refugees is primarily the responsibility of States, whose full and effective cooperation, action and political resolve are required to enable the Office of the High Commissioner to fulfil its mandated functions, and calls upon States, the Office of the High Commissioner and all interested parties to turn concentrated attention towards revitalizing old partnerships and building new ones in support of the international refugee protection system;   |
| 54/180, PP7<br>17 Dec 1999<br><br>56/166, PP8<br>19 Dec 2001 | <i>Reaffirming</i> the primary responsibility of States to ensure the protection of refugees and internally displaced persons,  |
| 55/74, OP7<br>4 Dec 2000                                     | 7. <i>Emphasizes</i> that the protection of refugees is primarily the responsibility of States, whose full and effective cooperation, action and political resolve are required to enable the Office of the High Commissioner to fulfil its mandated functions, welcomes the proposal of the Office of the High Commissioner to commence a process of global consultations on   |

|  |  |
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|  | international protection, and requests a report thereon;   |
| 56/137, OP7<br>19 Dec 2001<br><br>57/187, OP8<br>18 Dec 2002 | 7. <i>Re-emphasizes</i> that the protection of refugees is primarily the responsibility of States, whose full and effective cooperation, action and political resolve are required to enable the Office of the High Commissioner to fulfil its mandated functions; |

### **3. RESPONSIBILITY OF GENERAL ASSEMBLY**

*One provision reproduced below is an acknowledgement by the General Assembly of its duty to examine the refugee problem and to study the means and resources provided by the Charter of the United Nations to deal with such issues. In another provision, the General Assembly notes its dual responsibility under the Charter to provide international protection and assistance to the victims of population displacements, and to mitigate the root causes of such displacements.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 35/124, PP8<br><br>11 Dec 1980          | <i>Conscious</i> of its duty to examine in depth all aspects of the refugee problem and to study the means and resources provided by the relevant provisions of the Charter of the United Nations in order to maintain international peace and security,   |
| 37/186, PP5<br><br>17 Dec 1982          | <i>Conscious</i> of its obligations towards the millions of victims of mass exoduses and of displacements of population, and of its dual responsibility, under the Charter, to provide adequate international protection and assistance to such victims and to eliminate or mitigate the root causes of this phenomenon, |

### **4. RESPONSIBILITY OF UNITED NATIONS**

*The provisions below recognize the responsibility of the United Nations for the international protection of refugees.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

|                               |  |
|-------------------------------|--|
| 319 (IV), PP2<br>3 Dec 1949   | <i>Recognizing</i> the responsibility of the United Nations for the international protection of refugees,                    |
| 639 (VII), PP1<br>20 Dec 1952 | <i>Concerned</i> with the persistence of a serious refugee problem which is the direct responsibility of the United Nations, |



# SECRETARY-GENERAL<sup>1</sup>

## 1. CO-OPERATION WITH UNHCR

*The provisions listed below request the Secretary-General and UNHCR to co-operate in particular activities. The activity for which co-operation is requested, is indicated in the column entitled "Subject". The request is either addressed to the Secretary-General or UNHCR and this is indicated in the brackets in the "Subject" column; the entity listed first is the addressee of the request. In cases where co-operation is requested between the Secretary-General, UNHCR and other organizations, the entities involved are listed in the "Subject" column, and the provision is usually addressed to all the entities listed. Occasionally, the provision is not a request for co-operation, but rather an acknowledgement of existing co-operation and this is indicated in the "Subject" column.*

### Sample Text

*"Requests the Secretary-General, in co-operation with the High Commissioner, to continue to organize and implement an effective programme of educational and other appropriate assistance for student refugees from Namibia and South Africa who have taken asylum in Botswana, Lesotho, Swaziland and Zambia;" (36/170, OP5)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>   |
| 31/126, OP5                           | 16 Dec 1976 | Implement SG's assistance programme for South African refugee students (HCR + SG)  |
| 32/119, PP3                           | 16 Dec 1977 | SG appoints HCR to co-ordinate assistance to South African student refugees  |
| 35/42, OP4                            | 25 Nov 1980 | Convene International Conference on Assistance to Refugees in Africa (ICARA) (SG, HCR + SG of Organization of African Unity (OAU)) |
| 35/180, OP6                           | 15 Dec 1980 | Dispatch mission to Somalia to review refugee situation (SG + HCR)   |
| 35/181, OP4                           | 15 Dec 1980 | Appeal to international organizations and voluntary organisations for contributions for Sudanese refugees (SG + HCR)               |
| 35/181, OP5                           | 15 Dec 1980 | Send follow-up missions regarding new settlements in Sudan, (SG + HCR)   |
| 35/184, OP5                           | 15 Dec 1980 | Implement assistance to student refugees from southern Africa (SG + HCR)   |
| 36/153, OP5                           | 16 Dec 1981 | Dispatch mission to Somalia to review refugee situation (SG + HCR)   |
| 36/170, OP5                           | 16 Dec 1981 | Implement assistance to student refugees from southern Africa (SG + HCR)   |
| 37/176, OP6                           | 17 Dec 1982 | Send interagency mission to Djibouti to evaluate aid required, and report to ECOSOC and to GA, (HCR + SG)                          |
| 37/177, OP5                           | 17 Dec 1982 | Implement assistance to student refugees in southern Africa (SG + HCR)   |

<sup>1</sup> In the tables included in this section, "SG" signifies "Secretary-General" and "HCR" signifies "UNHCR". Other abbreviations are indicated on first use. See also *Internally Displaced Persons: Role of Secretary-General*

|             |             |  |
|-------------|-------------|--|
| 37/197, OP6 | 18 Dec 1982 | Consult with African countries about their needs (SG, HCR + SG of OAU)   |
| 38/95, OP5  | 16 Dec 1983 | Continue to implement assistance for student refugees in southern African (SG + HCR)   |
| 38/120, OP7 | 16 Dec 1983 | Keep donor countries informed of the needs of African countries prior to ICARA II (SG, OAU + HCR)  |
| 39/109, OP5 | 14 Dec 1984 | Continue to implement assistance for student refugees in southern Africa (HCR + SG)  |
| 39/139, OP9 | 14 Dec 1984 | Monitor ICARA II follow-up (SG, OAU, HCR + United Nations Development Programme [UNDP])  |
| 40/117, OP8 | 13 Dec 1985 | Monitor ICARA II follow-up (SG, OAU, HCR + UNDP)   |
| 40/135, OP5 | 13 Dec 1985 | Send interagency mission to Sudan to assess needs of refugees and prepare programme of assistance (SG + HCR)   |
| 40/138, OP5 | 13 Dec 1985 | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 41/122, OP8 | 4 Dec 1986  | Monitor follow-up to ICARA II (SG, OAU, HCR + UNDP)  |
| 41/123, OP3 | 4 Dec 1986  | Ensure close co-ordination among UN bodies to maximise publicity on refugee women and children (SG, HCR + others)  |
| 41/136, OP5 | 4 Dec 1986  | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 41/138, OP6 | 4 Dec 1986  | Dispatch interagency mission to Somalia to prepare programme of assistance (SG, HCR, UNDP + others)  |
| 42/106, OP4 | 7 Dec 1987  | Assist SG of OAU to prepare and organize International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa (SG + HCR) |
| 42/107, OP9 | 7 Dec 1987  | Monitor follow-up to ICARA II (SG, OAU, HCR + UNDP)  |
| 42/110, OP8 | 7 Dec 1987  | Prepare assistance programmes for displaced persons in their own country and for rehabilitation of returnees (SG + relevant UN agencies)                   |
| 42/129, OP6 | 7 Dec 1987  | Take steps to implement recommendations of interagency mission to Sudan (SG, UNDP + HCR)   |
| 42/132, OP3 | 7 Dec 1987  | Mobilize assistance and appeal for contributions for projects in Malawi (SG, HCR + UNDP)   |
| 42/138, OP5 | 7 Dec 1987  | Continue assistance to student refugees in southern Africa (HCR, SG)   |
| 43/116, OP5 | 8 Dec 1988  | Implement Oslo Declaration and Plan of Action (SG, HCR + UNDP)   |
| 43/149, OP5 | 8 Dec 1988  | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 43/154, OP8 | 8 Dec 1988  | Urges SG to strengthen early warning system and co-ordinate between parts of UN system especially early warning centre and HCR                             |
| 44/152, OP5 | 15 Dec 1989 | Launch interim assistance programme in Somalia (SG, HCR, WFP and donors)   |
| 44/157, OP5 | 15 Dec 1989 | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 44/164, OP8 | 15 Dec 1989 | Urges SG to use resources to strengthen early-warning activities and co-ordinate among parts of UN system  |

|  |               |   |
|--|---------------|---|
| 45/141, OP12                                   | 14 Dec 1990   | Implement Concerted Plan of Action from International Conference on Central American Refugees (ICCAR) (SG, HCR + UNDP)                  |
| 45/141, OP16                                   | 14 Dec 1990   | Submit report on Central America to GA (SG + HCR)   |
| 45/153, OP9                                    | 18 Dec 1990   | Intensify efforts for early warning centre and strengthen co-ordination among UN agencies   |
| 45/153, OP10                                   | 18 Dec 1990   | Urges SG to strengthen early-warning system by increased co-ordination between early warning centre, HCR and Secretariat                |
| 45/154, OP5                                    | 18 Dec 1990   | Resume interim assistance programme for Somalia (SG, HCR, WFP + donors)   |
| 45/171, OP5                                    | 18 Dec 1990   | Continue assistance to student refugees in southern Africa (HCR + SG)   |
| 45/171, OP6                                    | 18 Dec 1990   | Continue sponsorship of Namibian students (HCR + SG)  |
| 46/107, OP6                                    | 16 Dec 1991   | Continue support and implementation of ICCAR programmes (SG, HCR, UNDP + UN organs)   |
| 46/108, OP7                                    | 16 Dec 1991   | Continue efforts for assistance for refugees in Africa (SG + HCR)   |
| 46/127, OP12                                   | 17 Dec 1991   | Urges SG to strengthen early warning system and co-ordination   |
| 48/117, OP7                                    | 20 Dec 1993   | Continue support for ICCAR (SG, HCR, UNDP + other UN organs)  |
| 48/118, OP8                                    | 20 Dec 1993   | Continue to mobilize humanitarian assistance to Africa (SG, HCR + UN agencies)  |
| 49/7, OP11                                     | 25 Oct 1994   | Mobilize resources for Great Lakes region (SG, SG of OAU, HCR)  |
| 49/172, OP5                                    | 23 Dec 1994   | Mobilize assistance for refugee minors (SG, HCR, Department of Humanitarian Affairs of the Secretariat (DHA), UNICEF + other UN organs) |
| 50/150, OP6                                    | 21 Dec 1995   | Mobilize assistance for refugee minors (SG, HCR, DHA, UNICEF + other UN organisations)  |
| 51/73, OP8                                     | 12 Dec 1996   | Mobilize assistance for refugee minors (SG, HCR, DHA, UNICEF + other UN organisations)  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |
| 1978/55, OP8                                   | 2 Aug 1978    | Continue assistance to student refugees from southern Africa (SG + HCR)   |
| 1980/8, OP2                                    | 28 April 1980 | Send multi-agency mission and humanitarian assistance to Ethiopia (SG + HCR)  |
| 1980/53, OP1                                   | 24 July 1980  | Consider review mission to Somalia to assess developments (SG + HCR)  |
| 1980/54, OP3                                   | 24 July 1980  | Appeal to international community to mobilize humanitarian assistance for Ethiopia (SG + HCR)   |
| 1980/55, OP2                                   | 24 July 1980  | Consult SG of OAU to find ways to convene conference on refugees in Africa (SG + HCR)   |
| 1981/31, OP7                                   | 6 May 1981    | Continue efforts to mobilize humanitarian assistance for Somalia (SG + HCR)   |
| 1981/32, OP5                                   | 6 May 1981    | Continue efforts to mobilize assistance for Ethiopia (SG + HCR)   |
| 1982/1, OP3                                    | 27 April 1982 | Contribute resources to Sudan (SG, HCR + relevant UN agencies)  |
| 1982/1, OP5                                    | 27 April 1982 | Submit report on Sudan to GA (SG + HCR)   |
| 1982/4, OP6                                    | 27 April 1982 | Report on Somalia to ECOSOC (SG + HCR)  |
| 1982/4, OP7                                    | 27 April 1982 | Report on Somalia to GA (SG + HCR)  |
| 1996/33, OP1                                   | 25 July 1996  | Prepare report on strengthening UN capacity for humanitarian assistance (SG + relevant UN organisations)                                |

## 2. GOOD OFFICES

*The provision reproduced below invites the Secretary-General to make his good offices available in relation to refugees and displaced persons in Azerbaijan.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 48/114, OP4<br>20 Dec 1993           | 4. <i>Invites</i> the Secretary-General to continue to monitor the overall situation of refugees and displaced persons in Azerbaijan and to make available his good offices as required; |

## 3. MOBILIZATION OF ASSISTANCE

*The provisions listed below request the Secretary-General to mobilize assistance with regard to a refugee situation in a particular country or region, or for the benefit of a particular group of refugees. The target of the assistance is indicated in the column entitled "Subject".*

### Sample Text

*"Requests the Secretary-General to mobilize the necessary financial and material assistance for the full implementation of ongoing projects in the areas affected by the presence of refugees." (45/160, OP7)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b> |             |   |
|-------------------------------------|-------------|---|
| Resolution & Paragraph No.          | Date        | Subject   |
| 37/173, OP4                         | 17 Dec 1982 | Sudan   |
| 39/108, OP5                         | 14 Dec 1984 | Sudan   |
| 40/135, OP6                         | 13 Dec 1985 | Sudan   |
| 41/139, OP7                         | 4 Dec 1986  | Sudan   |
| 42/129, OP7                         | 7 Dec 1987  | Sudan   |
| 42/132, OP3                         | 7 Dec 1987  | Sudan   |
| 43/141, OP7                         | 8 Dec 1988  | Sudan   |
| 43/148, OP6                         | 8 Dec 1988  | Malawi  |
| 43/149, OP5                         | 8 Dec 1988  | Student refugees in southern Africa   |
| 44/151, OP7                         | 15 Dec 1989 | Sudan   |
| 45/159, OP6                         | 18 Dec 1990 | Malawi  |
| 45/160, OP7                         | 18 Dec 1990 | Sudan   |
| 46/108, OP8                         | 16 Dec 1991 | Rural and urban areas in Africa affected by refugees, returnees and displaced persons |
| 47/107, OP9                         | 16 Dec 1992 | Rural and urban areas in Africa affected by refugees, returnees and displaced persons |



|  |               |   |
|--|---------------|---|
| 48/118, OP8                                    | 20 Dec 1993   | Africa  |
| 49/7, OP11                                     | 25 Oct 1994   | Burundi   |
| 49/172, OP5                                    | 23 Dec 1994   | Unaccompanied refugee minors  |
| 49/174, OP13                                   | 23 Dec 1994   | Rural and urban areas in Africa affected by refugees, returnees and displaced persons |
| 50/150, OP6                                    | 21 Dec 1995   | Unaccompanied refugee minors  |
| 51/73, OP8                                     | 12 Dec 1996   | Unaccompanied refugee minors  |
| 53/1/N, OP6                                    | 8 Dec 1988    | Central and eastern African countries receiving refugees                              |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |
| 1978/55, OP8                                   | 2 Aug 1978    | Student refugees from southern Africa   |
| 1980/8, OP2                                    | 28 April 1980 | Ethiopia  |
| 1980/54, OP3                                   | 24 July 1980  | Ethiopia  |
| 1981/31, OP7                                   | 6 May 1981    | Somalia   |
| 1981/32, OP5                                   | 6 May 1981    | Ethiopia  |
| 1991/5, OP6                                    | 30 May 1991   | Iraq  |

#### **4. REPORTING OBLIGATIONS**

##### **4.1 REPORTING TO ECONOMIC AND SOCIAL COUNCIL**

*The provisions listed below request the Secretary-General to report to the Economic and Social Council (ECOSOC) on a particular refugee situation or topic. The subject of the report is indicated in the column entitled "Subject". In many instances, the Secretary-General is requested to report in co-operation or consultation with UNHCR and this is indicated by "(SG + HCR)" and on other occasions, UNHCR is requested to report in co-operation or consultation with the Secretary-General and this is indicated by "(HCR + SG)". The Secretary-General is sometimes requested to report to the General Assembly through reporting to ECOSOC and this is indicated by "(Report to GA through ECOSOC)".*

##### Sample Text

*"Requests the Secretary-General, in co-operation with the High Commissioner, to apprise the Economic and Social Council, at its second regular session of 1991, of the implementation of the present resolution and to report thereon to the General Assembly at its forty-sixth session." (45/161, OP4)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>                                 |
| 35/180, OP10                          | 15 Dec 1980 | Somalia (SG + HCR)                             |
| 35/181, OP8                           | 15 Dec 1980 | Sudan  |
| 35/182, OP6                           | 15 Dec 1980 | Djibouti                                       |
| 35/183, OP6                           | 15 Dec 1980 | Ethiopia                                       |
| 35/184, OP9                           | 15 Dec 1980 | Student refugees in Southern Africa (SG + HCR) |
| 36/124, OP6                           | 14 Dec 1981 | Africa (SG + HCR)                              |
| 36/153, OP6                           | 16 Dec 1981 | Somalia (SG + HCR)                             |

|              |             |   |
|--------------|-------------|---|
| 36/156, OP5  | 16 Dec 1981 | Djibouti (SG + HCR)   |
| 36/158, OP5  | 16 Dec 1981 | Sudan (SG + HCR)  |
| 36/161, OP3  | 16 Dec 1981 | Ethiopia (SG + HCR)   |
| 36/170, OP9  | 16 Dec 1981 | Student refugees in southern Africa (SG + HCR)  |
| 37/174, OP6  | 17 Dec 1982 | Somalia (HCR + SG)  |
| 37/175, OP5  | 17 Dec 1982 | Ethiopia (SG + HCR)   |
| 37/177, OP9  | 17 Dec 1982 | Student refugees in southern Africa (SG + HCR)  |
| 38/88, OP8   | 16 Dec 1983 | Somalia (HCR + SG)  |
| 38/91, OP5   | 16 Dec 1983 | Ethiopia (SG + HCR)   |
| 38/95, OP10  | 16 Dec 1983 | Student refugees in southern Africa (HCR + SG)  |
| 38/213, OP7  | 20 Dec 1983 | Djibouti  |
| 39/104, OP5  | 14 Dec 1984 | Somalia (HCR + SG)  |
| 39/105, OP4  | 14 Dec 1984 | Ethiopia (SG + HCR)   |
| 39/108, OP8  | 14 Dec 1984 | Sudan (SG, UNDP + HCR)  |
| 39/109, OP10 | 14 Dec 1984 | Student refugees in southern Africa (HCR + SG)  |
| 40/117, OP9  | 13 Dec 1985 | ICARA II (Report to GA through ECOSOC)  |
| 40/132, OP6  | 13 Dec 1985 | Somalia (HCR + SG)  |
| 40/133, OP4  | 13 Dec 1985 | Ethiopia (SG + HCR)   |
| 40/135, OP9  | 13 Dec 1985 | Sudan (Report to GA through ECOSOC)   |
| 40/138, OP10 | 13 Dec 1985 | Student refugees in southern Africa (HCR + SG)  |
| 41/122, OP9  | 4 Dec 1986  | ICARA II (Report to GA through ECOSOC)  |
| 41/136, OP10 | 4 Dec 1986  | Student refugees in southern Africa (HCR + SG)  |
| 41/137, OP6  | 4 Dec 1986  | Djibouti (Report to GA through ECOSOC)  |
| 41/138, OP7  | 4 Dec 1986  | Somalia (HCR + SG)  |
| 41/139, OP10 | 4 Dec 1986  | Sudan (Report to GA through ECOSOC)   |
| 41/141, OP4  | 4 Dec 1986  | Ethiopia (SG + HCR)   |
| 42/106, OP7  | 7 Dec 1987  | International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa (ICSA) (Report to GA through ECOSOC) |
| 42/107, OP10 | 7 Dec 1987  | ICARA II (Report to GA through ECOSOC)  |
| 42/126, OP6  | 7 Dec 1987  | Djibouti (Report to GA through ECOSOC)  |
| 42/129, OP10 | 7 Dec 1987  | Sudan (Report to GA through ECOSOC)   |
| 42/132, OP5  | 7 Dec 1987  | Malawi (Report to GA through ECOSOC)  |
| 42/138, OP10 | 7 Dec 1987  | Student refugees in southern Africa (HCR + SG)  |
| 42/139, OP4  | 7 Dec 1987  | Ethiopia (SG + HCR)   |
| 43/118, OP10 | 8 Dec 1988  | International Conference on Central American Refugees (SG + HCR)  |
| 43/119, OP5  | 8 Dec 1988  | International Conference on Indo-Chinese Refugees   |
| 43/141, OP9  | 8 Dec 1988  | Sudan (Report to GA through ECOSOC)   |
| 43/142, OP6  | 8 Dec 1988  | Djibouti (Report to GA through ECOSOC)  |
| 43/144, OP4  | 8 Dec 1988  | Ethiopia (SG + HCR)   |
| 43/148, OP8  | 8 Dec 1988  | Malawi (Report to GA through ECOSOC)  |
| 43/149, OP10 | 8 Dec 1988  | Student refugees in southern Africa (HCR + SG)  |
| 44/139, OP13 | 15 Dec 1989 | International Conference on Central American Refugees (SG + HCR)  |
| 44/149, OP8  | 15 Dec 1989 | Malawi (Report to GA through ECOSOC)  |
| 44/150, OP6  | 15 Dec 1989 | Djibouti (Report to GA through ECOSOC)  |
| 44/151, OP9  | 15 Dec 1989 | Sudan (Report to GA through ECOSOC)   |
| 44/154, OP4  | 15 Dec 1989 | Ethiopia (SG + HCR)   |
| 44/157, OP10 | 15 Dec 1989 | Student refugees in southern Africa (HCR + SG)  |
| 45/159, OP8  | 18 Dec 1990 | Malawi (Report to GA through ECOSOC)  |
| 45/160, OP9  | 18 Dec 1990 | Sudan (Report to GA through ECOSOC)   |
| 45/161, OP4  | 18 Dec 1990 | Ethiopia (SG + HCR)   |
| 45/171, OP11 | 18 Dec 1990 | Student refugees in southern Africa (HCR + SG)  |
| 48/118, OP11 | 20 Dec 1993 | Africa  |
| 49/174, OP16 | 23 Dec 1994 | Africa  |
| 50/149, OP27 | 21 Dec 1995 | Africa  |

|  |               |  |
|--|---------------|--|
| 51/71, OP23                                    | 12 Dec 1996   | Africa   |
| 52/101, OP23                                   | 12 Dec 1997   | Africa   |
| 53/126, OP26                                   | 9 Dec 1998    | Africa   |
| 54/147, OP28                                   | 17 Dec 1999   | Africa   |
| 55/77, OP35                                    | 4 Dec 2000    | Africa   |
| 56/135, OP31                                   | 19 Dec 2001   | Africa   |
| 56/136, OP12                                   | 19 Dec 2001   | Unaccompanied minors   |
| 56/166, OP13                                   | 19 Dec 2001   | Efforts to avert new flows of refugees   |
| 56/217, OP29                                   | 21 Dec 2001   | Safety of humanitarian and UN personnel  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |  |
| 1980/8, OP3                                    | 28 April 1980 | Ethiopia   |
| 1980/9, OP5                                    | 28 April 1980 | Somalia (SG + HCR)   |
| 1980/10, OP8                                   | 28 April 1980 | Sudan (SG + HCR)   |
| 1981/5, OP2                                    | 4 May 1981    | Sudan  |
| 1981/31, OP10                                  | 6 May 1981    | Somalia (SG + HCR)   |
| 1981/32, OP6                                   | 6 May 1981    | Ethiopia   |
| 1982/4, OP6                                    | 27 April 1982 | Somalia (SG + HCR)   |
| 1990/78, OP3                                   | 27 July 1990  | Results of review of UN system aimed at maximising co-ordination on refugee problems |

#### 4.2 REPORTING TO GENERAL ASSEMBLY

*The provisions listed below request the Secretary-General to report to the General Assembly on a particular refugee situation or topic. The subject of the report is indicated in the column entitled "Subject". In many instances, the Secretary-General is requested to report in co-operation or consultation with UNHCR and this is indicated by "(SG + HCR)" and on other occasions, UNHCR is requested to report in co-operation or consultation with the Secretary-General and this is indicated by "(HCR + SG)". The Secretary-General is sometimes requested to report to the General Assembly through reporting to ECOSOC and this is indicated by "(Report to GA through ECOSOC)".*

##### Sample Text

*"Requests the Secretary-General to submit a comprehensive and consolidated report on the situation of refugees, returnees and displaced persons in Africa to the General Assembly at its fiftieth session, under the item entitled "Report of the United Nations High Commissioner for Refugees, questions relating to refugees, returnees and displaced persons and humanitarian questions", and an oral report to the Economic and Social Council at its substantive session of 1995." (49/174, OP16)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>  |
| 34/174, OP9                           | 17 Dec 1979 | Student refugees in southern Africa   |
| 35/124, OP3                           | 11 Dec 1980 | Result of consultations with Member States on prevention of new flows of refugees |
| 35/180, OP11                          | 15 Dec 1980 | Somalia (SG + HCR)  |
| 35/181, OP8                           | 15 Dec 1980 | Sudan   |
| 35/182, OP6                           | 15 Dec 1980 | Djibouti  |
| 35/183, OP6                           | 15 Dec 1980 | Ethiopia  |

|              |             |   |
|--------------|-------------|---|
| 35/184, OP9  | 15 Dec 1980 | Student refugees in southern Africa (SG + HCR)  |
| 36/124, OP6  | 14 Dec 1981 | Africa (SG + HCR)   |
| 36/153, OP7  | 16 Dec 1981 | Somalia (SG + HCR)  |
| 36/156, OP5  | 16 Dec 1981 | Djibouti (SG + HCR)   |
| 36/158, OP5  | 16 Dec 1981 | Sudan (SG + HCR)  |
| 36/161, OP3  | 16 Dec 1981 | Ethiopia (SG + HCR)   |
| 36/170, OP9  | 16 Dec 1981 | Student refugees in southern Africa (SG + HCR)  |
| 37/174, OP7  | 17 Dec 1982 | Somalia (HCR + SG)  |
| 37/175, OP5  | 17 Dec 1982 | Ethiopia (SG + HCR)   |
| 37/177, OP9  | 17 Dec 1982 | Student refugees in southern Africa (SG + HCR)  |
| 37/197, OP12 | 18 Dec 1982 | International Conference on Assistance to Refugees in Africa (ICARA)  |
| 38/88, OP9   | 16 Dec 1983 | Somalia(HCR + GA)   |
| 38/89, OP8   | 16 Dec 1983 | Djibouti (HCR + SG)   |
| 38/90, OP8   | 16 Dec 1983 | Sudan (HCR + SG)  |
| 38/91, OP5   | 16 Dec 1983 | Ethiopia (SG + HCR)   |
| 38/95, OP10  | 16 Dec 1983 | Student refugees in southern Africa (HCR + SG)  |
| 38/120, OP10 | 16 Dec 1983 | Second International Conference on Assistance to Refugees in Africa (ICARA II)  |
| 38/139, OP10 | 14 Dec 1984 | ICARA II  |
| 38/213, OP7  | 20 Dec 1983 | Djibouti  |
| 39/104, OP6  | 14 Dec 1984 | Somalia (HCR + SG)  |
| 39/105, OP4  | 14 Dec 1984 | Ethiopia (SG + HCR)   |
| 39/106, OP5  | 14 Dec 1984 | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 39/107, OP7  | 14 Dec 1984 | Djibouti (HCR + SG)   |
| 39/108, OP8  | 14 Dec 1984 | Sudan (SG, HCR + UNDP)  |
| 39/109, OP10 | 14 Dec 1984 | Student refugees in southern Africa (HCR + SG)  |
| 40/117, OP9  | 13 Dec 1985 | ICARA II (Report to GA through ECOSOC)  |
| 40/132, OP7  | 13 Dec 1985 | Somalia (HCR + SG)  |
| 40/133, OP4  | 13 Dec 1985 | Ethiopia (SG + HCR)   |
| 40/134, OP7  | 13 Dec 1985 | Djibouti (HCR + SG)   |
| 40/135, OP9  | 13 Dec 1985 | Sudan (Report to GA through ECOSOC)   |
| 40/136, OP5  | 13 Dec 1985 | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 40/138, OP10 | 13 Dec 1985 | Student refugees in southern Africa (HCR + SG)  |
| 41/122, OP9  | 4 Dec 1986  | ICARA II (Report to GA through ECOSOC)  |
| 41/136, OP10 | 4 Dec 1986  | Student refugees in southern Africa (HCR + SG)  |
| 41/137, OP6  | 4 Dec 1986  | Djibouti (Report to GA through ECOSOC)  |
| 41/138, OP8  | 4 Dec 1986  | Somalia (HCR + SG)  |
| 41/139, OP10 | 4 Dec 1986  | Sudan (Report to GA through ECOSOC)   |
| 41/140, OP5  | 4 Dec 1986  | Chad (SG, HCR + UNDP)   |
| 41/141, OP4  | 4 Dec 1986  | Ethiopia (SG + HCR)   |
| 42/106, OP7  | 7 Dec 1987  | International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa (ICSA) (Report to GA through ECOSOC) |
| 42/107, OP10 | 7 Dec 1987  | ICARA II (Report to GA through ECOSOC)  |
| 42/110, OP9  | 7 Dec 1987  | Central America (SG + HCR)  |
| 42/126, OP6  | 7 Dec 1987  | Djibouti (Report to GA through ECOSOC)  |
| 42/127, OP13 | 7 Dec 1987  | Somalia (SG, HCR + UNDP)  |
| 42/128, OP6  | 7 Dec 1987  | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 42/129, OP10 | 7 Dec 1987  | Sudan (Report to GA through ECOSOC)   |
| 42/132, OP5  | 7 Dec 1987  | Malawi (Report to GA through ECOSOC)  |
| 42/138, OP10 | 7 Dec 1987  | Student refugees in southern Africa (HCR + SG)  |
| 42/139, OP4  | 7 Dec 1987  | Ethiopia (SG + HCR)   |
| 42/144, OP6  | 7 Dec 1987  | International Co-operation to Avert New Flows of Refugees   |

|              |               |   |
|--------------|---------------|---|
| 43/118, OP10 | 8 Dec 1988    | Central America (SG + HCR)  |
| 43/119, OP5  | 8 Dec 1988    | International Conference on Indo-Chinese Refugees   |
| 43/141, OP9  | 8 Dec 1988    | Sudan (Report to GA through ECOSOC)   |
| 43/142, OP6  | 8 Dec 1988    | Djibouti (Report to GA through ECOSOC)  |
| 43/143, OP6  | 8 Dec 1988    | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 43/144, OP4  | 8 Dec 1988    | Ethiopia (SG + HCR)   |
| 43/147, OP12 | 8 Dec 1988    | Somalia (SG, HCR, + UNDP)   |
| 43/148, OP8  | 8 Dec 1988    | Malawi (Report to GA through ECOSOC)  |
| 43/149, OP10 | 8 Dec 1988    | Student refugees in southern Africa (HCR + SG)  |
| 43/154, OP9  | 8 Dec 1988    | Early warning activities  |
| 44/138, OP10 | 15 Dec 1989   | International Conference on Indo-Chinese Refugees   |
| 44/139, OP13 | 15 Dec 1989   | International Conference on Central American Refugees (SG + HCR)  |
| 44/149, OP8  | 15 Dec 1989   | Malawi (Report to GA through ECOSOC)  |
| 44/150, OP6  | 15 Dec 1989   | Djibouti (Report to GA through ECOSOC)  |
| 44/151, OP9  | 15 Dec 1989   | Sudan (Report to GA through ECOSOC)   |
| 44/152, OP12 | 15 Dec 1989   | Somalia (SG, HCR + UNDP)  |
| 44/153, OP6  | 15 Dec 1989   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 44/154, OP4  | 15 Dec 1989   | Ethiopia (SG + HCR)   |
| 44/157, OP10 | 15 Dec 1989   | Student refugees in southern Africa (HCR + SG)  |
| 44/164, OP9  | 15 Dec 1989   | Early warning activities  |
| 45/139, OP6  | 14 Dec 1990   | Liberia (SG + HCR)  |
| 45/140, OP17 | 14 Dec 1990   | Indo-Chinese Refugees   |
| 45/141, OP16 | 14 Dec 1990   | International Conference on Central American Refugees (SG + HCR)  |
| 45/153, OP13 | 18 Dec 1990   | Early warning activities  |
| 45/154, OP12 | 18 Dec 1990   | Somalia (SG, HCR + UNDP)  |
| 45/156, OP6  | 18 Dec 1990   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)  |
| 45/157, OP6  | 18 Dec 1990   | Djibouti (Report to GA through ECOSOC)  |
| 45/159, OP8  | 18 Dec 1990   | Malawi (Report to GA through ECOSOC)  |
| 45/160, OP9  | 18 Dec 1990   | Sudan (Report to GA through ECOSOC)   |
| 45/161, OP4  | 18 Dec 1990   | Ethiopia (SG + HCR)   |
| 45/171, OP11 | 18 Dec 1990   | Student refugees in southern Africa (HCR + SG)  |
| 46/107, OP12 | 16 Dec 1991   | Central America   |
| 46/108, OP11 | 16 Dec 1991   | Africa  |
| 46/127, OP20 | 17 Dec 1991   | Early warning   |
| 46/127, OP22 | 17 Dec 1991   | Efforts to enhance UN capacity to avert new flows of refugees   |
| 47/103, OP13 | 16 Dec 1992   | Central America   |
| 47/107, OP11 | 16 Dec 1992   | Africa  |
| 48/113, OP3  | 23 March 1994 | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 48/114, OP6  | 20 Dec 1993   | Azerbaijan  |
| 48/117, OP11 | 20 Dec 1993   | Central America   |
| 48/118, OP11 | 20 Dec 1993   | Africa  |
| 48/139, OP20 | 20 Dec 1993   | Early warning   |
| 49/7, OP11   | 25 Oct 1994   | Great Lakes region  |
| 49/23, OP8   | 2 Dec 1994    | Rwanda  |
| 49/172, OP6  | 23 Dec 1994   | Refugee children  |

|  |               |   |
|--|---------------|---|
| 49/173, OP3                                    | 23 Dec 1994   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 49/174, OP16                                   | 23 Dec 1994   | Africa  |
| 50/149, OP27                                   | 21 Dec 1995   | Africa  |
| 50/150, OP7                                    | 21 Dec 1995   | Unaccompanied minors  |
| 50/151, OP9                                    | 21 Dec 1995   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 50/182, OP11                                   | 22 Dec 1995   | Efforts to avert new flows of refugees  |
| 51/70, OP22                                    | 12 Dec 1996   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 51/71, OP23                                    | 12 Dec 1996   | Africa  |
| 51/73, OP9                                     | 12 Dec 1996   | Unaccompanied minors  |
| 52/101, OP23                                   | 12 Dec 1997   | Africa  |
| 52/102, OP16                                   | 12 Dec 1997   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 52/105, OP10                                   | 12 Dec 1997   | Unaccompanied minors  |
| 52/132, OP17                                   | 12 Dec 1997   | Efforts to avert new flows of refugees  |
| 52/167, OP9                                    | 12 Dec 1997   | Safety of humanitarian personnel  |
| 53/1, N, OP7                                   | 17 Dec 1998   | Africa  |
| 53/87, OP17                                    | 7 Dec 1998    | Safety of humanitarian and UN personnel   |
| 53/122, OP12                                   | 9 Dec 1998    | Unaccompanied minors  |
| 53/126, OP26                                   | 9 Dec 1998    | Africa  |
| 54/144, OP15                                   | 17 Dec 1999   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 54/145, OP12                                   | 17 Dec 1999   | Unaccompanied minors  |
| 54/147, OP28                                   | 17 Dec 1999   | Africa  |
| 54/180, OP15                                   | 17 Dec 1999   | Efforts to avert new flows of refugees  |
| 54/192, OP16                                   | 17 Dec 1999   | Safety of humanitarian and UN personnel   |
| 55/77, OP35                                    | 4 Dec 2000    | Africa  |
| 55/175, OP23                                   | 19 Dec 2000   | Safety of humanitarian and UN personnel   |
| 56/134, OP13                                   | 19 Dec 2001   | Conference for the comprehensive consideration and review of the problems of refugees, returnees, displaced persons and migrants (relating to the Commonwealth of Independent States) |
| 56/135, OP31                                   | 19 Dec 2001   | Africa  |
| 57/183, OP35                                   | 18 Dec 2002   | Africa  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |
| 1978/55, OP9                                   | 2 Aug 1978    | Student refugees in southern Africa   |
| 1980/8, OP3                                    | 28 April 1980 | Ethiopia  |
| 1980/53, OP2                                   | 24 July 1980  | Somalia (SG + HCR)  |
| 1980/54, OP3                                   | 24 July 1980  | Ethiopia  |
| 1980/55, OP4                                   | 24 July 1980  | Africa  |

|              |               |                     |
|--------------|---------------|---------------------|
| 1981/4, OP7  | 4 May 1981    | Djibouti (SG + HCR) |
| 1981/5, OP2  | 4 May 1981    | Sudan               |
| 1981/32, OP6 | 6 May 1981    | Ethiopia            |
| 1982/1, OP5  | 27 April 1982 | Sudan (SG + HCR)    |
| 1982/4, OP7  | 27 April 1982 | Somalia (SG + HCR)  |
| 1991/5, OP6  | 30 May 1991   | Iraq                |

## 5. REQUESTS TO SECRETARY-GENERAL (See also 4. *Reporting Obligations*)

*The provisions listed below request the Secretary-General to carry out certain activities relating to refugees and displaced persons. The action requested is indicated in the column entitled "Subject". In many instances, the Secretary-General is requested to act in co-operation or consultation with UNHCR and this is indicated by "(SG + HCR)" and on other occasions, UNHCR is requested to act in co-operation or consultation with the Secretary-General and this is indicated by "(HCR + SG)". In cases where action is requested from the Secretary-General in co-operation with entities other than UNHCR, the entities involved are listed in the "Subject" column and the provision is usually addressed to all the entities listed.*

### Sample Text

"Requests the Secretary-General, in close co-operation with the Office of the High Commissioner, the World Food Programme and the donor community, to launch an interim assistance programme that would ensure that essential food and other humanitarian supplies continue to reach the refugee settlements in north-west districts of Somalia until such time as a more permanent arrangement can be made;"

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>   |
| 319(IV), A, OP3                       | 3 Dec 1949  | Prepare and circulate draft provisions for States, and prepare a draft UNHCR budget  |
| 1129(XI), OP4                         | 21 Nov 1956 | Appeal to governments and NGOs to fund HCR   |
| 1285(XIII), OP2                       | 5 Dec 1958  | Promote World Refugee Year   |
| 1390(XIV), OP2                        | 20 Nov 1959 | Promote World Refugee Year   |
| 31/126, OP3                           | 16 Dec 1976 | Consult Governments of Botswana, Lesotho and Swaziland and with liberation movements concerning South African refugee students     |
| 31/126, OP6                           | 16 Dec 1976 | Keep the South African refugee student situation under review  |
| 32/119, OP8                           | 16 Dec 1977 | Undertake assistance programme for South African refugee students in Zambia, submit for review to ECOSOC, and report to the GA     |
| 35/42, OP4                            | 25 Nov 1980 | Convene International Conference on Assistance to Refugees in Africa (ICARA) (SG, SG of Organization of African Unity [OAU] + HCR) |
| 35/180, OP6                           | 15 Dec 1980 | Dispatch a mission to Somalia to review the refugee situation (SG + HCR)   |
| 35/181, OP4                           | 15 Dec 1980 | Appeal to international organizations and voluntary organisations for contributions for Sudanese refugees (SG + HCR)               |
| 35/181, OP5                           | 15 Dec 1980 | Send follow-up missions regarding new settlements in Sudan (SG + HCR)  |

|             |             |  |
|-------------|-------------|--|
| 35/184, OP5 | 15 Dec 1980 | Implement assistance to student refugees from southern Africa (SG + HCR)   |
| 36/153, OP5 | 16 Dec 1981 | Dispatch mission to Somalia to review refugee situation (SG + HCR)   |
| 36/170, OP5 | 16 Dec 1981 | Implement assistance to student refugees from southern Africa (SG + HCR)   |
| 37/173, OP4 | 17 Dec 1982 | Mobilize assistance to implement recommendations of missions to Sudan  |
| 37/176, OP6 | 17 Dec 1982 | Send interagency mission to Djibouti to evaluate aid required, and report to ECOSOC and to GA (HCR + SG)   |
| 37/177, OP5 | 17 Dec 1982 | Implement assistance to student refugees in southern Africa (SG + HCR)   |
| 37/197, OP6 | 18 Dec 1982 | Consult with African countries about their needs (SG, HCR + SG of OAU)   |
| 38/95, OP5  | 16 Dec 1983 | Continue to implement assistance for student refugees in southern African (SG + HCR)   |
| 38/120, OP7 | 16 Dec 1983 | Keep donor countries informed of the needs of African countries prior to ICARA II, (SG, OAU, HCR)  |
| 39/108, OP5 | 14 Dec 1984 | Mobilize assistance to implement recommendations from ICARA II   |
| 39/109, OP5 | 14 Dec 1984 | Continue to implement assistance for student refugees in southern Africa, (HCR + SG)   |
| 39/139, OP9 | 14 Dec 1984 | Monitor ICARA II follow-up (SG, OAU, HCR, + United Nations Development Programme [UNDP])   |
| 40/117, OP8 | 13 Dec 1985 | Monitor ICARA II follow-up (SG, OAU, HCR + UNDP)   |
| 40/135, OP5 | 13 Dec 1985 | Send interagency mission to Sudan to assess needs of refugees and prepare programme of assistance (SG + HCR)   |
| 40/135, OP6 | 13 Dec 1985 | Mobilize assistance for ICARA II projects in Sudan   |
| 40/138, OP5 | 13 Dec 1985 | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 41/122, OP8 | 4 Dec 1986  | Monitor follow-up to ICARA II (SG, OAU, HCR + UNDP)  |
| 41/123, OP3 | 4 Dec 1986  | Ensure close co-ordination among UN bodies to maximise publicity on refugee women and children (SG, HCR + others)  |
| 41/136, OP5 | 4 Dec 1986  | Continue assistance to student refugees in southern Africa (HCR + SG)  |
| 41/138, OP6 | 4 Dec 1986  | Dispatch interagency mission to Somali to prepare programme of assistance (SG, HCR, UNDP + others)   |
| 41/139, OP6 | 4 Dec 1986  | Ensure joint interagency expert planning for Sudan   |
| 41/139, OP7 | 4 Dec 1986  | Mobilize assistance for refugees in Sudan  |
| 42/106, OP4 | 7 Dec 1987  | Assist SG of OAU to prepare and organize International Conference on the Plight of Refugees, Returnees and Displaced Persons in Southern Africa (SG + HCR) |
| 42/107, OP9 | 7 Dec 1987  | Monitor follow-up to ICARA II (SG, OAU, HCR + UNDP)  |
| 42/110, OP8 | 7 Dec 1987  | Prepare assistance programmes for displaced persons in their own country and for rehabilitation of returnees (SG + relevant UN agencies)                   |
| 42/128, OP5 | 7 Dec 1987  | Mobilize special humanitarian assistance to resettle displaced person in Chad  |



|                |             |   |
|----------------|-------------|---|
| 42/129, OP6    | 7 Dec 1987  | Take steps to implement recommendations of interagency mission to Sudan (SG, UNDP + HCR)  |
| 42/132, OP3    | 7 Dec 1987  | Mobilize assistance and appeal for contributions for projects in Malawi (SG, HCR + UNDP)  |
| 42/138, OP5    | 7 Dec 1987  | Continue assistance to student refugees in southern Africa (HCR, SG)  |
| 43/116, OP5    | 8 Dec 1988  | Implement Oslo Declaration and Plan of Action (SG, HCR + UNDP)  |
| 43/116, OP6    | 8 Dec 1988  | Undertake studies to consider need for a mechanism for internally displaced persons   |
| 43/119, OP3    | 8 Dec 1988  | Convene and assist in organising International Conference on Indo-Chinese Refugees (SG, Association of South-East Asian Nations + other States) |
| 43/141, OP7    | 8 Dec 1988  | Mobilize assistance for Sudan   |
| 43/148, OP6    | 8 Dec 1988  | Mobilize assistance for Malawi  |
| 43/149, OP5    | 8 Dec 1988  | Continue assistance to student refugees in southern Africa (HCR + SG)   |
| 44/138, OP10   | 15 Dec 1989 | Continue to monitor Plan of Action for Indo-Chinese refugees and report to GA   |
| 44/149, OP6    | 15 Dec 1989 | Mobilize assistance for Malawi  |
| 44/149, OP7    | 15 Dec 1989 | Continue co-ordination with specialized agencies to ensure services to refugees   |
| 44/151, OP7    | 15 Dec 1989 | Mobilize assistance for Sudan   |
| 44/152, OP5    | 15 Dec 1989 | Launch interim assistance programme in Somalia (SG, HCR, World Food Programme and donors)   |
| 44/153, OP5(a) | 15 Dec 1989 | Continue mobilizing assistance to Chad  |
| 44/157, OP5    | 15 Dec 1989 | Continue assistance to student refugees in southern Africa (HCR + SG)   |
| 45/137, OP8    | 14 Dec 1990 | Strengthen capacity of field focal points   |
| 45/141, OP12   |             | Implement Concerted Plan of Action from International Conference on Central American Refugees (SG, HCR + UNDP)                                  |
| 45/141, OP16   | 14 Dec 1990 | Submit report on Central America to GA (SG + HCR)   |
| 45/153, OP9    | 18 Dec 1990 | Intensify efforts for early warning centre and strengthen co-ordination among UN agencies   |
| 45/154, OP5    | 18 Dec 1990 | Resume interim assistance programme for Somalia (SG, HCR, World Food Programme + donors)  |
| 45/159, OP6    | 18 Dec 1990 | Continue to mobilize assistance for Malawi  |
| 45/160, OP7    | 18 Dec 1990 | Mobilize assistance for Sudan   |
| 45/171, OP5    | 18 Dec 1990 | Continue assistance to student refugees in southern Africa (HCR + SG)   |
| 45/171, OP6    | 18 Dec 1990 | Continue sponsorship of Namibian students (HCR + SG)  |
| 46/107, OP6    | 16 Dec 1991 | Continue support and implementation of ICCAR programmes (SG, HCR, UNDP + UN organs)   |
| 46/108, OP7    | 16 Dec 1991 | Continue efforts for assistance for refugees in Africa (SG + HCR)   |
| 46/108, OP8    | 16 Dec 1991 | Continue mobilizing assistance for refugee projects in Africa   |
| 46/108, OP10   | 16 Dec 1991 | Study environmental and socio-economic impact of refugees in Africa   |
| 46/127, OP12   | 17 Dec 1991 | Urges SG to strengthen early warning system and co-ordination   |
| 47/107, OP9    | 16 Dec 1992 | Continue mobilizing assistance to implement projects for refugees   |

|              |             |   |
|--------------|-------------|---|
| 48/114, OP4  | 20 Dec 1993 | Continue monitoring situation in Azerbaijan   |
| 48/117, OP7  | 20 Dec 1993 | Continue support for International Conference on Central American Refugees (SG, HCR, UNDP + other UN organs)                            |
| 48/118, OP8  | 20 Dec 1993 | Continue to mobilize humanitarian assistance to Africa (SG, HCR + UN agencies)  |
| 48/118, OP9  | 20 Dec 1993 | Mobilize assistance for refugees in Africa  |
| 49/7, OP11   | 25 Oct 1994 | Mobilize resources for Great Lakes region (SG, SG of OAU, HCR)  |
| 49/172, OP5  | 23 Dec 1994 | Mobilize assistance for refugee minors (SG, HCR, Department of Humanitarian Affairs of the Secretariat (DHA), UNICEF + other UN organs) |
| 49/174, OP13 | 23 Dec 1994 | Mobilize assistance for refugees in Africa  |
| 50/150, OP6  | 21 Dec 1995 | Mobilize assistance for refugee minors (SG, HCR, DHA, UNICEF + other UN organs)   |
| 50/182, OP10 | 22 Dec 1995 | Invites SG to continue early warning activities   |
| 51/73, OP8   | 12 Dec 1996 | Mobilize assistance for unaccompanied refugee minors (SG, HCR, DHA, UNICEF + other UN organisations)                                    |
| 52/126, OP4  | 12 Dec 1997 | Consider ways to protect security of UN personnel, integrate security into operations, and train personnel                              |
| 53/1/N, OP6  | 17 Dec 1998 | Mobilize humanitarian assistance for Africa   |
| 53/87, OP6   | 7 Dec 1998  | Take measures to ensure safety of UN personnel  |
| 53/87, OP8   | 7 Dec 1998  | Ensure UN personnel receive training to enhance security and effectiveness  |
| 54/192, OP5  | 17 Dec 1999 | Takes measures to ensure safety of staff  |
| 54/192, OP10 | 17 Dec 1999 | Ensure security considerations are integrated in UN operations  |
| 54/192, OP11 | 17 Dec 1999 | Compile examples of best practices on safety of humanitarian personnel  |
| 54/192, OP12 | 17 Dec 1999 | Ensure UN personnel are adequately trained  |
| 55/175, OP7  | 19 Dec 2000 | Ensure security of staff in UN operations   |
| 55/175, OP13 | 19 Dec 2000 | Ensure staff safety is integral part of operations  |
| 56/217, OP7  | 21 Dec 2001 | Consider ways and means to ensure security of UN personnel  |
| 56/217, OP17 | 21 Dec 2001 | Ensure security matters are integral to UN operations   |
| 56/166, OP4  | 19 Dec 2001 | Urges SG to give priority to emergency preparedness and early warning system  |

### **ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS**

|              |               |   |
|--------------|---------------|---|
| 1978/55, OP8 | 2 Aug 1978    | Continue assistance to student refugees from southern Africa (SG + HCR)                       |
| 1980/8, OP2  | 28 April 1980 | Send multi-agency mission and humanitarian assistance to Ethiopia (SG + HCR)                  |
| 1980/9, OP6  | 28 April 1980 | Mobilize humanitarian assistance based on interagency mission                                 |
| 1980/10, OP8 | 28 April 1980 | Send interagency mission to Sudan to assess relief needs and report to ECOSOC                 |
| 1980/11, OP4 | 28 April 1980 | Send interagency mission to Djibouti to assess refugee needs                                  |
| 1980/53, OP1 | 24 July 1980  | Consider review mission to Somalia to assess developments (SG + HCR)                          |
| 1980/54, OP3 | 24 July 1980  | Appeal to international community to mobilize humanitarian assistance for Ethiopia (SG + HCR) |
| 1980/55, OP2 | 24 July 1980  | Consult SG of OAU to find ways to convene conference on refugees in Africa (SG + HCR)         |

|              |               |   |
|--------------|---------------|---|
| 1980/55, OP3 | 24 July 1980  | Consult with UN agencies for publicity campaign on Africa   |
| 1981/31, OP7 | 6 May 1981    | Continue efforts to mobilize humanitarian assistance for Somalia (SG + HCR)   |
| 1981/32, OP5 | 6 May 1981    | Continue efforts to mobilize assistance for Ethiopia (SG + HCR)   |
| 1982/1, OP3  | 27 April 1982 | Contribute resources to Sudan (SG, HCR + relevant UN agencies)  |
| 1982/1, OP5  | 27 April 1982 | Submit report on Sudan to GA (SG + HCR)   |
| 1982/4, OP6  | 27 April 1982 | Report on Somalia to ECOSOC (SG + HCR)  |
| 1982/4, OP7  | 27 April 1982 | Report on Somalia to GA (SG + HCR)  |
| 1990/78, OP1 | 27 July 1990  | Initiate review to assess capacity of UN organisations in co-ordinating assistance to refugees                                  |
| 1990/78, OP2 | 27 July 1990  | Recommend ways to maximise co-operation and co-ordination among UN organisations whose mandates include refugees                |
| 1991/5, OP6  | 30 May 1991   | Continue to mobilize assistance to Iraqi refugees   |
| 1991/23, OP7 | 30 May 1991   | Initiate review to assess capacity of UN organisations in co-ordinating assistance to refugees, particularly women and children |
| 1996/33, OP1 | 25 July 1996  | Prepare report on strengthening UN capacity for humanitarian assistance (SG + relevant UN organisations)                        |



## SELF-RELIANCE<sup>1</sup>

Several provisions reproduced below welcome efforts to enable refugees to become self-reliant, including through UNHCR's educational, vocational and income-generating programmes for refugee women. Other provisions recommend that UNHCR enable refugees to become self-reliant, urge Governments to co-operate in such efforts and recognize the need for assistance for projects to promote self-reliance. One provision notes the need for development-oriented projects that would generate work opportunities and long-term livelihood for refugees and the local population. Two provisions recognize that the promotion of human rights is essential to the achievement of self-reliance for refugees.

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 1671 (XVI), PP2 & OP1<br>18 Dec 1961    | <p><i>Noting with satisfaction</i> the efforts made by the Government of the Republic of the Congo (Leopoldville), in co-operation with the United Nations in the Congo, the League of Red Cross Societies and other voluntary organizations, to provide those refugees with immediate assistance and to help them to become self-supporting until they can return to their own homes,</p> <p style="text-align: center;">. . .</p> <p>1. <i>Recommends</i> that the United Nations in the Congo, in close liaison with the United Nations High Commissioner for Refugees and the organizations mentioned above, should continue to provide emergency assistance for as long as is necessary and enable the refugees to become self-supporting as soon as possible;</p> |
| 2040 (XX), PP2<br>7 Dec 1965            | <p><i>Realizing</i> that substantial resources must be mobilized in order to provide the refugees with immediate assistance and constructive aid so that they can support themselves in the host country until they can return to their country of origin,</p>  |
| 33/26, OP5<br>29 Nov 1978               | <p>5. <i>Urges</i> Governments to continue to co-operate closely with the High Commissioner in efforts to achieve the self-sufficiency and, where possible, the integration of refugees in countries of asylum, and to accept for resettlement, on the widest possible basis, refugees from countries of first asylum;</p>  |
| 39/108, OP4<br>14 Dec 1984              | <p>4. <i>Recognizes</i> the need for development-oriented projects that would generate work opportunities and long-term livelihood for refugees and local people in affected areas, and, in this context, commends the efforts of the High Commissioner and the International Labour Office to create income-generating activities for refugees in the Sudan;</p>   |
| 40/118, OP9                             | <p>9. <i>Commends</i> the High Commissioner's programmes for refugee and</p>  |

<sup>1</sup> The provisions reproduced below use the term "self-sufficiency" as well as "self-reliance". See also [Local Integration](#) and [Voluntary Repatriation](#)

|                             |   |
|-----------------------------|---|
| 13 Dec 1985                 | displaced women, especially those undertaken to secure their protection and to help them to become self-sufficient through educational, vocational and income-generating projects;  |
| 41/138, PP8<br>4 Dec 1986   | <i>Recognizing</i> from the recommendations contained in the report of the High Commissioner that there remains an urgent need for increased assistance in the provision of food, water and medicines, in the areas of transport and logistics, shelter and domestic items, construction, the strengthening of health and educational facilities, and the expansion of the number of self-help schemes and small-scale farming and settlement projects necessary for the promotion of self-reliance among the refugees, |
| 43/117, PP11<br>8 Dec 1988  | <i>Recognizing</i> that the enhancement of basic economic and social rights is essential to the achievement of self-sufficiency and family security for refugees, as well as to the process of re-establishing the dignity of the human person and realizing durable solutions to refugee problems,   |
| 44/137, PP10<br>15 Dec 1989 | <i>Recognizing</i> that the promotion of fundamental human rights is essential to the achievement of self-sufficiency and family security for refugees, as well as to the process of re-establishing the dignity of the human person and realizing durable solutions to refugee problems,   |

## SEPARATION OF ARMED ELEMENTS<sup>1</sup>

*The majority of the provisions reproduced below call on host States to take effective measures to prevent the infiltration of armed elements into refugee camps and to identify and separate armed elements from refugee populations. Other provisions call on States and international organizations to ensure that the civilian and humanitarian character of refugee camps is not compromised by the presence and activities of armed elements. One provision welcomes the development of UNHCR operational guidelines on the separation of armed elements from refugee populations. Another provision welcomes the “Conclusion on the civilian and humanitarian character of asylum.” Another encourages Governments, the UN system and humanitarian organizations to share experiences and lessons they may have learned with regard to the development of criteria and procedures for the identification of armed elements and their separation from the civilian population.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 50/152, OP13<br>9 Feb 1996              | 13. <i>Reiterates</i> that, the grant of asylum or refuge being a peaceful and humanitarian act, refugee camps and settlements must maintain their exclusively civilian and humanitarian character and all parties are obliged to abstain from any activity likely to undermine this, condemns all acts which pose a threat to the personal security of refugees and asylum-seekers, and also those that may endanger the safety and stability of States, calls upon States of refuge to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, and further calls upon States of refuge to take effective measures to prevent the infiltration of armed elements, to provide effective physical protection to refugees and asylum-seekers and to afford the Office of the High Commissioner and other appropriate humanitarian organizations prompt and unhindered access to them; |
| 52/103, OP7<br>9 Feb 1998               | 7. <i>Condemns</i> all acts that pose a threat to the personal security of refugees and asylum-seekers, and calls upon States of refuge, with international organizations where appropriate, to take all necessary measures to ensure that the civilian and humanitarian character of refugee camps and settlements is maintained, as well as to abstain from any activity likely to undermine this, inter alia, through effective measures to prevent the infiltration of armed elements, the identification and separation of any such armed elements from refugee populations, the settlement of refugees in secure locations and affording prompt, unhindered and safe access to them to the Office of the High Commissioner and other appropriate humanitarian organizations;   |
| 53/125, OP9<br>12 Feb 1999              | 9. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees in secure locations and to afford to the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to asylum-   |

<sup>1</sup> See also Camps

|   |   |
|---|---|
|   | seekers, refugees and other persons of concern;   |
| 53/126, OP3<br>12 Feb 1999  | 3. <i>Calls upon</i> all States and international organizations, within their mandates, to ensure that the civilian and humanitarian nature of refugee camps is not compromised by the presence or the activities of armed elements;  |
| 54/146, OP10<br>17 Dec 1999<br><br>55/74, OP11<br>12 Feb 2001                                     | 10. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees in secure locations and to afford the Office of the High Commissioner and other appropriate humanitarian organizations prompt, unhindered and safe access to asylum-seekers, refugees and other persons of concern;   |
| 54/147, OP12<br>22 Feb 2000<br><br>56/135, OP15<br>11 Feb 2002<br><br>57/183, OP16<br>18 Dec 2002 | 12. <i>Calls upon</i> States, in cooperation with international organizations, within their mandates, to take all necessary measures to ensure respect for the principles of refugee protection and, in particular, to ensure that the civilian and humanitarian nature of refugee camps is not compromised by the presence or the activities of armed elements;  |
| 56/166, PP6 & OP8<br>26 Feb 2002  | <i>Welcoming further</i> the increased attention being given by the United Nations, including the Office of the High Commissioner, to the problem of camp security, including through the development of operational guidelines on the separation of armed elements from refugee populations,<br><br>...<br><br>8. <i>Urges</i> States to uphold the civilian and humanitarian character of refugee camps and settlements, consistent with international law, <i>inter alia</i> , through effective measures to prevent the infiltration of armed elements, to identify and separate any such armed elements from refugee populations, to settle refugees at safe locations, where possible away from the border, and to ensure prompt and unhindered access to them by humanitarian personnel;   |
| 57/187, OP2<br>18 Dec 2002  | 2. <i>Welcomes</i> the important work undertaken by the Office of the High Commissioner and its Executive Committee in the course of the year and notes in this context the conclusion on the civilian and humanitarian character of asylum, the conclusion on reception of asylum-seekers in the context of individual asylum systems and the progress achieved with respect to recognizing the important contribution of host developing countries; welcomes also the importance attached to cooperation with the New Partnership for Africa's Development; welcomes further the active engagement of the Office of the High Commissioner in the Inter-Agency Standing Committee Task Force on Protection from Sexual Exploitation and Abuse in Humanitarian Crises and the drafting of a policy on sexual exploitation, and encourages the Office of the High Commissioner to continue combating such practices; and welcomes the renewed efforts made by the Office of the High Commissioner to promote durable solutions for refugees; |



**ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS**

2002/32, OP27

26 July 2002

27. *Encourages* Governments, the United Nations system and humanitarian organizations to share experiences and lessons they may have learned with regard to the development of criteria and procedures for the identification of armed elements and their separation from the civilian population in situations of complex emergencies, and urges Governments and relevant United Nations bodies to strengthen measures in this regard;



## STATELESS PERSONS

### 1. GENERAL

Several of the provisions reproduced below note the existence of stateless persons, express concern at the situation of stateless persons and the fact that statelessness may cause population displacement. One provision notes that there exist a number of persons not covered by any domestic nationality law and designated by the term "stateless persons". Other provisions note the need to reduce the number of stateless persons and to eliminate the causes of statelessness, and referring to Article 15 of the Universal Declaration of Human Rights which provides for the right to a nationality.

| Resolution / Paragraph<br>Number & Date        | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 629 (IX), PP1<br>6 Nov 1952                    | <i>Desiring</i> to improve the situation of stateless persons as soon as possible,  |
| 49/169, PP17<br>23 Dec 1994                    | <i>Noting with concern</i> the persistent problems of stateless persons in various regions and the emergence of new situations of statelessness,  |
| 50/152, PP9<br>21 Dec 1995                     | <i>Concerned</i> that statelessness, including the inability to establish one's nationality, may result in displacement, and stressing, in this regard, that the prevention and reduction of statelessness and the protection of stateless persons are important also in the prevention of potential refugee situations,  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 319 (III), B, PP3 & 4<br>16 Aug 1950           | <i>Taking note</i> of article 15 of the Universal Declaration of Human Rights concerning the right of every individual to a nationality,<br><br><i>Considering</i> that statelessness entails serious problems both for individuals and for States, and that it is necessary both to reduce the number of stateless persons and to eliminate the causes of statelessness, |
| 526 (XVII), A, PP1<br>26 April 1954            | <i>Noting</i> that there exist a certain number of persons not covered by any domestic nationality law and designated by the term "stateless persons",  |

## 2. LEGAL INSTRUMENTS

### 2.1 ACCESSIONS

*The provisions reproduced below call for accessions to the 1954 Convention relating to the Status of Stateless Persons and the 1961 Convention on the Reduction of Statelessness, and note the number of State parties to each instrument. One provision calls on States to assist UNHCR in the promotion of accessions to and the full implementation of international instruments on statelessness.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 928 (X), OP2<br>14 Dec 1955             | 2. <i>Expresses the earnest hope</i> that Governments will take prompt action for the early ratification of, or accession to, the Convention relating to the Status of Stateless Persons.  |
| 49/169, OP20<br>23 Dec 1994             | 20. <i>Calls upon</i> States to assist the High Commissioner to fulfil her responsibilities, under General Assembly resolution 3274 (XXIX) of 10 December 1974, with respect to the reduction of statelessness, including the promotion of accessions to and full implementation of international instruments relating to statelessness;   |
| 54/146, OP22<br>17 Dec 1999             | 22. <i>Notes</i> that forty-eight States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty States are parties to the 1961 Convention on the reduction of statelessness, recalls paragraphs 14 to 16 of its resolution 50/152 of 21 December 1995, and encourages the High Commissioner to continue her activities on behalf of stateless persons; |
| 56/137, OP4<br>19 Dec 2001              | 4. <i>Notes</i> that fifty-three States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty-five States are parties to the 1961 Convention on the Reduction of Statelessness, and encourages the High Commissioner to continue his activities on behalf of stateless persons;   |
| 57/187, OP5<br>18 Dec 2002              | 5. <i>Notes</i> that fifty-four States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty-six States are parties to the 1961 Convention on the Reduction of Statelessness, and encourages the High Commissioner to continue his activities on behalf of stateless persons;   |

## 2.2 BODY ON STATELESSNESS

*The first provision reproduced below notes the requirement under Articles 11 and 20 of the 1961 Convention on the Reduction of Statelessness to establish a body to assist stateless persons. The second provision requests UNHCR to undertake these functions.*

| Resolution / Paragraph Number & Date  | Full Text  |
|---------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |  |
| 3274 (XXIX), PP1 & OP1<br>10 Dec 1974 | <p><i>Considering</i> the Convention on the Reduction of Statelessness of 28 August 1961 and, in particular, its articles 11 and 20 requiring the establishment of a body to which a person claiming the benefit of the Convention may apply for the examination of his claim and for assistance in presenting it to the appropriate authority,</p> <p>...</p> <p>1. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees provisionally to undertake the functions foreseen under the Convention on the Reduction of Statelessness in accordance, with its article 11 after the Convention has come into force;</p> |

## 2.3 DRAFTING

*The provisions reproduced below concern the drafting of the 1954 Convention relating to the Status of Stateless Persons and/or the 1961 Convention on the Reduction of Statelessness. Several provisions were adopted at the beginning of the drafting process, which appoint an ad hoc committee to consider means of eliminating the problem of statelessness, and urge the International Law Commission to prepare a draft convention. The initial idea was to adopt the Convention relating to the Status of Refugees and adopt a Protocol relating to the Status of Stateless Persons. Several provisions deal with the revision of the draft Protocol, requesting the Secretary-General to communicate the Protocol to States for comments and the convening of a second Conference of Plenipotentiaries to consider and adopt the revised draft Protocol. Subsequently, the International Law Commission prepared two draft conventions on statelessness (a draft Convention on the Elimination of Future Statelessness and a draft Convention on the Reduction of Future Statelessness) and one resolution requests the convening of a Conference of Plenipotentiaries to consider these instruments.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 629 (IX), OP1<br>6 Nov 1952          | <p>1. <i>Requests</i> the Secretary-General to communicate the provisions of the draft protocol to all the governments invited to the United Nations Conference of Plenipotentiaries on the Status of Refugees and Stateless Persons held at Geneva in July 1951,[2] with a request for their comments,</p> |

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|  | <p>in particular on those provisions of the Convention relating to the Status of Refugees which they would be prepared to apply to the various categories of stateless persons, and to submit these comments, with his observations, to the Economic and Social Council;</p>  |
| <p>896(IX), PP3, 7, OP 1, 2,<br/>3 &amp; 4<br/><br/>4 Dec 1954</p> | <p><i>Noting</i> that the International Law Commission, at its fifth session in 1953, proposed a draft Convention on the Elimination of Future Statelessness and a draft Convention on the Reduction of Future Statelessness, and invited Governments to submit their comments thereon,</p> <p>...</p> <p><i>Recognizing</i> the importance of reducing and, if possible, eliminating future statelessness by international agreement,</p> <p>1. <i>Expresses</i> its appreciation for the work of the International Law Commission in this field;</p> <p>2. <i>Expresses</i> its desire that an international conference of plenipotentiaries be convened to conclude a convention for the reduction or elimination of future statelessness as soon as at least twenty States have communicated to the Secretary-General their willingness to co-operate in such a conference;</p> <p>3. <i>Requests</i> the Secretary-General:</p> <p>(a) To communicate, together with the present resolution, the revised draft Conventions to Member States and to each non-member State which is or hereafter becomes a member of one or more of the specialized agencies of the United Nations or which is or hereafter becomes a Party to the Statute of the International Court of Justice;</p> <p>(b) To fix the exact time and place for the conference, to issue invitations to those States to which the revised draft Conventions have been communicated and to take all other measures for the convening of the conference and for its operation in case the condition stated in paragraph 2 above is met;</p> <p>(c) To report on the matter to the General Assembly at its eleventh session;</p> <p>4. <i>Requests</i> Governments of States to which reference is made in paragraph 3, sub-paragraph (a) above, to give early consideration to the merits of a multilateral convention on the elimination or reduction of future statelessness.</p> |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p>              |   |
| <p>248 (IX), B, OP1(b)<br/><br/>8 Aug 1949</p>                     | <p><i>Decides</i> to appoint an <i>ad hoc</i> Committee consisting of representatives of thirteen Governments, who shall possess special competence in this field, and who, taking into account comments made during the discussions on the subject at the ninth session of the Council, in particular as to the distinction between displaced persons, refugees and stateless persons, shall:</p> <p>...</p> <p>(b) Consider means of eliminating the problem of statelessness, including the desirability of requesting the International Law Commission to prepare a study and make recommendations on this subject;</p>   |

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| <p>319 (XI), (B) (III), PP4, 5, &amp; OP4</p> <p>16 Aug 1950</p>        | <p><i>Considering</i> that statelessness entails serious problems both for individuals and for States, and that it is necessary both to reduce the number of stateless persons and to eliminate the causes of statelessness,</p> <p><i>Considering</i> that these different aims cannot be achieved except through the co-operation of each State and by the adoption of international conventions,</p> <p>...</p> <p><i>Notes with satisfaction</i> that the International Law Commission intends to initiate as soon as possible work on the subject of nationality, including statelessness, and urges that the International Law Commission prepare at the earliest possible date the necessary draft international convention or conventions for the elimination of statelessness;</p>  |
| <p>526 (XVII), A, PP2, 3, 4, 5, 6, OP1 &amp; 2</p> <p>26 April 1954</p> | <p><i>Considering</i> that the General Assembly decided by its resolution 429 (V) to convene a conference of plenipotentiaries to complete the drafting of and to sign both the Convention relating to the Status of Refugees and the Protocol relating to the Status of Stateless Persons,</p> <p><i>Considering</i> that the aforesaid Conference, which was held at Geneva in July 1951, adopted and opened for signature the Convention relating to the Status of Refugees, but decided to take no decision on the draft Protocol and referred the latter for further study to the appropriate United Nations organs,</p> <p><i>Considering</i> that the General Assembly, in resolution 629 (VII), requested the Secretary-General to communicate the provisions of the draft Protocol to all the governments invited to the Conference of Plenipotentiaries with a request for their comments, and that in their comments a number of governments advocated the adoption and opening for signature of a revised text,</p> <p><i>Considering</i> that the Assembly, in resolution 629 (VII), also requested the Council to take, in the light of these comments, whatever action seemed useful in order that a text might be opened for signature after the Convention relating to the Status of Refugees had entered into force and that the latter Convention entered into force on 22 April 1954,</p> <p><i>Having consulted</i> the Secretary-General as prescribed in General Assembly resolution 366 (IV) approving the rules for the calling of international conferences of States,</p> <p>1. <i>Decides</i>:</p> <p>(a) That a second conference of plenipotentiaries should be convened and that the agenda of the conference should include the following items:</p> <p>(i) The revision of the draft Protocol relating to the Status of Stateless Persons, in the light of the provisions of the Convention relating to the Status of Refugees of 28 July 1951 and of the observations made by the governments concerned;</p> <p>(ii) Adoption of the revised Protocol and opening of the Protocol for signature by all States Members of the United Nations and by non-member States invited to attend the first Conference of Plenipotentiaries held at Geneva in 1951;</p> <p>(b) That invitations to attend the second Conference of Plenipotentiaries should be extended to all States invited to attend the first Conference;</p> |

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|                                     | 2. <i>Requests</i> the Secretary-General to make all necessary arrangements for the calling of the second Conference of Plenipotentiaries, in accordance with the terms of General Assembly resolution 366 (IV) and of the present resolution.  |
| 526 (XVII), B, OP1<br>26 April 1954 | <i>Endorses</i> the principles underlying the work of the International Law Commission, which has endeavoured in particular to determine the causes of statelessness and the changes to be made in the various national legislations in order to remove those causes, and requests it to continue its work with a view to the adoption of effective international instruments for the reduction and elimination of statelessness. |

### 3. REQUESTS TO STATES

*The provisions reproduced below call on States to explore measures for the benefit of stateless persons, to adopt or modify nationality legislation in order to reduce statelessness and to take a sympathetic view to naturalization of stateless persons habitually resident in the territory. In particular, one provision outlines principles for States to abide by in their domestic nationality legislation. Two provisions call on States to assist UNHCR in fulfilling its responsibilities for the reduction of statelessness by, inter alia, acceding to the two conventions on statelessness and promoting accessions to and full implementation of legal instruments on statelessness.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 43/117, OP9<br>8 Dec 1988            | 9. <i>Notes</i> the close connection between the problems of refugees and of stateless persons and invites States actively to explore and promote measures favourable to stateless persons in accordance with international law;  |
| 49/169, OP20<br>23 Dec 1994          | 20. <i>Calls upon</i> States to assist the High Commissioner to fulfil her responsibilities, under General Assembly resolution 3274 (XXIX) of 10 December 1974, with respect to the reduction of statelessness, including the promotion of accessions to and full implementation of international instruments relating to statelessness;  |
| 50/152, OP16<br>21 Dec 1995          | 16. <i>Calls upon</i> States to adopt nationality legislation with a view to reducing statelessness, consistent with the fundamental principles of international law, in particular by preventing arbitrary deprivation of nationality and by eliminating provisions that permit the renunciation of a nationality without the prior possession or acquisition of another nationality, while at the same time recognizing the right of States to establish laws governing the acquisition, renunciation or loss of nationality; |



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| 51/75, OP18<br>12 Dec 1996                     | 18. <i>Encourages</i> the High Commissioner to continue her activities on behalf of stateless persons, as part of her statutory function of providing international protection and of seeking preventive action, as well as her responsibilities under General Assembly resolutions 3274 (XXIV) of 10 December 1974 and 31/36 of 30 November 1976, and calls upon States to assist the High Commissioner in fulfilling her responsibilities and to consider acceding to the 1954 Convention relating to the Status of Stateless Persons and the 1961 Convention on the reduction of statelessness; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 319(B)(III), PP7<br>16 Aug 1950                | <i>Invites</i> States to examine sympathetically applications for naturalization submitted by stateless persons habitually resident in their territory and, if necessary, to re-examine their nationality laws with a view to reducing as far as possible the number of cases of statelessness created by the operation of such laws;  |

#### 4. ROLE OF UNHCR

*The first provisions reproduced below request UNHCR to undertake the functions of the body foreseen under Article 11 of the Convention on the Reduction of Statelessness. A number of other provisions request UNHCR to continue its activities on behalf of stateless persons, as part of the statutory function of international protection and preventive action, and in accordance with the General Assembly's previous resolutions. Other provisions acknowledge UNHCR's responsibility to promote accessions to and the full implementation of the international instruments on statelessness, and request UNHCR to provide technical and advisory services with respect to nationality legislation.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 3274 (XXIX), OP1<br>10 Dec 1974         | 1. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees provisionally to undertake the functions foreseen under the Convention on the Reduction of Statelessness in accordance, with its article 11 after the Convention has come into force;         |
| 31/36, PP3 & 4<br>30 Nov 1976           | <i>Noting</i> that the High Commissioner is carrying out the functions required under the Convention without any financial implications for the United Nations,<br><br><i>Requests</i> the United Nations High Commissioner for Refugees to continue to perform these functions. |
| 49/169, OP20                            | 20. <i>Calls upon</i> States to assist the High Commissioner to fulfil her responsibilities, under General Assembly resolution 3274 (XXIX) of 10   |

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|----------------------------------|--|
| 23 Dec 1994                      | December 1974, with respect to the reduction of statelessness, including the promotion of accessions to and full implementation of international instruments relating to statelessness;  |
| 50/152, OP14 & 15<br>21 Dec 1995 | <p>14. <i>Encourages</i> the High Commissioner to continue her activities on behalf of stateless persons, as part of her statutory function of providing international protection and of seeking preventive action, as well as her responsibilities under General Assembly resolutions 3274 (XXIV) of 10 December 1974 and 31/36 of 30 November 1976;</p> <p>15. <i>Requests</i> the Office of the High Commissioner, in view of the limited number of States party to these instruments, actively to promote accession to the 1954 Convention relating to the Status of Stateless Persons and the 1961 Convention on the reduction of statelessness, as well as to provide relevant technical and advisory services pertaining to the preparation and implementation of nationality legislation to interested States;</p> |
| 51/75, OP18<br>12 Dec 1996       | 18. <i>Encourages</i> the High Commissioner to continue her activities on behalf of stateless persons, as part of her statutory function of providing international protection and of seeking preventive action, as well as her responsibilities under General Assembly resolutions 3274 (XXIV) of 10 December 1974 and 31/36 of 30 November 1976, and calls upon States to assist the High Commissioner in fulfilling her responsibilities and to consider acceding to the 1954 Convention relating to the Status of Stateless Persons and the 1961 Convention on the reduction of statelessness;   |
| 53/125, OP20<br>9 Dec 1998       | 20. <i>Recalls</i> paragraphs 14 to 16 of its resolution 50/152 of 21 December 1995, and encourages the High Commissioner to continue her activities on behalf of stateless persons;   |
| 54/146, OP22<br>17 Dec 1999      | 22. <i>Notes</i> that forty-eight States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty States are parties to the 1961 Convention on the reduction of statelessness, recalls paragraphs 14 to 16 of its resolution 50/152 of 21 December 1995, and encourages the High Commissioner to continue her activities on behalf of stateless persons;   |
| 55/76, OP3<br>4 Dec 2000         | 3. <i>Reaffirms its support</i> for the activities of the Office of the High Commissioner, in accordance with the relevant General Assembly resolutions, on behalf of returnees, stateless persons and internally displaced persons;   |
| 56/134, PP8<br>19 Dec 2001       | <i>Welcoming also</i> the convening, at Kiev from 11 to 13 December 2000, of the first meeting of experts within the framework of the newly launched thematic process on citizenship and statelessness, as well as international efforts aimed at improving migration and border management, with due respect to refugee protection matters, and encouraging all lead agencies to continue to implement the Work Plan,   |
| 56/137, OP4<br>19 Dec 2001       | 4. <i>Notes</i> that fifty-three States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty-five States are parties to the 1961 Convention on the Reduction of Statelessness, and encourages the High Commissioner to continue his activities on behalf of stateless persons;   |

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| <p>57/187, OP5<br/>18 Dec 2002</p> | <p>5. <i>Notes</i> that fifty-four States are now parties to the 1954 Convention relating to the Status of Stateless Persons and that twenty-six States are parties to the 1961 Convention on the Reduction of Statelessness, and encourages the High Commissioner to continue his activities on behalf of stateless persons;</p> |
|------------------------------------|---|



## STOWAWAYS

The provisions reproduced below note the problems relating to stowaway asylum-seekers.

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 43/117, PP6<br>8 Dec 1988               | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers continue to be seriously jeopardized on account of military or armed attacks and other forms of violence, and noting that further efforts should be made in dealing with the problem of rescuing asylum-seekers in distress at sea and, in this context, also noting the problems relating to stowaway asylum-seekers,                                      |
| 44/137, PP6<br>15 Dec 1989              | <i>Particularly concerned</i> that in various regions the safety and welfare of refugees and asylum-seekers are seriously undermined on account of military or armed attacks, forced recruitment of refugees into armed forces and other forms of violence, and noting that further efforts should be made to ensure rescue and disembarkation of asylum-seekers in distress at sea and, in this context, noting also the problems relating to stowaway asylum-seekers, |



## TEMPORARY PROTECTION

*The first provision reproduced below welcomes UNHCR's work in examining the problems with providing refuge on a temporary basis to asylum-seekers in situations of mass influx. The second provision recognizes the desirability of exploring further measures to ensure international protection to all who need it, including temporary protection, and encourages UNHCR to engage in consultations on such measures.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 37/195, OP4<br><br>18 Dec 1982          | 4. <i>Welcomes</i> , within the context of the efforts of the international community to share the burden of caring for refugees, the work of the High Commissioner in examining the problems associated with providing refuge on a temporary basis to asylum-seekers in situations of large-scale influx with a view to finding durable solutions, and requests him to continue the work in this regard;   |
| 49/169, OP7<br><br>23 Dec 1994          | 7. <i>Recognizes</i> the desirability of exploring further measures to ensure international protection to all who need it, including temporary protection and other forms of asylum oriented towards repatriation, in situations of conflict or persecution involving large-scale outflows and in which return home is considered the most appropriate durable solution, and encourages the High Commissioner to continue to promote international cooperation and to engage in further consultations and discussions concerning measures to achieve this objective, acknowledging the value of regional arrangements in this regard; |





# UNHCR<sup>1</sup>

## 1. FINANCING

### 1.1 AD HOC COMMITTEE OF THE WHOLE

*The provisions reproduced below show the development of the practice of convening ad hoc Committees of the General Assembly in order for pledges of voluntary contributions for refugee programmes to be made. The first provision decides to convene an ad hoc Committee and the second provision decides that this will be done annually. The third provision decides that this ad hoc Committee can be convened in Geneva, the location of UNHCR Headquarters.*

| Resolution / Paragraph Number & Date   | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>    |  |
| 1556 (XV) A, OP2<br><br>18 Dec 1960    | 2. <i>Decides</i> that:<br><br>(a) An ad hoc Committee of the whole Assembly, under the chairmanship of the President of the session, shall be convened as soon as practicable after the opening of the sixteenth session, where pledges of voluntary contributions for the refugee programmes for the following year would be announced;<br><br>(b) States not Members of the United Nations, but members of one or more of the specialized agencies, shall be invited to attend the meetings of the ad hoc Committee for the purpose of announcing their pledges to the refugee programmes;<br><br>(c) In order to ensure maximum attendance, as great advance publicity as possible shall be given to the meetings of the ad hoc Committee and they shall be so scheduled that no other meetings are held at the same time. |
| 1729 (XVI), OP1 & 2<br><br>20 Dec 1961 | 1. <i>Decides</i> that an ad hoc Committee of the whole Assembly, under the chairmanship of the President of the session, shall be convened as soon as practicable after the opening of each regular session of the General Assembly for the purpose of announcing pledges of voluntary contributions to the refugee programmes for the following year;<br><br>2. <i>Decides</i> to invite States members of the specialized agencies, which are not also Members of the United Nations, to attend the meetings of the ad hoc Committee for the purpose of announcing their pledges to the refugee programmes;   |

<sup>1</sup> See also *Relationship between UNHCR and ExCom / General Assembly* and *Secretary-General: 1. Co-operation with UNHCR*

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| <p>55/75, PP1 &amp; 5<br/>4 Dec 2000</p> | <p><i>Recalling</i> its resolutions 1556 A (XV) of 18 December 1960 and 1729 (XVI) of 20 December 1961 on the convening of an ad hoc Committee of the Whole, under the chairmanship of the President of the General Assembly, as soon as practicable after the opening of each regular session of the Assembly, for the purpose of announcing pledges of voluntary contributions to the refugee programmes for the following year,</p> <p>...</p> <p><i>Decides</i>, in order to improve and rationalize the funding mechanism following the adoption of the annual programme budget, that the ad hoc Committee of the General Assembly may be convened as from 2001 at Geneva, the headquarters of the Office of the High Commissioner.</p> |
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## 1.2 EMERGENCY FUND

*The first provision reproduced below authorizes UNHCR to establish an emergency fund to be utilized under general directives of the Executive Committee (formerly the Executive Committee of the United Nations Refugee Fund and later the Executive Committee in its current form). Several provisions authorize UNHCR to allocate annually a certain amount of money from the emergency fund for emergency situations. One provision authorizes the Executive Committee to determine the terms and conditions for the operation of the emergency fund in the future.*

| Resolution / Paragraph Number & Date       | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>        |  |
| <p>1166 (XII), OP7<br/>26 Nov 1957</p>     | <p>7. <i>Further authorizes</i> the High Commissioner to establish an emergency fund not to exceed \$500,000 to be utilized under general directives of the Executive Committee of the High Commissioner's Programme, and to maintain this fund from the repayments of the principal and interest of loans made by the United Nations Refugee Fund and from voluntary contributions made for this purpose;</p> |
| <p>2956 (XXVII) B, OP2<br/>12 Dec 1972</p> | <p>2. <i>Authorizes</i> the United Nations High Commissioner for Refugees to allocate from the Emergency Fund, under the general directives of the Executive Committee of the High Commissioner's Programme, up to \$1 million annually for emergency situations, it being understood that the amount made available for one single emergency shall not exceed \$500,000 in any one year.</p>                  |
| <p>3271 (XXIX) B, PP3<br/>10 Dec 1974</p>  | <p><i>Authorizes</i> the United Nations High Commissioner for Refugees to allocate from the Emergency Fund, under the general directives of the Executive Committee of the High Commissioner's Programme, up to \$2 million annually for emergency situations, it being understood that the amount made available for one single emergency shall, as heretofore, not exceed \$500,000 in any one year.</p>     |

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| 35/41 B, PP3<br>25 Nov 1980  | <i>Authorizes</i> the United Nations High Commissioner for Refugees to allocate from the Emergency Fund up to \$10 million annually for refugees and displaced persons in emergency situations for which there is no provision in the programmes approved by the Executive Committee, it being understood that the amount made available for one single emergency shall not exceed \$4 million in any one year and that the Fund is maintained at not less than \$4 million. |
| 45/140 B, PP3<br>14 Dec 1990 | <i>Authorizes</i> the Executive Committee of the Programme of the United Nations High Commissioner for Refugees to determine in future the terms and conditions for the operation of the Emergency Fund of the United Nations High Commissioner for Refugees.  |

### 1.3 FINANCIAL RULES

*The first provision reproduced below decides that financial rules for the use of funds received by UNHCR shall be established in consultation with the Executive Committee, and the second requests UNHCR to submit draft financial rules to the Executive Committee.*

| Resolution / Paragraph<br>Number & Date        | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 1166 (XII), OP8<br>26 Nov 1957                 | 8. <i>Decides</i> that appropriate financial rules for the use of all funds received by the High Commissioner under the terms of the present resolution shall be established, in consultation with the Executive Committee of the High Commissioner's Programme, and in accordance with the Statute of the Office of the High Commissioner and the Financial Regulations of the United Nations; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 672 (XXV), OP3<br>30 April 1958                | 3. <i>Requests</i> the High Commissioner to submit to the Executive Committee of the High Commissioner's Programme, for its review at its first session, draft financial rules, to be drawn up in accordance with paragraph 8 of General Assembly resolution 1166 (XII), for the use of all funds received by the High Commissioner under the terms of that resolution;                         |

### 1.4 SOURCES OF FUNDING

*The provisions reproduced below deal with the sources of funding for UNHCR. The first provision decides that only administrative expenditures of UNHCR will be borne on the budget of the United*

*Nations and all other expenditures will be financed by voluntary contributions. Other provisions note the decision of the Executive Committee that responsibility for providing resources for UNHCR should be shared by all members of the international community and stress the need for the international community to consider how a constant flow of resources can be secured for long-term programmes. Another provision commends efforts to find a mechanism to allow UNHCR to have more flexibility to ensure the funding of ongoing needs and initial emergency needs, pending the receipt of contributions pledged. One provision broadly supports the idea of a Project Planning Fund to fund refugee-related development projects.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 319 (IV), OP2<br>3 Dec 1949          | 2. <i>Decides</i> that, unless the General Assembly subsequently decides otherwise, no expenditure other than administrative expenditures relating to the functioning of the High Commissioner's Office should be borne on the budget of the United Nations, and that all other expenditures relating to the activities of the High Commissioner should be financed by voluntary contributions;  |
| 3454 (XXX), PP5<br>9 Dec 1975        | <i>Commending</i> the increasing number of Governments contributing to the High Commissioner's programmes of assistance and noting, in this connexion, the decision of the Executive Committee of the High Commissioner's Programme that the responsibility for providing the financial and other resources required by his Office should be shared by all members of the international community,   |
| 34/61, OP5<br>29 Nov 1979            | 5. <i>Stresses</i> the urgent necessity for consideration by the international community of ways and means by which a constant flow of resources to the Office of the High Commissioner can be secured for the implementation of long-term programmes;   |
| 43/117, OP15<br>8 Dec 1988           | 15. <i>Supports broadly</i> the purpose of a Project Planning Fund along the lines stipulated in paragraph 32 of the report of the Executive Committee of the Programme of the High Commissioner on the work of its thirty-ninth session and, in particular, the following recommendations:<br><br>(a) The Office of the High Commissioner should remain a focal point for encouraging refugee-related technical assistance and capital investment in developing asylum countries;<br><br>(b) Assistance to refugees should be additional to funds earmarked for development programmes in developing asylum countries;<br><br>(c) The High Commissioner should be requested to prepare a comprehensive report in which the nature and operational aspects of the Project Planning Fund and the mandate of the Office of the High Commissioner, as well as the role of development-oriented agencies and non-governmental organizations, would be clearly defined; |
| 45/140, OP12<br>14 Dec 1990          | 12. Endorses the decisions on administrative and financial matters adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, and notes with satisfaction the efforts under way to find  |

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|  | an appropriate mechanism that will address the need of the High Commissioner to have a higher degree of flexibility to ensure funding of ongoing needs under approved general programmes and of initial emergency needs under special programmes pending the receipt of contributions pledged; |
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**1.5 UNITED NATIONS REFUGEE FUND (UNREF)** (See also *Executive Committee: 5. Predecessors to ExCom: Advisory Committee & UNREF Executive Committee*)

*A number of the provisions below deal with the creation and functions of the United Nations Refugee Fund (UNREF) and its Executive Committee. The other provisions deal with the termination of UNREF, the replacement of the UNREF Executive Committee with the Executive Committee in its current form and the liquidation of UNREF under the direction of the new Executive Committee.*

| Resolution / Paragraph Number & Date     | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>      |  |
| 832 (IX), OP2<br>21 Oct 1954             | 2. <i>Requests</i> the Negotiating Committee for Extra-Budgetary Funds, in co-operation with the High Commissioner, to negotiate with the Governments of Member and non-member States for voluntary contributions towards a fund based on the proposals of the High Commissioner (the amount to be determined by the High Commissioner's Advisory Committee at its next session), to be devoted principally to the promotion of permanent solutions, and also to permit emergency assistance to the most needy cases, such fund to incorporate the fund authorized by the General Assembly in resolution 538 B (VI);   |
| 1166 (XII), OP3, 4 & 5(a)<br>26 Nov 1957 | 3. <i>Decides</i> that the operations under the United Nations Refugee Fund shall not be continued after 31 December 1958 except as provided for in paragraph 4 below;<br><br>4. <i>Requests</i> the High Commissioner to supervise the orderly completion of projects financed from the United Nations Refugee Fund which were started but not completed before 31 December 1958, and to carry out the liquidation of the Fund in accordance with paragraph 5 (a) below;<br><br>5. <i>Requests</i> the Economic and Social Council to establish, not later than at its twenty-sixth session, an Executive Committee of the High Commissioner's Programme to consist of representatives of from twenty to twenty-five States Members of the United Nations or members of any of the specialized agencies, to be elected by the Council on the widest possible geographical basis from those States with a demonstrated interest in, and devotion to, the solution of the refugee problem, this Committee to take the place of the UNREF Executive Committee and to be entrusted with the terms of reference set forth below:<br><br>(a) To give directives the High Commissioner for the liquidation of the United Nations Refugee Fund; |

## ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS

565 (XIX), OP1-6

31 March 1955

1. *Decides* to amend Council resolution 393 B (XIII) in order to reconstitute the United Nations High Commissioner's Advisory Committee on Refugees as an Executive Committee, to be known as the United Nations Refugee Fund (UNREF) Executive Committee, with the following terms of reference:

### **A. Executive functions**

The Executive Committee, during the period of the Fund's existence, in accordance with such principles as may be laid down by the General Assembly, shall, with respect to the programme for permanent solutions and emergency assistance:

- (a) Give directives to the High Commissioner in carrying out this programme;
- (b) Determine the general policies under which the operations of the Fund shall be planned, developed and administered;
- (c) Determine an annual financial target for the Fund and an annual operational plan covering:
  - (i) The respective amounts to be allocated for permanent solutions and emergency aid;
  - (ii) The amount to be allocated for each country;
- (d) Consider and act upon the High Commissioner's detailed proposals, including plans for adequate financial or other contributions from within the countries of residence;
- (e) Exercise the necessary controls in the use of the funds made available to the High Commissioner for the purposes of the Fund;
- (f) Adopt administrative regulations for the Fund, including provisions to ensure that the Committee shall have before it the financial implications for each project in its entirety before considering and acting upon it;
- (g) Consider the annual financial report of the High Commissioner, and review the expenditure incurred under the Fund, including administrative expenditures charged to the Fund;
- (h) Ensure that all necessary steps are taken to promote close co-operation of the administration of the Fund with governmental, inter-governmental and non-governmental organizations that are directly concerned with the problems of refugees;
- (i) Ensure that all necessary steps are taken to provide appropriate continuing supervision of all approved projects;

### **B. Advisory functions**

The Executive Committee shall advise the High Commissioner for Refugees, at his request, in the exercise of his functions under his Statute;

2. *Decides* that the Executive Committee shall:

- (a) Consist of twenty States Members and non-members of the United Nations, selected on the basis of their demonstrated interest in and devotion

|  |   |
|--|---|
|  | <p>to the solution of the refugee problem, including the present members of the Advisory Committee, the membership being subject to review at the twenty-third session of the Council;</p> <p>(b) Elect its own officers and meet regularly twice a year and at such other times as it may be convened by the Chairman upon the request of any six of its members, or at the request of the High Commissioner in the exercise of his functions under his Statute;</p> <p>3. <i>Authorizes</i> the Executive Committee to establish its own rules of procedure and such standing sub-committee or sub-committees as may be required for the execution of its functions;</p> <p>4. <i>Requests</i> the High Commissioner to submit through the Secretary-General to the General Assembly an annual audit report of the accounts of the Fund;</p> <p>5. <i>Requests</i> the High Commissioner to submit to the Executive Committee, six weeks prior to its regular meetings, a progress report, including a country-by-country project analysis;</p> <p>6. <i>Requests</i> the High Commissioner to attach to his annual report to the General Assembly the report of the Executive Committee.</p> |
| <p>672 (XXV), OP1(b)<br/>30 April 1958</p> | <p>1. <i>Decides</i>:</p> <p>...</p> <p>(b) that the Executive Committee of the United Nations Refugee Fund shall cease to exist after 31 December 1958 and that the Executive Committee of the High Commissioner's Programme shall take office on 1 January 1959;</p>  |

## 2. HUMANITARIAN AND NON-POLITICAL CHARACTER

*The provisions reproduced below reaffirm the humanitarian and non-political character of UNHCR and its activities.*

### Sample Text

*"Reaffirming* the purely humanitarian and non-political character of the activities of the Office of the High Commissioner, as well as the crucial importance of the High Commissioner's functions of providing international protection to refugees and seeking solutions to refugee problems," (48/116, PP3)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |             |  |                                       |             |
|--|-------------|--|---------------------------------------|-------------|
| <b>Resolution &amp; Paragraph No.</b>          | <b>Date</b> |  | <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> |
| 2197 (XXI), OP1(a)                             | 16 Dec 1966 |  | 44/137, PP3                           | 15 Dec 1989 |
| 3454 (XXX), PP3                                | 9 Dec 1975  |  | 45/140, PP3                           | 14 Dec 1990 |
| 32/67, PP3                                     | 8 Dec 1977  |  | 46/106, PP3                           | 16 Dec 1991 |
| 33/26, PP3                                     | 29 Nov 1978 |  | 47/105, PP3                           | 16 Dec 1992 |
| 34/60, PP3                                     | 29 Nov 1979 |  | 48/116, PP3                           | 20 Dec 1993 |
| 35/41, PP5                                     | 25 Nov 1980 |  | 49/169, PP5 & OP16                    | 23 Dec 1994 |
| 35/187, PP5                                    | 15 Dec 1980 |  | 50/152, PP4 & OP1                     | 21 Dec 1995 |
| 36/125, PP5                                    | 14 Dec 1981 |  | 51/75, OP1                            | 12 Dec 1996 |
| 37/195, PP3                                    | 18 Dec 1982 |  | 52/103, OP2                           | 12 Dec 1997 |
| 38/121, PP3                                    | 16 Dec 1983 |  | 53/125, OP2                           | 9 Dec 1998  |
| 39/140, PP3                                    | 14 Dec 1984 |  | 54/146, OP2                           | 17 Dec 1999 |
| 40/118, PP3                                    | 13 Dec 1985 |  | 55/74, OP2                            | 4 Dec 2000  |
| 42/124, PP3                                    | 4 Dec 1986  |  | 56/137, OP9                           | 19 Dec 2001 |
| 43/117, PP3                                    | 8 Dec 1988  |  | 57/187, OP10                          | 18 Dec 2002 |
| 43/118, PP10                                   | 8 Dec 1988  |  |                                       |             |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |             |  |                                       |             |
| 2011 (LXI), PP2                                | 2 Aug 1976  |  |                                       |             |

### **3. MANDATE: PERSONAL SCOPE (COMPETENCE RATIONE PERSONAE)**

**3.1 REFUGEES AND ASYLUM SEEKERS** (See *Refugees*)

**3.2 RETURNEES** (See *Voluntary Repatriation: 3. Assistance to Returnees*)

**3.3 STATELESS PERSONS** (See *Stateless Persons*)

**3.4 INTERNALLY DISPLACED PERSONS** (See *Internally Displaced Persons*)



#### 4. MANDATE: MATERIAL SCOPE (COMPETENCE RATIONE MATERIAE)

##### 4.1 GENERAL

*The provisions reproduced below make general comments regarding the mandate of UNHCR. The first two resolutions establish UNHCR and set out its functions, responsibilities and competence. Other provisions included note UNHCR's duty to seek durable solutions and responsibility for international protection. One provision recognizes the primacy of UNHCR's mandate in providing international protection and seeking durable solutions.*

| Resolution / Paragraph Number & Date       | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>        |   |
| 319 (IV), OP1<br>3 Dec 1949                | 1. <i>Decides</i> to establish, as of 1 January 1951, a High Commissioner's Office for Refugees in accordance with the provisions of the annex to the present resolution to discharge the functions enumerated therein and such other functions as the General Assembly may from time to time confer upon it;   |
| 428 (V), OP 1, 2 & 3, Annex<br>14 Dec 1950 | <p><i>The General Assembly,</i></p> <p><i>In view of its resolution 319 A (IV) of 3 December 1949,</i></p> <ol style="list-style-type: none"> <li>1. <i>Adopts</i> the annex to the present resolution, being the Statute of the Office of the United Nations High Commissioner for Refugees;</li> <li>2. <i>Calls upon</i> governments to co-operate with the United Nations High Commissioner for Refugees in the performance of his functions concerning refugees falling under the competence of his Office, especially by:               <ol style="list-style-type: none"> <li>(a) Becoming parties to international conventions providing for the protection of refugees, and taking the necessary steps of implementation under such conventions;</li> <li>(b) Entering into special agreements with the High Commissioner for the execution of measures calculated to improve the situation of refugees and to reduce the number requiring protection;</li> <li>(c) Admitting refugees to their territories, not excluding those in the most destitute categories;</li> <li>(d) Assisting the High Commissioner in his efforts to promote the voluntary repatriation of refugees;</li> <li>(e) Promoting the assimilation of refugees, especially by facilitating their naturalization;</li> <li>(f) Providing refugees with travel and other documents such as would normally be provided to other aliens by their national authorities, especially documents which would facilitate their resettlement;</li> </ol> </li> </ol> |

(g) Permitting refugees to transfer their assets and especially those necessary for their resettlement;

(h) Providing the High Commissioner with information concerning the number and condition of refugees, and laws and regulations concerning them;

3. *Requests* the Secretary-General to transmit the present resolution, together with the annex attached thereto, also to States non-members of the United Nations, with a view to obtaining their co-operation in its implementation.

### **Annex - Statute of the Office of the United Nations High Commissioner for Refugees**

#### **Chapter I GENERAL PROVISIONS**

1. The United Nations High Commissioner for Refugees, acting under the authority of the General Assembly, shall assume the function of providing international protection, under the auspices of the United Nations, to refugees who fall within the scope of the present Statute and of seeking permanent solutions for the problem of refugees by assisting governments and, subject to the approval of the governments concerned, private organizations to facilitate the voluntary repatriation of such refugees, or their assimilation within new national communities. In the exercise of his functions, more particularly when difficulties arise, and for instance with regard to any controversy concerning the international status of these persons, the High Commissioner shall request the opinion of an advisory committee on refugees if it is created.

2. The work of the High Commissioner shall be of an entirely non-political character; it shall be humanitarian and social and shall relate, as a rule, to groups and categories of refugees,

3. The High Commissioner shall follow policy directives given him by the General Assembly or the Economic and Social Council.

4. The Economic and Social Council may decide, after hearing the views of the High Commissioner on the subject, to establish an advisory committee on refugees, which shall consist of representatives of States Members and States non-members of the United Nations, to be selected by the Council on the basis of their demonstrated interest in and devotion to the solution of the refugee problem.

5. The General Assembly shall review, not later than at its eighth regular session, the arrangements for the Office of the High Commissioner with a view to determining whether the Office should be continued beyond 31 December 1953.

#### **Chapter II FUNCTIONS OF THE HIGH COMMISSIONER**

6. The competence of the High Commissioner shall extend to:  
A.

(i) Any person who has been considered a refugee under the Arrangements of 12 May 1926 and 30 June 1928 or under the Conventions of 28 October 1933 and 10 February 1938, the Protocol of 14 September 1939 or the Constitution of the International Refugee Organization;

(ii) Any person who, as a result of events occurring before 1 January 1951 and owing to well-founded fear of being persecuted for

reasons of race, religion, nationality or political opinion, is outside the country of his nationality and is unable or, owing to such fear or for reasons other than personal convenience, is unwilling to avail himself of the protection of that country; or who, not having a nationality and being outside the country of his former habitual residence, is unable or, owing to such fear or for reasons other than personal convenience, is unwilling to return to it.

Decisions as to eligibility taken by the International Refugee Organization during the period of its activities shall not prevent the status of refugee being accorded to persons who fulfil the conditions of the present paragraph;

The competence of the High Commissioner shall cease to apply to any person defined in section A above if:

- (a) He has voluntarily re-availed himself of the protection of the country of his nationality; or
- (b) Having lost his nationality, he has voluntarily reacquired it; or
- (c) He has acquired a new nationality, and enjoys the protection of the country of his new nationality; or
- (d) He has voluntarily re-established himself in the country which he left or outside which he remained owing to fear of persecution; or
- (e) He can no longer, because the circumstances in connexion with which he has been recognized as a refugee have ceased to exist, claim grounds other than those of personal convenience for continuing to refuse to avail himself of the protection of the country of his nationality. Reasons of a purely economic character may not be invoked; or
- (f) Being a person who has no nationality, he can no longer, because the circumstances in connexion with which he has been recognized as a refugee have ceased to exist and he is able to return to the country of his former habitual residence, claim grounds other than those of personal convenience for continuing to refuse to return to that country;

B. Any other person who is outside the country of his nationality or, if he has no nationality, the country of his former habitual residence, because he has or had wellfounded fear of persecution by reason of his race, religion, nationality or political opinion and is unable or, because of such fear, is unwilling to avail himself of the protection of the government of the country of his nationality, or, if he has no nationality, to return to the country of his former habitual residence.

7. Provided that the competence of the High Commissioner as defined in paragraph 6 above shall not extend to a person:

- (a) Who is a national of more than one country unless he satisfies the provisions of the preceding paragraph in relation to each of the countries of which he is a national; or
- (b) Who is recognized by the competent authorities of the country in which he has taken residence as having the rights and obligations which are attached to the possession of the nationality of that country; or
- (c) Who continues to receive from other organs or agencies of the United Nations protection or assistance; or
- (d) In respect of whom there are serious reasons for considering that he has committed a crime covered by the provisions of treaties of extradition or

a crime mentioned in article VI of the London Charter of the International Military Tribunal or by the provisions of article 14, paragraph 2, of the Universal Declaration of Human Rights.

8. The High Commissioner shall provide for the protection of refugees falling under the competence of his Office by:

(a) Promoting the conclusion and ratification of international conventions for the protection of refugees, supervising their application and proposing amendments thereto;

(b) Promoting through special agreements with governments the execution of any measures calculated to improve the situation of refugees and to reduce the number requiring protection;

(c) Assisting governmental and private efforts to promote voluntary repatriation or assimilation within new national communities;

(d) Promoting the admission of refugees, not excluding those in the most destitute categories, to the territories of States;

(e) Endeavouring to obtain permission for refugees to transfer their assets and especially those necessary for their resettlement;

(f) Obtaining from governments information concerning the number and conditions of refugees in their territories and the laws and regulations concerning them;

(g) Keeping in close touch with the governments and inter-governmental organizations concerned;

(h) Establishing contact in such manner as he may think best with private organizations dealing with refugee questions;

(i) Facilitating the co-ordination of the efforts of private organizations concerned with the welfare of refugees.

9. The High Commissioner shall engage in such additional activities, including repatriation and resettlement, as the General Assembly may determine, within the limits of the resources placed at his disposal.

10. The High Commissioner shall administer any funds, public or private, which he receives for assistance to refugees, and shall distribute them among the private and, as appropriate, public agencies which he deems best qualified to administer such assistance.

The High Commissioner may reject any offers which he does not consider appropriate or which cannot be utilized.

The High Commissioner shall not appeal to governments for funds or make a general appeal, without the prior approval of the General Assembly.

The High Commissioner shall include in his annual report a statement of his activities in this field.

11. The High Commissioner shall be entitled to present his views before the General Assembly, the Economic and Social Council and their subsidiary bodies.

The High Commissioner shall report annually to the General Assembly through the Economic and Social Council; his report shall be considered as a separate item on the agenda of the General Assembly.

12. The High Commissioner may invite the co-operation of the various specialized agencies.

### **Chapter III ORGANIZATION AND FINANCES**

13. The High Commissioner shall be elected by the General Assembly on the nomination of the Secretary-General. The terms of appointment of the High Commissioner shall be proposed by the Secretary-General and approved by the General Assembly. The High Commissioner shall be elected for a term of three years, from 1 January 1951.

14. The High Commissioner shall appoint, for the same term, a Deputy High Commissioner of a nationality other than his own.

15.

(a) Within the limits of the budgetary appropriations provided, the staff of the Office of the High Commissioner shall be appointed by the High Commissioner and shall be responsible to him in the exercise of their functions.

(b) Such staff shall be chosen from persons devoted to the purposes of the Office of the High Commissioner.

(c) Their conditions of employment shall be those provided under the staff regulations adopted by the General Assembly and the rules promulgated thereunder by the Secretary-General.

(d) Provision may also be made to permit the employment of personnel without compensation.

16. The High Commissioner shall consult the governments of the countries of residence of refugees as to the need for appointing representatives therein. In any country recognizing such need, there may be appointed a representative approved by the government of that country. Subject to the foregoing, the same representative may serve in more than one country.

17. The High Commissioner and the Secretary-General shall make appropriate arrangements for liaison and consultation on matters of mutual interest.

18. The Secretary-General shall provide the High Commissioner with all necessary facilities within budgetary limitations.

19. The Office of the High Commissioner shall be located in Geneva, Switzerland.

20. The Office of the High Commissioner shall be financed under the budget of the United Nations. Unless the General Assembly subsequently decides otherwise, no expenditure, other than administrative expenditures relating to the functioning of the Office of the High Commissioner, shall be borne on the budget of the United Nations, and all other expenditures relating to the activities of the High Commissioner shall be financed by voluntary contributions.

21. The administration of the Office of the High Commissioner shall be subject to the Financial Regulations of the United Nations and to the financial rules promulgated thereunder by the Secretary-General.

22. Transactions relating to the High Commissioner's funds shall be subject to audit by the United Nations Board of Auditors, provided that the Board may accept audited accounts from the agencies to which funds have been allocated. Administrative arrangements for the custody of such funds and their allocation shall be agreed between the High Commissioner and the Secretary-General in accordance with the Financial Regulations of the United Nations and rules promulgated thereunder by the Secretary-General.

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|---|--|
| <p>925 (X), PP3 &amp; OP1<br/>25 Oct 1955</p>         | <p><i>Considering</i> that under the Statute of his Office the United Nations High Commissioner for Refugees is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,</p> <p>...</p> <p>1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue his efforts to effect solutions by the above-mentioned means, under due safeguards to be applied by him in accordance with his responsibility under the Statute of his Office to provide international protection to refugees within his mandate;</p> |
| <p>1039 (XI), PP3<br/>23 Jan 1957</p>                 | <p><i>Bearing in mind</i> that, under the Statute of his Office, the United Nations High Commissioner for Refugees is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,</p>  |
| <p>1166 (XII), PP5<br/>26 Nov 1957</p>                | <p><i>Bearing in mind</i> that, under the Statute of his Office, the High Commissioner is charged with the duty of seeking solutions for the problems of refugees through voluntary repatriation, resettlement and integration,</p>  |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p> |  |
| <p>1990/78, PP6<br/>27 Jul 1990</p>                   | <p><i>Recognizing</i> the primacy of the mandate of the Office of the United Nations High Commissioner for Refugees in providing international protection and assistance to refugees and in seeking durable solutions to their problems, and commending the efforts being made by the Office in that regard,</p>   |

**4.2 INTERNATIONAL PROTECTION** (See *International Protection*)

**4.3 DURABLE SOLUTIONS** (See *Durable Solutions*)

**4.4 ASSISTANCE** (See *Assistance*)

## 4.5 AUXILIARY FUNCTIONS

### 4.5.1 Good Offices

Several provisions reproduced below request the High Commissioner to use his good offices to ensure contributions, to ensure the continuation of joint operations, to seek solutions for Angolan refugees in the Republic of the Congo and to assist Chinese refugees in Hong Kong. A number of provisions commend the efforts of the High Commissioner in using his good offices for certain groups of refugees and request the High Commissioner to continue his good offices activities.

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 1167 (XII), OP2<br>26 Nov 1957       | 2. <i>Authorizes</i> the United Nations High Commissioner for Refugees to use his good offices to encourage arrangements for contributions.  |
| 1388 (XVI), OP2<br>20 Nov 1959       | 2. <i>Authorizes</i> the High Commissioner, in respect of refugees who do not come within the competence of the United Nations, to use his good offices in the transmission of contributions designed to provide assistance to these refugees.   |
| 1500 (XV), PP7(b)<br>5 Dec 1960      | Recommends that the United Nations High Commissioner for Refugees should:<br><br>...<br><br>(b) Use his influence to ensure the continuation of the operation carried out jointly by the Office of the United Nations High Commissioner for Refugees and the League of Red Cross Societies, and, should this prove impossible, draw up and execute a programme for the assumption by the Office of the High Commissioner of responsibility for these refugees from 1 July 1961.              |
| 1671 (XVI), OP2<br>18 Dec 1961       | 2. <i>Requests</i> the High Commissioner to continue to lend his good offices in seeking appropriate solutions to the problem arising from the presence of Angolan refugees in the Republic of the Congo (Leopoldville), <i>inter alia</i> , by facilitating, in close collaboration with the authorities and organizations directly concerned, the voluntary repatriation of those refugees;  |
| 1673 (XVI), PP4 & OP1<br>18 Dec 1961 | <i>Noting with satisfaction</i> the efforts made by the High Commissioner in his various fields of activity for groups of refugees for whom he lends his good offices,<br><br>...<br><br>1. <i>Requests</i> the United Nations High Commissioner for Refugees to pursue his activities on behalf of the refugees within his mandate or those for whom he extends his good offices, and to continue to report to the Executive Committee of the High Commissioner's Programme and to abide by |

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|                                   | directions which that Committee might give him in regard to situations concerning refugees;  |
| 1783 (XVII), PP5<br>7 Dec 1962    | <i>Commending</i> the High Commissioner for the efforts he has made in finding satisfactory solutions of problems affecting groups of refugees within his mandate and those for whom he lends his good offices,  |
| 1784 (XVII), OP3<br>7 Dec 1962    | 3. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to use his good offices, in agreement with the Governments of the countries concerned, to provide assistance to the Chinese refugees in Hong Kong.  |
| 1959 (XVIII), OP1<br>12 Dec 1963  | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to afford international protection to refugees and to pursue his efforts on behalf of the refugees within his mandate and of those to whom he extends his good offices, by giving particular attention to new refugee groups, in conformity with the relevant resolutions of the General Assembly and the directives of the Executive Committee of the High Commissioner's Programme; |
| 2594 (XXIV), PP4<br>16 Dec 1969   | <i>Recognizing</i> the importance of the intermediary role of the High Commissioner in his relations with Governments and the constructive character of his humanitarian action,   |
| 3143 (XXVIII), OP2<br>14 Dec 1973 | 2. <i>Requests</i> the High Commissioner to continue his assistance and protection activities in favour of refugees within his mandate as well as for those to whom he extends his good offices or is called upon to assist in accordance with relevant resolutions of the General Assembly;   |

#### 4.5.2 Information and Research

*Several provisions reproduced below request UNHCR to keep particular organizations and donors informed of its activities and the needs of refugees. Other provisions request UNHCR to carry out studies and research on the vulnerability of refugee and displaced women, and to coordinate with other UN agencies and NGOs in this endeavour. A series of provisions emphasize the need for UNHCR to collate regular statistics on the number of refugees living outside camps in certain African countries in order to evaluate and address the needs of those refugees. One provision urges, inter alia, all UN humanitarian assistance organizations to develop a data collection system on internally displaced persons in co-operation with the Special Representative of the Secretary-General on Internally Displaced Persons. Another provision urges the disaggregation of refugee statistics by age and gender.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 32/70, OP4                           | 4. <i>Requests</i> the High Commissioner to continue his co-operation with the |



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| 8 Dec 1977                      | Organization of African Unity and to keep it currently informed of these assistance activities.   |
| 34/161, OP2<br>17 Dec 1979      | <p>2. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees to prepare a draft report to be submitted to the Preparatory Committee for the World Conference of the United Nations Decade for Women at its third session and a final report to be submitted to the Conference, which would:</p> <p>(a) Review the situation of women refugees the world over within the framework of the over-all problem with which the Office is seized;</p> <p>(b) Make recommendations concerning measures which could be undertaken by Member States, the United Nations system and non-governmental organizations to assist women refugees, taking into account the requirements of the regions concerned.</p> |
| 35/135, OP6 & 7<br>11 Dec 1980  | <p>6. <i>Urges</i> the High Commissioner to draw upon the expertise of all United Nations bodies concerned and, in consultation with the countries concerned, to carry out detailed studies and research to determine the extent to which refugee and displaced women are especially vulnerable and to formulate and implement programmes and projects based upon the results of these studies;</p> <p>7. <i>Recommends</i> that the Office of the High Commissioner should co-ordinate with the United Nations agencies and non-governmental organizations concerned the collection and analysis of data and the conduct of research and case studies on the critical needs of refugee and displaced women;</p>              |
| 35/180, OP7<br>15 Dec 1980      | <p>7. <i>Further requests</i> the Secretary-General, in cooperation with the High Commissioner, to arrange for the report of the review mission to be circulated as soon as it is published, so that the international community may have an updated report on the condition of the refugees in Somalia and an assessment of their over-all needs, including measures for strengthening the social and economic infrastructure of the country;</p>  |
| 38/120, OP7<br>16 Dec 1983      | <p>7. <i>Requests</i> the Secretary-General, in close co-operation with the Organization of African Unity and the Office of the United Nations High Commissioner for Refugees, to ensure that, in the period leading up to the Conference, all appropriate measures are taken so that Member States, in particular, principal donors, are kept fully informed of the priority needs of the affected countries and that contacts are established in the capitals concerned to mobilize the necessary support and resources;</p>  |
| 52/130, OP9 & 10<br>12 Dec 1997 | <p>9. <i>Urges</i> all relevant United Nations humanitarian assistance and development organizations concerned to enhance their collaboration with the representative of the Secretary-General by developing frameworks of cooperation to promote protection, assistance and development for internally displaced persons and to provide all possible assistance and support to him;</p> <p>10. <i>Also urges</i> those organizations, especially through the Inter-Agency Standing Committee, to develop a more comprehensive and coherent system of collecting data on the situation of internally displaced persons, in cooperation with the representative of the Secretary-General;</p>                                  |

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| 54/147, OP23<br>17 Dec 1999                    | 23. <i>Emphasizes</i> the need for the Office of the High Commissioner to collate statistics, on a regular basis, on the number of refugees living outside refugee camps in certain African countries, with a view to evaluating and addressing the needs of those refugees; |
| 55/77, OP29<br>4 Dec 2000                      |  |
| 56/135, OP25<br>19 Dec 2001                    |  |
| 57/183, OP29<br>18Dec2002                      |  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, OP13<br>30 May 1991                   | 13. <i>Urges</i> that, in the collection of refugee statistics, data disaggregated by age and gender be included in order to represent the refugee population accurately.  |

**4.5.3 Preventive Action** (See *Causes of Refugee Flows: 2. Preventive Action*)

**4.6 ADDITIONAL FUNCTIONS** (See also *Internally Displaced Persons* and *Stateless Persons*)

*The provisions reproduced below make general references to the functions which UNHCR undertakes in addition to its original mandated functions. The first provision establishes UNHCR to carry out the functions listed in the resolution and other functions that the General Assembly may confer on it. Other provisions request UNHCR to participate in humanitarian endeavours of the United Nations, to continue its activities for refugees it is called upon to assist by General Assembly resolutions, and to report to ExCom on special humanitarian tasks it undertakes. One provision recalls that UNHCR may be called upon by the appropriate UN organs to extend its assistance to "other groups", such as internally displaced persons, and another provision supports UNHCR's activities on behalf of returnees, stateless persons and internally displaced persons. One provision recognizes the importance of the humanitarian activities of UNHCR in relation to man-made disasters.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 319 (IV), OP1<br>3 Dec 1949             | 1. <i>Decides</i> to establish, as of 1 January 1951, a High Commissioner's Office for Refugees in accordance with the provisions of the annex to the present resolution to discharge the functions enumerated therein and such other functions as the General Assembly may from time to time confer upon it; |
| 2956 (XXVII), OP2                       | 2. <i>Requests</i> the High Commissioner to continue to participate, at the   |

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| 12 Dec 1972                                    | invitation of the Secretary-General, in those humanitarian endeavours of the United Nations for which his Office has particular expertise and experience;  |
| 3143 (XXVIII), OP2<br>14 Dec 1973              | 2. <i>Requests</i> the High Commissioner to continue his assistance and protection activities in favour of refugees within his mandate as well as for those to whom he extends his good offices or is called upon to assist in accordance with relevant resolutions of the General Assembly;   |
| 3271 (XXIX), OP2<br>10 Dec 1974                | 2. <i>Requests</i> the High Commissioner to continue his activities on behalf of those of concern to his Office and takes note, in this connexion, of the decision of the Executive Committee of the High Commissioner's Programme inviting the High Commissioner, within the framework of programme budgeting, to report to the Executive Committee on his special humanitarian tasks in the same manner as he reports on other activities financed from trust funds under his regular programme;   |
| 51/75, OP13<br>12 Dec 1996                     | 13. Recalls that the Office of the High Commissioner may be called upon by the appropriate organs of the United Nations and with the consent of the State concerned to extend its assistance to other groups, such as internally displaced persons, recognizing that such involvement may contribute to the prevention or mitigation of refugee situations, yet emphasizing that activities on behalf of internally displaced persons must not undermine the institution of asylum, including the right to seek and to enjoy in other countries asylum from persecution; |
| 55/76, OP3<br>4 Dec 2000                       | 3. <i>Reaffirms its support</i> for the activities of the Office of the High Commissioner, in accordance with the relevant General Assembly resolutions, on behalf of returnees, stateless persons and internally displaced persons;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 2011, PP3<br>2 Aug 1976                        | <i>Recognizing</i> the importance of the essential humanitarian tasks undertaken by his Office in the context of man-made disasters, in addition to its original functions,  |

## **5. ORGANIZATIONAL MATTERS**

*A number of the provisions reproduced below note the efforts of UNHCR to adapt and strengthen its management and staffing policy, and encourage UNHCR to continue these efforts, in line with the directions of ExCom and the principles and guidance of the General Assembly. One provision welcomes UNHCR's intention to seek the assistance of the Administrative Management Service, and another welcomes the ExCom Note on strengthening the management policy of UNHCR. Several provisions note UNHCR's efforts to improve the efficiency and effectiveness of the Office, particularly in strengthening field activities and responsibilities, and one provision notes the establishment of a Working Group on this topic.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/41, OP2<br>25 Nov 1980            | 2. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and encourages him to continue these efforts within the framework of comprehensive action and in close contact with the Executive Committee of the Programme of the High Commissioner and on the basis of the principles and guidelines of the General Assembly;  |
| 36/125, OP2<br>14 Dec 1981           | 2. <i>Takes due note</i> of the proposals made by the High Commissioner and generally endorsed by the Executive Committee of the Programme of the High Commissioner to strengthen the management of his Office on the basis of the principles and guidelines of the General Assembly - and welcomes his intention to seek the assistance of the Administrative Management Service in undertaking expeditiously a review of the managerial methods and organizational structure of his Office, as recommended by the Advisory Committee on Administrative and Budgetary Questions; |
| 37/195, OP9<br>18 Dec 1982           | 9. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management practices and staffing policy of his Office to the vastly increased tasks and invites him to continue these efforts in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner;   |
| 37/196, OP6<br>18 Dec 1982           | 6. <i>Takes note</i> of the efforts already made by the High Commissioner to adapt the management of his services to their vastly increased tasks and invites him to undertake his efforts in accordance with the principles and guidelines set by the General Assembly, and in the light of the guidance given to him by the Executive Committee of the Programme of the High Commissioner;  |
| 38/121, PP8<br>16 Dec 1983           | <i>Acknowledging</i> with appreciation the note of the Executive Committee on the strengthening of the management policy of the Office of the United Nations High Commissioner for Refugees, submitted by the High Commissioner, and the High Commissioner's efforts to strengthen the management of his Office,  |
| 39/140, PP12<br>14 Dec 1984          | <i>Welcoming</i> the progress made by the High Commissioner in improving the management of his Office and urging him to pursue his efforts in this direction in line with the relevant resolutions of the General Assembly and decisions of the Executive Committee of the Programme of the High Commissioner,  |
| 42/109, PP14<br>7 Dec 1987           | <i>Noting</i> the High Commissioner's continuing efforts to reorganize and improve the efficiency and effectiveness of the Office, particularly with respect to activities in the field,  |
| 43/117, PP18                         | <i>Noting</i> the High Commissioner's continuing efforts to improve the efficiency  |

|                             |  |
|-----------------------------|--|
| 8 Dec 1988                  | and effectiveness of the Office, particularly in strengthening field activities and responsibilities,  |
| 44/137, PP19<br>15 Dec 1989 | <i>Noting</i> the efforts of the Office of the High Commissioner, in co-operation with the Executive Committee of the Programme of the High Commissioner, including the establishment of a Working Group, to improve the efficiency and effectiveness of the Office, and the need to further strengthen field activities and responsibilities, |

## 6. RENEWAL OF MANDATE

*The provisions reproduced below recommend the renewal or decide to renew UNHCR's mandate for periods of five years. In one provision, ECOSOC draws the attention of the General Assembly to the importance to review the situation at least one year before the expiry of the current mandate.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 319 (IV), OP5<br>3 Dec 1949          | 5. <i>Decides</i> to review, not later than at its eighth regular session, the arrangements for the High Commissioner's Office for Refugees with a view to determining whether the Office should be continued beyond 31 December 1953.                |
| 727 (VIII), OP1<br>23 Oct 1953       | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a period of five years from 1 January 1954 on the basis of the Statute of the Office contained in the annex to General Assembly resolution 428 (V); |
| 1165 (XII), OP1<br>26 Nov 1957       | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a period of five years from 1 January 1959 on the basis of the Statute of the Office;   |
| 1783 (XVII), OP1<br>7 Dec 1962       | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1964;   |
| 2294 (XXII), OP1<br>11 Dec 1967      | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1969;   |
| 2957 (XXVII), OP1<br>12 Dec 1972     | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1974;   |

|  |   |
|--|---|
| 32/68, OP1<br>8 Dec 1977                       | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1979;   |
| 37/196, OP1<br>18 Dec 1982                     | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1984;   |
| 42/108, OP1<br>7 Dec 1989                      | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1989;   |
| 47/104, OP1<br>16 Dec 1992                     | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1994;   |
| 52/104, OP1<br>12 Dec 1997                     | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 1999;   |
| 57/186, OP1<br>18 Dec 2002                     | 1. <i>Decides</i> to continue the Office of the United Nations High Commissioner for Refugees for a further period of five years from 1 January 2004;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 500 (XVI), OP2 & 3<br>7 July 1953              | 2. <i>Recommends</i> that the Office of the High Commissioner should be continued for a further period of five years;<br><br>3. <i>Draws</i> the attention of the General Assembly to the importance of making provision for the arrangements of the Office to be reviewed at least one year before the expiry of the period which it will determine. |
| 650 (XXIV), OP1<br>24 July 1957                | 1. <i>Considers</i> that the Office of the High Commissioner should be continued for a period of five years from 1 January 1959;  |

## 7. REPORTING OBLIGATIONS

### 7.1 REPORTING BY UNHCR TO EXCOM AND ITS PREDECESSORS

*The provisions listed below are requests to UNHCR to report to ExCom (in its current form) or to the Executive Committee of the United Nations Refugee Fund which preceded ExCom. The requests are either general or in relation to a specific subject and this is indicated in the column entitled "Subject".*

#### Sample Text

*"Requests the United Nations High Commissioner for Refugees to continue to report to the Executive Committee of the High Commissioner's Programme, and to abide by the directions which the Committee gives him with regard to refugee situations;" [1783 (XVII), OP2]*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |               |   |
|--|---------------|---|
| <b>Resolution &amp; Paragraph No.</b>          | <b>Date</b>   | <b>Subject</b>  |
| 832 (IX), OP5                                  | 21 Oct 1954   | Proposals for projects to achieve permanent solutions, including financial plans (to UNREF ExCom) |
| 1673 (XVI), OP1                                | 18 Dec 1961   | General request to report to ExCom  |
| 1783 (XVII), OP2                               | 7 Dec 1962    | General request to report to ExCom  |
| 2294 (XXII), OP3                               | 11 Dec 1967   | General request to report to ExCom  |
| 3271 (XXIX), OP2                               | 10 Dec 1974   | Special humanitarian tasks  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |   |
| 565 (XIX), B, OP5                              | 31 March 1955 | General request to submit annual progress report to UNREF ExCom                                   |

### 7.2 REPORTING BY UNHCR TO ECONOMIC AND SOCIAL COUNCIL

*The provisions listed below request UNHCR to report to the Economic and Social Council (ECOSOC) on a particular refugee situation or topic. The subject of the report is indicated in the column entitled "Subject". In many instances, UNHCR is requested to report in co-operation or consultation with the Secretary-General and this is indicated by "(HCR + SG)" and on other occasions, the Secretary-General is requested to report in co-operation or consultation with UNHCR and this is indicated by "(SG + UNHCR)". In some cases, UNHCR is also requested to report in co-operation or consultation with UNDP and this is indicated by (HCR + UNDP) where appropriate.*

#### Sample Text

“Requests the High Commissioner, in consultation with the Secretary-General, to apprise the Economic and Social Council, at its second regular session of 1985, of the refugee situation in Somalia;” (39/104, OP5)

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |              |  |
|--|--------------|--|
| <b>Resolution &amp; Paragraph No.</b>          | <b>Date</b>  | <b>Subject</b>   |
| 35/180, OP10                                   | 15 Dec 1980  | Somalia (SG + HCR)   |
| 35/184, OP9                                    | 15 Dec 1980  | Student refugees in Southern Africa (SG + HCR)                   |
| 36/124, OP6                                    | 14 Dec 1981  | Africa (SG + HCR)  |
| 36/153, OP6                                    | 16 Dec 1981  | Somalia (SG + HCR)   |
| 36/156, OP5                                    | 16 Dec 1981  | Djibouti (SG + HCR)  |
| 36/158, OP5                                    | 16 Dec 1981  | Sudan (SG + HCR)   |
| 36/170, OP9                                    | 16 Dec 1981  | Student refugees in southern Africa (SG + HCR)                   |
| 37/174, OP6                                    | 17 Dec 1982  | Somalia (HCR + SG)   |
| 37/175, OP5                                    | 17 Dec 1982  | Ethiopia (SG + HCR)  |
| 37/176, OP6                                    | 17 Dec 1982  | Djibouti   |
| 37/177, OP9                                    | 17 Dec 1982  | Student refugees in southern Africa (SG + HCR)                   |
| 38/88, OP8                                     | 16 Dec 1983  | Somalia (HCR + SG)   |
| 38/91, OP5                                     | 16 Dec 1983  | Ethiopia (SG + HCR)  |
| 38/95, OP10                                    | 16 Dec 1983  | Student refugees in southern Africa (HCR + SG)                   |
| 39/104, OP5                                    | 14 Dec 1984  | Somalia (HCR + SG)   |
| 39/105, OP4                                    | 14 Dec 1984  | Ethiopia (SG + HCR)  |
| 39/108, OP8                                    | 14 Dec 1984  | Sudan (SG, UNDP + HCR)   |
| 39/109, OP10                                   | 14 Dec 1984  | Student refugees in southern Africa (HCR + SG)                   |
| 40/132, OP6                                    | 13 Dec 1985  | Somalia (HCR + SG)   |
| 40/133, OP4                                    | 13 Dec 1985  | Ethiopia (SG + HCR)  |
| 40/138, OP10                                   | 13 Dec 1985  | Student refugees in southern Africa (HCR + SG)                   |
| 41/136, OP10                                   | 4 Dec 1986   | Student refugees in southern Africa (HCR + SG)                   |
| 41/138, OP7                                    | 4 Dec 1986   | Somalia (HCR + SG)   |
| 41/141, OP4                                    | 4 Dec 1986   | Ethiopia (SG + HCR)  |
| 42/127, OP12                                   | 7 Dec 1987   | Somalia (HCR + UNDP)   |
| 42/138, OP10                                   | 7 Dec 1987   | Student refugees in southern Africa (HCR + SG)                   |
| 42/139, OP4                                    | 7 Dec 1987   | Ethiopia (SG + HCR)  |
| 43/118, OP10                                   | 8 Dec 1988   | International Conference on Central American Refugees (SG + HCR) |
| 43/144, OP4                                    | 8 Dec 1988   | Ethiopia (SG + HCR)  |
| 43/147, OP11                                   | 8 Dec 1988   | Somalia (HCR + UNDP)   |
| 43/149, OP10                                   | 8 Dec 1988   | Student refugees in southern Africa (HCR + SG)                   |
| 44/139, OP13                                   | 15 Dec 1989  | International Conference on Central American Refugees (SG + HCR) |
| 44/152, OP11                                   | 15 Dec 1989  | Somalia (HCR + UNDP)   |
| 44/154, OP4                                    | 15 Dec 1989  | Ethiopia (SG + HCR)  |
| 44/157, OP10                                   | 15 Dec 1989  | Student refugees in southern Africa (HCR + SG)                   |
| 45/154, OP11                                   | 18 Dec 1990  | Somalia (HCR + UNDP)   |
| 45/161, OP4                                    | 18 Dec 1990  | Ethiopia (SG + HCR)  |
| 45/171, OP11                                   | 18 Dec 1990  | Student refugees in southern Africa (HCR + SG)                   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |              |  |
| 1705 (LIII), OP2                               | 27 July 1972 | Sudan  |
| 1741 (LIV), OP5                                | 4 May 1973   | Sudan  |
| 1799 (LV), OP4                                 | 30 July 1973 | Sudan  |
| 1978/39, OP4                                   | 1 Aug 1978   | Horn of Africa   |



|               |               |                    |
|---------------|---------------|--------------------|
| 1980/9, OP5   | 28 April 1980 | Somalia (SG + HCR) |
| 1980/10, OP8  | 28 April 1980 | Sudan (SG + HCR)   |
| 1980/11, OP5  | 28 April 1980 | Djibouti           |
| 1981/31, OP10 | 6 May 1981    | Somalia (SG + HCR) |
| 1982/4, OP6   | 27 April 1982 | Somalia (SG + HCR) |

### 7.3 REPORTING BY UNHCR TO GENERAL ASSEMBLY

*The provisions listed below request UNHCR to report to the General Assembly on a particular refugee situation or topic. The subject of the report is indicated in the column entitled "Subject". In many instances, UNHCR is requested to report in co-operation or consultation with the Secretary-General and this is indicated by "(HCR + SG)" and on other occasions, the Secretary-General is requested to report in co-operation or consultation with UNHCR and this is indicated by "(SG + UNHCR)". In some cases, UNHCR is also requested to report in co-operation or consultation with UNDP and this is indicated by "(HCR + UNDP)" where appropriate.*

#### Sample Text

*"Also requests the High Commissioner, in consultation with the Secretary-General, to submit to the General Assembly at its fortieth session a report on the progress achieved in the implementation of the present resolution." (39/104, OP6)*

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |  |
|---------------------------------------|-------------|--|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Subject</b>   |
| 832 (IX), OP8                         | 21 Oct 1954 | Requests inclusion of statement on implementation of present resolution in annual report |
| 1166 (XII), OP10                      | 26 Nov 1957 | Requests inclusion of statement on implementation of present resolution in annual report |
| 34/61, OP8                            | 29 Nov 1979 | Results of the 1979 Conference on the Situation of Refugees in Africa                    |
| 34/62, OP7                            | 29 Nov 1979 | South-East Asia  |
| 35/180, OP11                          | 15 Dec 1980 | Somalia (SG + HCR)   |
| 35/184, OP9                           | 15 Dec 1980 | Student refugees in Southern Africa (SG + HCR)   |
| 36/124, OP6                           | 14 Dec 1981 | Africa (SG + HCR)  |
| 36/153, OP7                           | 16 Dec 1981 | Somalia (SG + HCR)   |
| 36/156, OP5                           | 16 Dec 1981 | Djibouti (SG + HCR)  |
| 36/158, OP5                           | 16 Dec 1981 | Sudan (SG + HCR)   |
| 36/161, OP3                           | 16 Dec 1981 | Ethiopia (SG + HCR)  |
| 36/170, OP9                           | 16 Dec 1981 | Student refugees in southern Africa (SG + HCR)   |
| 37/174, OP7                           | 17 Dec 1982 | Somalia (HCR + SG)   |
| 37/175, OP5                           | 17 Dec 1982 | Ethiopia (SG + HCR)  |
| 37/176, OP6                           | 17 Dec 1982 | Djibouti   |
| 37/177, OP9                           | 17 Dec 1982 | Student refugees in southern Africa (SG + HCR)   |
| 38/88, OP9                            | 16 Dec 1983 | Somalia(HCR + GA)  |
| 38/89, OP8                            | 16 Dec 1983 | Djibouti (HCR + SG)  |
| 38/90, OP8                            | 16 Dec 1983 | Sudan (HCR + SG)   |
| 38/91, OP5                            | 16 Dec 1983 | Ethiopia (SG + HCR)  |

|  |               |  |
|--|---------------|--|
| 38/95, OP10                                    | 16 Dec 1983   | Student refugees in southern Africa (HCR + SG)                   |
| 39/104, OP6                                    | 14 Dec 1984   | Somalia (HCR + SG)   |
| 39/105, OP4                                    | 14 Dec 1984   | Ethiopia (SG + HCR)  |
| 39/106, OP5                                    | 14 Dec 1984   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 39/107, OP7                                    | 14 Dec 1984   | Djibouti (HCR + SG)  |
| 39/108, OP8                                    | 14 Dec 1984   | Sudan (SG, HCR + UNDP)   |
| 39/109, OP10                                   | 14 Dec 1984   | Student refugees in southern Africa (HCR + SG)                   |
| 40/132, OP7                                    | 13 Dec 1985   | Somalia (HCR + SG)   |
| 40/133, OP4                                    | 13 Dec 1985   | Ethiopia (SG + HCR)  |
| 40/134, OP7                                    | 13 Dec 1985   | Djibouti (HCR + SG)  |
| 40/136, OP5                                    | 13 Dec 1985   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 40/138, OP10                                   | 13 Dec 1985   | Student refugees in southern Africa (HCR + SG)                   |
| 41/136, OP10                                   | 4 Dec 1986    | Student refugees in southern Africa (HCR + SG)                   |
| 41/138, OP8                                    | 4 Dec 1986    | Somalia (HCR + SG)   |
| 41/140, OP5                                    | 4 Dec 1986    | Chad (SG, HCR + UNDP)  |
| 41/141, OP4                                    | 4 Dec 1986    | Ethiopia (SG + HCR)  |
| 42/110, OP9                                    | 7 Dec 1987    | Central America (SG + HCR)                                       |
| 42/127, OP13                                   | 7 Dec 1987    | Somalia (SG, HCR + UNDP)   |
| 42/128, OP6                                    | 7 Dec 1987    | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 42/138, OP10                                   | 7 Dec 1987    | Student refugees in southern Africa (HCR + SG)                   |
| 42/139, OP4                                    | 7 Dec 1987    | Ethiopia (SG + HCR)  |
| 43/118, OP10                                   | 8 Dec 1988    | Central America (SG + HCR)                                       |
| 43/143, OP6                                    | 8 Dec 1988    | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 43/144, OP4                                    | 8 Dec 1988    | Ethiopia (SG + HCR)  |
| 43/147, OP12                                   | 8 Dec 1988    | Somalia (SG, HCR, + UNDP)  |
| 43/149, OP10                                   | 8 Dec 1988    | Student refugees in southern Africa (HCR + SG)                   |
| 44/139, OP13                                   | 15 Dec 1989   | International Conference on Central American Refugees (SG + HCR) |
| 44/152, OP12                                   | 15 Dec 1989   | Somalia (SG, HCR + UNDP)   |
| 44/153, OP6                                    | 15 Dec 1989   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 44/154, OP4                                    | 15 Dec 1989   | Ethiopia (SG + HCR)  |
| 44/157, OP10                                   | 15 Dec 1989   | Student refugees in southern Africa (HCR + SG)                   |
| 45/139, OP6                                    | 14 Dec 1990   | Liberia (SG + HCR)   |
| 45/141, OP16                                   | 14 Dec 1990   | International Conference on Central American Refugees (SG + HCR) |
| 45/154, OP12                                   | 18 Dec 1990   | Somalia (SG, HCR + UNDP)   |
| 45/156, OP6                                    | 18 Dec 1990   | Chad (SG, HCR + UN Disaster Relief Co-ordinator)                 |
| 45/161, OP4                                    | 18 Dec 1990   | Ethiopia (SG + HCR)  |
| 45/171, OP11                                   | 18 Dec 1990   | Student refugees in southern Africa (HCR + SG)                   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |  |
| 1980/53, OP2                                   | 24 July 1980  | Somalia (SG + HCR)   |
| 1981/4, OP7                                    | 4 May 1981    | Djibouti (SG + HCR)  |
| 1982/1, OP5                                    | 27 April 1982 | Sudan (SG + HCR)   |
| 1982/4, OP7                                    | 27 April 1982 | Somalia (SG + HCR)   |

**8. STAFF** (See *Personnel: UN and Humanitarian*)

# VOLUNTARY REPATRIATION<sup>1</sup>

## 1. GENERAL

*A number of provisions recognize the importance of voluntary repatriation as a permanent solution to the refugee problem and the role played by UNHCR in this regard. Other provisions reaffirm the principle of voluntary repatriation.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 8 (I), OP(c)(iii)<br>12 Feb 1946        | (c) recommends to the Economic and Social Council that it take into consideration in this matter the following principles:<br><br>. . .<br><br>(iii) the main task concerning displaced persons is to encourage and assist in every way possible their early return to their countries of origin. Such assistance may take the form of promoting the conclusion of bilateral arrangements for mutual assistance in the repatriation of such persons having regard to the principles laid down in paragraph (c) (ii) above; |
| 62 (I), II, PP1<br>15 Dec 1946          | The resolution of the General Assembly of 12 February 1946 stipulates as the main task the early return of displaced persons to their homes,   |
| 136 (II), PP4<br>17 Nov 1947            | <i>Reaffirms</i> its position that the main task concerning displaced persons is to encourage and assist in every possible way their early return to their countries of origin, in accordance with the General Assembly resolution of 12 February 1946, and that no obstacles be placed in the way of the early fulfilment of this task;   |
| 319 (IV) A, PP1<br>3 Dec 1949           | <i>Considering</i> that the problem of refugees is international in scope and nature and that its final solution can only be provided by the voluntary repatriation of the refugees or their assimilation within new national communities,   |
| 2789 (XXVI), PP5<br>6 Dec 1971          | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,  |

<sup>1</sup> See also *Durable Solutions*

|  |  |
|--|--|
| 2956 (XXVII), PP4<br>12 Dec 1972                               | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies have been playing in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,   |
| 3143 (XXVIII), PP4<br>14 Dec 1973                              | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies in assisting them,  |
| 3271 (XXIX) A, PP4<br>10 Dec 1974                              | <i>Recognizing</i> the importance of permanent solutions to refugee problems, including voluntary repatriation, and of the role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies,   |
| 54/147, OP16<br>17 Dec 1999<br><br>56/135, OP19<br>19 Dec 2001 | 16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;                 |
| 57/183, OP22<br><br>18 Dec 2002                                | 22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>                 |  |
| 1655 (LII), PP2<br><br>1 June 1972                             | <i>Stressing</i> the importance, recognized in General Assembly resolution 2789 (XXVI) of 6 December 1971, of voluntary repatriation as a permanent solution to such refugee problems and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of refugees who have voluntarily returned to their country of origin,   |

## **2. ASSISTANCE TO COUNTRIES OF ORIGIN**

*The first provisions reproduced below note the need to assist countries of origin in the voluntary repatriation of refugees, and appeal to the international community to increase assistance to countries of origin in order to strengthen their capacity to provide for the returnees. The majority of provisions call on States to support the sustainable reintegration of returnees by providing rehabilitation and development*

assistance to countries of origin, in conjunction with UNHCR, other UN mechanisms, and development agencies.

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 37/197, PP7<br>18 Dec 1982           | <i>Considering further</i> the need to assist similarly the countries of origin in the voluntary repatriation and resettlement of returnees, as set out in the procedures of the Office of the United Nations High Commissioner for Refugees,   |
| 43/118, OP6<br>8 Dec 1988            | 6. <i>Appeals</i> to the international community to increase its assistance to the countries of asylum and of origin of Central American refugees in order to strengthen their capacity to provide the means and services necessary for the solution of the problem of refugees, returnees and displaced persons, in accordance with national development programmes;   |
| 44/139, OP9<br>15 Dec 1989           | 9. <i>Also appeals</i> to the international community to increase its assistance to the countries of asylum and of origin of Central American refugees in order to strengthen their capacity to provide the means and services necessary for the solution of the problem of refugees, returnees and displaced persons, in accordance with national development programmes;  |
| 50/152, OP19<br>21 Dec 1995          | 19. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies;   |
| 52/103, OP14<br>12 Dec 1997          | 14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies; |
| 53/125, OP12<br>9 Dec 1998           | 12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and  |

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|---|---|
|   | relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;   |
| 54/146, OP13<br>17 Dec 1999                                   | 13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations; |
| 55/74, OP16<br>4 Dec 2000                                     | 16. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner, relevant mechanisms, including those within the United Nations system, and development agencies;  |
| 56/137, OP9<br>19 Dec 2001<br><br>57/187, OP10<br>18 Dec 2002 | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration;  |

### **3. ASSISTANCE TO RETURNEES**

*Several provisions reproduced below recognize the role that UN bodies and NGOs can play in facilitating the rehabilitation of returnees and others request UNHCR to continue efforts to promote permanent and speedy solutions, inter alia, through assistance in the rehabilitation of returnees. A number of provisions call on States to support the sustainable reintegration of returnees by providing rehabilitation and development assistance to countries of origin, in conjunction with UNHCR, other UN mechanisms, non-governmental organizations, and development agencies.*

| Resolution / Paragraph<br>Number & Date | Full Text |
|---|-----------|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |           |

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|---|--|
| <p>2789 (XXVI), PP5<br/>6 Dec 1971</p>    | <p><i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,</p>   |
| <p>2956 (XXVII), PP4<br/>12 Dec 1972</p>  | <p><i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies have been playing in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,</p>  |
| <p>3143 (XXVIII), OP3<br/>14 Dec 1973</p> | <p>3. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions through voluntary repatriation, assistance in rehabilitation where necessary, integration in countries of asylum or resettlement in other countries;</p>  |
| <p>3454 (XXX), OP2<br/>9 Dec 1975</p>     | <p>2. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation, integration in countries of asylum or resettlement in other countries as needed;</p>   |
| <p>31/35, OP3<br/>30 Nov 1976</p>         | <p>3. <i>Requests</i> the High Commissioner to intensify his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation of returnees, integration in countries of asylum or resettlement in other countries as needed;</p>   |
| <p>33/26, OP4<br/>29 Nov 1978</p>         | <p>4. <i>Commends</i> Governments that are actively encouraging voluntary repatriation or return as a solution to the problems in their area and requests the High Commissioner to render all possible assistance in such situations in lending help in the rehabilitation of the returnees;</p>   |
| <p>50/152, OP19<br/>21 Dec 1995</p>       | <p>19. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies;</p>   |
| <p>52/103, OP14<br/>12 Dec 1997</p>       | <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for</p> |

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|   | Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;  |
| 53/125, OP12<br>9 Dec 1998                                    | 12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations; |
| 54/146, OP13<br>17 Dec 1999                                   | 13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;      |
| 55/74, OP16<br>4 Dec 2000                                     | 16. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner, relevant mechanisms, including those within the United Nations system, and development agencies;   |
| 56/137, OP9<br>19 Dec 2001<br><br>57/187, OP10<br>18 Dec 2002 | 9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible, local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>                |  |
| 1655 (LII), PP2<br>1 June 1972                                | <i>Stressing</i> the importance, recognized in General Assembly resolution 2789 (XXVI) of 6 December 1971, of voluntary repatriation as a permanent solution to such refugee problems and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of refugees who have voluntarily returned to their country of origin,   |



#### **4. CREATION OF CONDITIONS CONDUCTIVE TO VOLUNTARY REPATRIATION**

*A number of the provisions reproduced below emphasize the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and dignity. Several provisions appeal to the international community in general to promote conditions conducive to voluntary repatriation.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 50/152, OP18<br>21 Dec 1995          | 18. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who are not recognized as refugees;   |
| 51/75, OP17<br>12 Dec 1996           | 17. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity, and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who have sought asylum but have been determined not to be refugees;  |
| 52/101, OP11<br>12 Dec 1997          | 11. <i>Appeals</i> to Governments, the United Nations, intergovernmental and non-governmental organizations and the international community to create conditions that can facilitate the voluntary return and the early rehabilitation and reintegration of refugees;  |
| 52/103, OP13<br>12 Dec 1997          | 13. <i>Reiterates</i> the right of all persons to return to their country, and emphasizes in this regard the prime responsibility of countries of origin for establishing conditions that allow voluntary repatriation of refugees in safety and with dignity, and, in recognition of the obligation of all States to accept the return of their nationals, calls upon all States to facilitate the return of their nationals who have sought asylum and have been determined not to be refugees;  |
| 53/125, OP12<br>9 Dec 1998           | 12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations; |

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| <p>54/146, OP13<br/>17 Dec 1999</p>                                       | <p>13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;</p>  |
| <p>54/147, OP16<br/>17 Dec 1999<br/><br/>56/135, OP19<br/>19 Dec 2001</p> | <p>16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p>   |
| <p>55/74, OP16<br/>4 Dec 2000</p>   | <p>16. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner, relevant mechanisms, including those within the United Nations system, and development agencies;</p>   |
| <p>57/183, OP14 &amp; PP22<br/>18 Dec 2002</p>                            | <p><i>Recognizing also</i> the need for States to address resolutely the root causes of forced displacement and to create conditions that facilitate durable solutions for refugees and displaced persons, and stressing in that regard the need for States to foster peace, stability and prosperity throughout the African continent to forestall large refugee flows,</p> <p>...</p> <p>22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p> |

## 5. FORMER COLONIES

*The provision reproduced below requests UNHCR to take appropriate measures to facilitate the voluntary repatriation and rehabilitation of refugees from territories emerging from colonial rule.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 3271(A)(XXIX), OP3<br><br>10 Dec 1974   | 3. <i>Requests</i> the High Commissioner to take appropriate measures, in agreement with the Governments concerned, to facilitate the voluntary repatriation of refugees from territories emerging from colonial rule and, in co-ordination with other competent bodies of the United Nations, their rehabilitation in their countries of origin; |

## **6. MONITORING OF RETURNEES**

*The provision reproduced below calls upon UNHCR, in co-operation with States, to monitor the safety and well-being of returnees.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 49/169, OP9<br><br>23 Dec 1994          | 9. <i>Reiterates</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise freely their right to return home in safety and dignity, ensuring that international protection continues to be extended until that time, and assisting, where needed, the return and reintegration of repatriating refugees, and further calls upon the High Commissioner, in cooperation with States concerned, to promote, facilitate and coordinate the voluntary repatriation of refugees, including the monitoring of their safety and well-being on return; |

## **7. PREREQUISITES FOR VOLUNTARY REPATRIATION**

*The provision reproduced below notes that voluntary repatriation must be on the basis of individual volition, in collaboration with UNHCR and in conditions of complete safety.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 42/110, PP6<br>7 Dec 1987            | <i>Considering</i> that voluntary repatriation constitutes the most appropriate solution to the problem of refugees, provided that it is on the basis of individual volition and with the collaboration of the Office of the United Nations High Commissioner for Refugees and that it is carried out under conditions of complete safety, preferably to the country of origin, |

## **8. RELATIONSHIP TO OTHER DURABLE SOLUTIONS**

### **8.1 NECESSITY OF OTHER DURABLE SOLUTIONS**

*The provisions reproduced below recognize that in the African context, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement are also viable options for refugees who are unable to return home.*

| Resolution / Paragraph Number & Date                           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                            |  |
| 54/147, OP16<br>17 Dec 1999<br><br>56/135, OP19<br>19 Dec 2001 | 16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;                 |
| 57/183, OP22<br>18 Dec 2002                                    | 22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home; |

## 8.2 PREFERENCE FOR VOLUNTARY REPATRIATION

The provisions reproduced below reaffirm or emphasize that voluntary repatriation, when it is feasible, is the most desirable, most appropriate, only satisfactory, preferred, pre-eminent or ideal solution to the problem of refugees. One provision emphasizes that voluntary repatriation is the most appropriate means of solving the problems caused by the massive presence of refugees in countries of asylum.

| Resolution / Paragraph Number & Date                     | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                      |   |
| 2790 (XXVI), PP7<br>6 Dec 1971                           | <i>Recognizing</i> that voluntary repatriation is the only satisfactory solution to the refugee problem and that this is fully accepted by all concerned,   |
| 38/121, PP11<br>16 Dec 1983                              | <i>Emphasizing</i> that voluntary repatriation is the most desirable and durable solution to problems of refugees and displaced persons of concern to the High Commissioner,  |
| 39/140, PP8<br>14 Dec 1984<br>40/118, PP7<br>13 Dec 1985 | <i>Emphasizing</i> that voluntary repatriation or return remains the most desirable solution to problems of refugees and displaced persons of concern to the High Commissioner,   |
| 41/124, PP9<br>4 Dec 1986                                | <i>Emphasizing</i> also that voluntary repatriation or return remains the most desirable solution to the problems of refugees and displaced persons of concern to the High Commissioner,  |
| 42/109, PP10<br>7 Dec 1987<br>43/117, PP10<br>8 Dec 1988 | <i>Realizing</i> in this context that voluntary repatriation or return remains the most desirable solution to the problems facing refugees and displaced persons of concern to the High Commissioner, and welcoming the fact that in various parts of the world it has been possible for significant numbers of them to return voluntarily to their countries of origin,        |
| 42/110, PP6<br>7 Dec 1987                                | <i>Considering</i> that voluntary repatriation constitutes the most appropriate solution to the problem of refugees, provided that it is on the basis of individual volition and with the collaboration of the Office of the United Nations High Commissioner for Refugees and that it is carried out under conditions of complete safety, preferably to the country of origin, |
| 43/118, PP14<br>8 Dec 1988                               | <i>Emphasizing</i> that, among the possible solutions, voluntary repatriation is the most appropriate solution for solving the problems created by the massive presence of refugees in the countries and communities of asylum,   |
| 44/137, PP9<br>15 Dec 1989                               | <i>Realizing</i> in this context that voluntary repatriation or return remains the most desirable solution to the problems facing refugees and displaced persons of concern to the Office of the High Commissioner, and welcoming   |

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|                                | the fact that it has been possible for significant numbers of them to return voluntarily to their country of origin,  |
| 44/139, PP12<br>15 Dec 1989    | <i>Emphasizing</i> that, among the possible solutions, voluntary repatriation is the most appropriate means of solving the problems caused by the massive presence of refugees in the countries and communities of asylum,  |
| 47/105, OP9<br>16 Dec 1992     | 9. <i>Reaffirms</i> the importance of attaining durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in third countries, as appropriate, and urges all States and relevant organizations to support the High Commissioner in her efforts to search for durable solutions to the problem of refugees and displaced persons, primarily through the preferred solution of voluntary repatriation;  |
| 48/116, OP10<br>20 Dec 1993    | 10. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of her Office to pursue wherever possible opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;   |
| 49/169, OP9<br>23 Dec 1994     | 9. <i>Reiterates</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise freely their right to return home in safety and dignity, ensuring that international protection continues to be extended until that time, and assisting, where needed, the return and reintegration of repatriating refugees, and further calls upon the High Commissioner, in cooperation with States concerned, to promote, facilitate and coordinate the voluntary repatriation of refugees, including the monitoring of their safety and well-being on return;   |
| 50/152, OP17<br>21 Dec 1995    | 17. <i>Reaffirms</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;  |
| 51/75, OP9 & 16<br>12 Dec 1996 | 9. <i>Urges</i> all States and relevant United Nations, intergovernmental and non-governmental organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of the Office of the High Commissioner to pursue, whenever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;<br><br>...<br><br>16. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity; |

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| <p>52/103, OP9 &amp; 12<br/>12 Dec 1997</p>                              | <p>9. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of her Office to pursue, wherever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;</p> <p>...</p> <p>12. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p> |
| <p>53/125, OP11<br/>9 Dec 1998</p>                                       | <p>11. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p>   |
| <p>54/146, OP12<br/>17 Dec 1999</p>                                      | <p>12. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of partnership to enable refugees to exercise their right to return home in safety and with dignity;</p>   |
| <p>55/74, OP15<br/>4 Dec 2000</p>  | <p>15. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of burden-sharing and partnership to enable refugees to exercise their right to return home in safety and with dignity;</p>  |
| <p>56/135, OP19<br/>19 Dec 2001</p>                                      | <p>19. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p>   |
| <p>56/137, OP9<br/>19 Dec 2001<br/><br/>57/187, OP10<br/>18 Dec 2002</p> | <p>9. <i>Strongly reaffirms</i> the fundamental importance and the purely humanitarian and non-political character of the function of the Office of the High Commissioner of providing international protection to refugees and seeking permanent solutions to refugee problems, recalls that these solutions include voluntary repatriation and, where appropriate and feasible,</p>   |

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|                             | local integration and resettlement in a third country, reaffirming that voluntary repatriation remains the preferred solution, supported by necessary rehabilitation and development assistance, to facilitate sustainable reintegration;  |
| 57/183, OP22<br>18 Dec 2002 | 22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home; |

**9. REQUESTS TO STATES** (See also 4. *Creation of Conditions Conducive to Voluntary Repatriation*)

*Several provisions reproduced below call on Governments to support UNHCR by facilitating its efforts to promote voluntary repatriation. One provision urges States to co-operate with UNHCR with regard to the ExCom conclusion on voluntary repatriation. A number of provisions call on States and in particular, countries of origin and countries of asylum, to do everything possible (or to act) to enable refugees to exercise their right to return home in safety and dignity. Other provisions call on States to support the sustainable reintegration of returnees by providing rehabilitation and development assistance to countries of origin, in conjunction with UNHCR, other UN mechanisms, and development agencies. Several provisions call on States to promote conditions conducive to voluntary repatriation (this is covered more fully in sub-section 4 on “Creation of Conditions for Voluntary Repatriation”).*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 428 (V), OP2(d)<br>14 Dec 1950       | 2. <i>Calls upon</i> governments to co-operate with the United Nations High Commissioner for Refugees in the performance of his functions concerning refugees falling under the competence of his Office, especially by:<br><br>...<br><br>(d) Assisting the High Commissioner in his efforts to promote the voluntary repatriation of refugees; |
| 33/26, OP4<br>29 Nov 1978            | 4. <i>Commends</i> Governments that are actively encouraging voluntary repatriation or return as a solution to the problems in their area and requests the High Commissioner to render all possible assistance in such situations in lending help in the rehabilitation of the returnees;  |
| 34/60, OP3(c)<br>29 Nov 1979         | 3. <i>Urges</i> Governments to intensify their support for the humanitarian activities of the High Commissioner by, among other things:<br><br>...   |



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|                                  | (c) Facilitating his efforts to promote durable solutions through voluntary repatriation or return and assistance in the rehabilitation of persons returning to their countries, integration in countries of asylum or resettlement in other countries;   |
| 40/118, OP7<br>13 Dec 1985       | 7. <i>Endorses</i> the conclusions on voluntary repatriation adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-sixth session and urges States to extend their full co-operation to the High Commissioner to that effect;   |
| 47/105, OP9<br>16 Dec 1992       | 9. <i>Reaffirms</i> the importance of attaining durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in third countries, as appropriate, and urges all States and relevant organizations to support the High Commissioner in her efforts to search for durable solutions to the problem of refugees and displaced persons, primarily through the preferred solution of voluntary repatriation;  |
| 48/116, OP10<br>20 Dec 1993      | 10. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of her Office to pursue wherever possible opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;   |
| 49/169, OP9<br>23 Dec 1994       | 9. <i>Reiterates</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise freely their right to return home in safety and dignity, ensuring that international protection continues to be extended until that time, and assisting, where needed, the return and reintegration of repatriating refugees, and further calls upon the High Commissioner, in cooperation with States concerned, to promote, facilitate and coordinate the voluntary repatriation of refugees, including the monitoring of their safety and well-being on return; |
| 50/152, OP17 & 19<br>21 Dec 1995 | 17. <i>Reaffirms</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;<br><br>...<br><br>19. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies;  |
| 51/75, OP9 & 16<br>12 Dec 1996   | 9. <i>Urges</i> all States and relevant United Nations, intergovernmental and non-governmental organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as  |

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|   | <p>appropriate, and welcomes in particular the ongoing efforts of the Office of the High Commissioner to pursue, whenever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;</p> <p>...</p> <p>16. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;</p>   |
| <p>52/103, OP9, 12 &amp; 14<br/>12 Dec 1997</p> | <p>9. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of her Office to pursue, wherever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;</p> <p>...</p> <p>12. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>...</p> <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p> |
| <p>53/125, OP11 &amp; 12<br/>9 Dec 1998</p>     | <p>11. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and</p>   |

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|  | <p>relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;</p>   |
| <p>54/146, OP12 &amp; 13<br/>17 Dec 1999</p> | <p>12. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of partnership to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;</p> |
| <p>55/74, OP15 &amp; 16<br/>4 Dec 2000</p>   | <p>15. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of burden-sharing and partnership to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>16. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner, relevant mechanisms, including those within the United Nations system, and development agencies;</p>   |
| <p>56/135, OP19<br/>19 Dec 2001</p>          | <p>19. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;</p>  |
| <p>57/183, OP22<br/>18 Dec 2002</p>          | <p>22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are</p>   |

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|  | unable to return home; |
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## 10. RIGHT TO RETURN<sup>2</sup>

*The majority of the provisions reproduced below call on countries of origin, countries of asylum, UNHCR and the international community as a whole to do everything possible (or to act) to enable refugees to freely exercise their right to return home in safety and dignity. One provision notes that international protection must continue to be extended until the time of return.*

| Resolution / Paragraph Number & Date                          | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |   |
| 49/169, OP9<br>23 Dec 1994                                    | 9. <i>Reiterates</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise freely their right to return home in safety and dignity, ensuring that international protection continues to be extended until that time, and assisting, where needed, the return and reintegration of repatriating refugees, and further calls upon the High Commissioner, in cooperation with States concerned, to promote, facilitate and coordinate the voluntary repatriation of refugees, including the monitoring of their safety and well-being on return; |
| 50/152, OP17<br>21 Dec 1995                                   | 17. <i>Reaffirms</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;  |
| 51/75, OP16<br>12 Dec 1996<br><br>52/103, OP12<br>12 Dec 1997 | 16. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;  |
| 53/125, OP11<br>9 Dec 1998                                    | 11. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable  |

<sup>2</sup> See also *Responsibility for Refugees: 1. Responsibility of Countries of Origin*, for provisions dealing with the obligation of countries of origin to facilitate the return of their nationals who are not recognized as refugees.

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|  | refugees to exercise their right to return home in safety and with dignity;   |
| 54/146, OP12<br>17 Dec 1999                                    | 12. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of partnership to enable refugees to exercise their right to return home in safety and with dignity;                    |
| 54/147, OP16<br>17 Dec 1999<br><br>56/135, OP19<br>19 Dec 2001 | 16. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, as appropriate, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;  |
| 55/74, OP15<br>4 Dec 2000                                      | 15. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of burden-sharing and partnership to enable refugees to exercise their right to return home in safety and with dignity; |
| 57/183, OP22<br>18 Dec 2002                                    | 22. <i>Reaffirms</i> the right of return and also the principle of voluntary repatriation, appeals to countries of origin and countries of asylum to create conditions that are conducive to voluntary repatriation, and recognizes that, while voluntary repatriation remains the pre-eminent solution, local integration and third-country resettlement, where appropriate and feasible, are also viable options for dealing with the situation of African refugees who, owing to prevailing circumstances in their respective countries of origin, are unable to return home;                                  |

## 11. ROLE OF UN AGENCIES AND NGOs

*Several provisions reproduced below recognize the useful role of United Nations bodies and non-governmental agencies in assistance and rehabilitation of returnees, and in voluntary repatriation in general. Other provisions request UNHCR to continue efforts to promote permanent and speedy solutions, inter alia, through voluntary repatriation and rehabilitation assistance, in co-operation, inter alia, with United Nations bodies, non-governmental organizations and voluntary agencies. One provision urges all United Nations, intergovernmental and non-governmental organizations to support UNHCR's search for durable solutions, including voluntary repatriation.*

| Resolution / Paragraph<br>Number & Date | Full Text |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
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| 2789 (XXVI), PP5<br>6 Dec 1971          | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,   |
| 2956 (XXVII), PP4<br>12 Dec 1972        | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role that United Nations bodies and non-governmental agencies have been playing in facilitating the rehabilitation of groups of refugees who have voluntarily returned to their countries of origin,  |
| 3143 (XXVIII), PP4 & OP3<br>14 Dec 1973 | <i>Recognizing</i> the importance of voluntary repatriation as a permanent solution to the refugee problem and the useful role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies in assisting them,<br><br>...<br><br>3. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions through voluntary repatriation, assistance in rehabilitation where necessary, integration in countries of asylum or resettlement in other countries;    |
| 3271 (XXIX) A, PP4 & OP4<br>10 Dec 1974 | <i>Recognizing</i> the importance of permanent solutions to refugee problems, including voluntary repatriation, and of the role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies,<br><br>...<br><br>4. <i>Further requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions through voluntary repatriation and assistance in rehabilitation, where necessary, through integration in countries of asylum or resettlement in other countries; |
| 3454 (XXX), OP2<br>9 Dec 1975           | 2. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation, integration in countries of asylum or resettlement in other countries as needed;   |
| 31/35, OP3<br>30 Nov 1976               | 3. <i>Requests</i> the High Commissioner to intensify his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation of returnees, integration in countries of asylum or resettlement in other countries as needed;   |
| 51/75, OP9                              | 9. <i>Urges</i> all States and relevant United Nations, intergovernmental and non-  |

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| 12 Dec 1996                                    | governmental organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of the Office of the High Commissioner to pursue, whenever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1655 (LII), PP2<br>1 June 1972                 | <i>Stressing</i> the importance, recognized in General Assembly resolution 2789 (XXVI) of 6 December 1971, of voluntary repatriation as a permanent solution to such refugee problems and the useful role that United Nations bodies and non-governmental agencies can play in facilitating the rehabilitation of refugees who have voluntarily returned to their country of origin,   |

## 12. ROLE OF UNHCR

*Several provisions reproduced below request UNHCR to continue efforts to promote permanent and speedy solutions in co-operation with Governments, UN bodies and voluntary agencies, inter alia, through voluntary repatriation. A number of provisions call, inter alia, on UNHCR to do everything possible (or to act) to enable refugees to freely exercise their right to return home in safety and dignity and welcome UNHCR's efforts to promote conditions conducive to voluntary repatriation. Other provisions call on States to provide rehabilitation and development assistance, in conjunction with UNHCR, to support the sustainable reintegration of returnees. One provision calls on UNHCR, in co-operation with States concerned, to promote, facilitate and co-ordinate voluntary repatriation, including monitoring of the safety and well-being of returnees. Several provisions request UNHCR to facilitate and assist in voluntary repatriation and to assist in the rehabilitation of returnees. One provision specifically requests the High Commissioner to use his good offices to facilitate the voluntary repatriation of Angolan refugees in the Republic of the Congo. Provisions also recognize the role of UNHCR in voluntary repatriation and endorse the ExCom conclusion on voluntary repatriation. One provision urges UNHCR to strengthen its support of national efforts at legal and judicial capacity-building and others urge UNHCR to strengthen its co-operation and co-ordination with entities concerned with development and rehabilitation, including international financial institutions and non-governmental organizations.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 1671 (XVI), OP2<br>18 Dec 1961          | 2. <i>Requests</i> the High Commissioner to continue to lend his good offices in seeking appropriate solutions to the problem arising from the presence of Angolan refugees in the Republic of the Congo (Leopoldville), <i>inter alia</i> , by facilitating, in close collaboration with the authorities and organizations directly concerned, the voluntary repatriation of those refugees; |
| 1672 (XVI), PP8(b)<br>18 Dec 1961       | <i>Requests</i> the United Nations High Commissioner for Refugees to:<br>...  |

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|  | (b) Use the means at his disposal to assist in the orderly return of those refugees to their homes and consider the possibility, when necessary, of facilitating their resettlement in their homeland as soon as circumstances permit;  |
| 2197 (XXI), OP1(a)<br>16 Dec 1966        | 1. <i>Requests</i> the United Nations High Commissioner for Refugees to continue to provide international protection to refugees who are his concern, within the limits of his competence, and to promote permanent solutions to their problems:<br><br>(a) By facilitating their voluntary repatriation through any steps he may consider appropriate and in conformity with the humanitarian character of his mandate;  |
| 3143 (XXVIII), OP3<br>14 Dec 1973        | 3. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions through voluntary repatriation, assistance in rehabilitation where necessary, integration in countries of asylum or resettlement in other countries;  |
| 3271 (XXIX), A, PP4 & OP4<br>10 Dec 1974 | <i>Recognizing</i> the importance of permanent solutions to refugee problems, including voluntary repatriation, and of the role played by the High Commissioner in co-operation with other members of the United Nations system and non-governmental agencies,<br><br>...<br><br>4. <i>Further requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions through voluntary repatriation and assistance in rehabilitation, where necessary, through integration in countries of asylum or resettlement in other countries; |
| 3454 (XXX), OP2<br>9 Dec 1975            | 2. <i>Requests</i> the High Commissioner to continue his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation, integration in countries of asylum or resettlement in other countries as needed;   |
| 31/35, OP3<br>30 Nov 1976                | 3. <i>Requests</i> the High Commissioner to intensify his efforts, in co-operation with Governments, United Nations bodies and voluntary agencies, to promote permanent and speedy solutions to the problems facing his Office through voluntary repatriation and assistance in rehabilitation of returnees, integration in countries of asylum or resettlement in other countries as needed;   |
| 33/26, OP4<br>29 Nov 1978                | 4. <i>Commends</i> Governments that are actively encouraging voluntary repatriation or return as a solution to the problems in their area and requests the High Commissioner to render all possible assistance in such situations in lending help in the rehabilitation of the returnees;   |
| 40/118, OP7                              | 7. <i>Endorses</i> the conclusions on voluntary repatriation adopted by the Executive Committee of the Programme of the High Commissioner at its  |



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| 13 Dec 1985                         | thirty-sixth session and urges States to extend their full co-operation to the High Commissioner to that effect;  |
| 48/116, OP10<br>20 Dec 1993         | 10. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of her Office to pursue wherever possible opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;   |
| 49/169, OP9<br>23 Dec 1994          | 9. <i>Reiterates</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise freely their right to return home in safety and dignity, ensuring that international protection continues to be extended until that time, and assisting, where needed, the return and reintegration of repatriating refugees, and further calls upon the High Commissioner, in cooperation with States concerned, to promote, facilitate and coordinate the voluntary repatriation of refugees, including the monitoring of their safety and well-being on return;   |
| 50/152, OP17 & 19<br>21 Dec 1995    | 17. <i>Reaffirms</i> that voluntary repatriation, when it is feasible, is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity;<br><br>...<br><br>19. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies;  |
| 51/75, OP9 & 16<br>12 Dec 1996      | 9. <i>Urges</i> all States and relevant United Nations, intergovernmental and non-governmental organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing efforts of the Office of the High Commissioner to pursue, whenever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;<br><br>...<br><br>16. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and dignity; |
| 52/103, OP9, 12 & 14<br>12 Dec 1997 | 9. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, and welcomes in particular the ongoing   |

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|  | <p>efforts of her Office to pursue, wherever possible, opportunities to promote conditions conducive to the preferred solution of voluntary repatriation;</p> <p>...</p> <p>12. <i>Reaffirms</i> that voluntary repatriation is the ideal solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>...</p> <p>14. <i>Calls upon</i> all States to promote conditions conducive to the return of refugees and to support their sustainable reintegration by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and, in view of the relationship between safeguarding human rights and preventing conditions that give rise to refugee outflows, urges the Office of the High Commissioner, within its mandate and at the request of the Government concerned, to strengthen its support of national efforts at legal and judicial capacity-building, where necessary, in cooperation with the United Nations High Commissioner for Human Rights, and in view of creating conditions furthering reconciliation and long-term development in countries of return, urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant development agencies;</p> |
| <p>53/125, OP11 &amp; 12<br/>9 Dec 1998</p>  | <p>11. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, integration in the country of asylum and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community as a whole to do everything possible to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>12. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and also urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;</p>   |
| <p>54/146, OP12 &amp; 13<br/>17 Dec 1999</p> | <p>12. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of partnership to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>13. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return,</p>  |

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|  | <p>and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner and relevant development agencies, and urges the Office of the High Commissioner to strengthen its cooperation and coordination with relevant entities, including international financial institutions and non-governmental organizations;</p>   |
| <p>55/74, OP15 &amp; 16<br/>4 Dec 2000</p> | <p>15. <i>Urges</i> all States and relevant organizations to support the High Commissioner's search for durable solutions to refugee problems, including voluntary repatriation, local integration and resettlement in a third country, as appropriate, reaffirms that voluntary repatriation is the preferred solution to refugee problems, and calls upon countries of origin, countries of asylum, the Office of the High Commissioner and the international community to act in a spirit of burden-sharing and partnership to enable refugees to exercise their right to return home in safety and with dignity;</p> <p>16. <i>Calls upon</i> all States to promote conditions conducive to the voluntary repatriation of refugees in safety and with dignity, including conditions furthering reconciliation and long-term development in countries of return, and to support the sustainable reintegration of returnees by providing countries of origin with necessary rehabilitation and development assistance in conjunction, as appropriate, with the Office of the High Commissioner, relevant mechanisms, including those within the United Nations system, and development agencies;</p> |



## WOMEN

### **1. ACCESS TO ASSISTANCE**

*The provisions reproduced below call upon States to ensure access for refugee and displaced women to emergency relief, health programmes, counselling services, and material assistance.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/135, OP2 & 4<br><br>11 Dec 1980      | <p>2. <i>Calls upon</i> all States and donors providing immediate relief to refugees and displaced persons to endeavour to lessen the special vulnerability of women in these circumstances, by ensuring their access to emergency relief and to health programmes, and their active participation in decision making in centres or camps for refugees or displaced persons;</p> <p style="text-align: center;">. . .</p> <p>4. <i>Further calls upon</i> all States and donors assisting in the rehabilitation, resettlement or repatriation of refugees and displaced persons to recognize the pivotal role of the mother in the family, and thus in the provision of family welfare, to ensure women's rights to physical safety and to facilitate their access to counselling services and material assistance;</p> |

### **2. APPEALS FOR ASSISTANCE TO REFUGEE WOMEN**

*The provisions reproduced below request the international community to provide urgent and adequate assistance to refugee and displaced women, and to provide legal, humanitarian and other assistance to refugee women and children who were victims of apartheid.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/135, OP3<br><br>11 Dec 1980          | <p>3. <i>Urges</i> the international community to provide urgent and adequate assistance to all refugee and displaced women and to developing countries providing asylum or rehabilitation, especially the least developed and most seriously affected countries;</p> |
| 41/123, OP2(b)                          | <p>2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with</p>  |

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| 4 Dec 1986 | <p>refugee women and children outside South Africa and Namibia and in front-line States, in particular:</p> <p>...</p> <p>(b) To provide legal, humanitarian and other assistance to refugee women and children and their families who are victims of apartheid;</p> |
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### 3. DISCRIMINATION

*The provisions reproduced below recognize the vulnerability of women and girls to gender-based discrimination and call upon States, UNHCR and others to co-operate in eliminating all forms of discrimination against female refugees and asylum-seekers. One provision encourages States and relevant organizations to provide individual identification and registration documents on a non-discriminatory basis to refugee women and children.*

| Resolution / Paragraph Number & Date           | Full Text   |
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| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 47/105, OP6<br>16 Dec 1992                     | 6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities; |
| 50/182, PP9<br>22 Dec 1995                     | <i>Recognizing</i> also that women and children constitute approximately 80 per cent of most refugee populations and that, in addition to the problems and needs they share with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violence and exploitation,   |
| 52/132, PP10<br>12 Dec 1997                    | <i>Recognizing</i> that women and children constitute the majority of most refugee populations and that, in addition to the problems they share in common with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violations of human rights,  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, PP6 & OP5<br>30 May 1991              | <p><i>Recognizing</i> that ensuring equal treatment of refugee and displaced women and men may require specific action in favour of the former,</p> <p>...</p> <p>5. <i>Encourages</i> Member States and relevant organizations to provide access</p>   |

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|  | to individual identification and registration documents, on a non-discriminatory basis, to all refugee women and, wherever possible, children, irrespective of whether the women and children are accompanied by male family members; |
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#### **4. EDUCATION AND TRAINING**

*The provision reproduced below encourages UNHCR to undertake education and training activities for refugee women, in particular, in the area of reproductive health, with full respect for the religious, ethical and cultural backgrounds of the refugees.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 49/169, OP19<br>23 Dec 1994          | 19. <i>Encourages</i> the High Commissioner to continue to undertake initiatives for refugee women in the areas of leadership and skills training, legal awareness and education and, in particular, in the area of reproductive health, with full respect for the various religious and ethical values and cultural backgrounds of the refugees, in conformity with universally recognized human rights; |

#### **5. ENDORSEMENT OF UNHCR POLICY**

*The provisions reproduced below commend UNHCR's programmes for refugee and displaced women, and endorse UNHCR's policy on refugee women, which provides for the integration of refugee women into all UNHCR programmes. Another provision urges States, UN agencies, intergovernmental organizations and NGOs to support the implementation of UNHCR's policy on refugee women. A number of provisions endorse the ExCom conclusions on refugee women, refugee women and international protection, and refugee protection and sexual violence. One provision commends the policy on refugee women adopted by ExCom. Another provision commends UNHCR's Guidelines on the Protection of Refugee Women, as providing a practical means of ensuring the protection of refugee women, and calls upon States, UN agencies and other organizations to implement the Guidelines. A subsequent provision welcomes the progress made in the implementation of the Guidelines on the Protection of Refugee Women.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 40/118, OP9                          | 9. <i>Commends</i> the High Commissioner's programmes for refugee and |

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| 13 Dec 1985                                    | displaced women, especially those undertaken to secure their protection and to help them to become self-sufficient through educational, vocational and income-generating projects;  |
| 43/117, OP8<br>8 Dec 1988                      | 8. <i>Endorses</i> the conclusions on refugee women adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-ninth session, and urges States to extend their full co-operation to the High Commissioner in his efforts to ensure that the special needs of refugee women in the fields of protection, assistance and durable solutions are met;   |
| 44/137, OP9<br>15 Dec 1989                     | 9. <i>Endorses</i> the conclusions on refugee women adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which, in particular, the Executive Committee recognized the need to facilitate the participatory role of refugee women and the need for a policy framework and organizational work plan for the implementation of the next stages of bringing issues concerning refugee women into the mainstream of the activities of the Office of the High Commissioner;   |
| 45/140, OP6 & 7<br>14 Dec 1990                 | 6. <i>Endorses</i> the High Commissioner's policy on refugee women, which provides for the integration of refugee women into all the programmes of the Office of the High Commissioner, as well as the conclusion on refugee women and international protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session;<br><br>7. <i>Urges</i> States, relevant agencies of the United Nations system and other international intergovernmental and non-governmental organizations to support the implementation of the policy on refugee women through their own efforts; |
| 46/106, OP8<br>16 Dec 1991                     | 8. <i>Commends</i> the High Commissioner on the Guidelines on the Protection of Refugee Women, which provide a practical means of ensuring the protection of refugee women, including the delivery of appropriate assistance programmes, and calls upon States, relevant agencies of the United Nations system and other organizations, whether governmental, intergovernmental or non-governmental, to implement the Guidelines;   |
| 47/105, OP6<br>16 Dec 1992                     | 6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities;   |
| 48/116, OP6<br>20 Dec 1993                     | 6. <i>Endorses</i> , in this connection, the conclusions on the personal security of refugees and on refugee protection and sexual violence adopted by the Executive Committee of the Programme of the High Commissioner at its forty-fourth session;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, PP13<br>30 May 1991                   | <i>Commending</i> the policy on refugee women recently adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees and subsequently endorsed by the General  |



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|  | Assembly in its resolution 45/140 of 14 December 1990, |
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## 6. EXPLOITATION

*The provisions reproduced below recognize the particular vulnerability of refugee and displaced women and girls to gender-specific exploitation and violations of human rights. One provision calls on States, UNHCR and others to co-operate in eliminating, inter alia, all forms of sexual exploitation against female refugees and asylum-seekers. Another provision calls on the international community to implement measures to protect refugee women, inter alia, from abduction and circumstances that could force them into illegal activities.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 35/135, PP6<br>11 Dec 1980                     | <i>Recognizing</i> also the particular vulnerability of refugee and displaced women to intimidation, exploitation and physical and sexual abuse,  |
| 47/105, OP6<br>16 Dec 1992                     | 6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities; |
| 50/182, PP9<br>22 Dec 1995                     | <i>Recognizing</i> also that women and children constitute approximately 80 per cent of most refugee populations and that, in addition to the problems and needs they share with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violence and exploitation,   |
| 52/132, PP10<br>12 Dec 1997                    | <i>Recognizing</i> that women and children constitute the majority of most refugee populations and that, in addition to the problems they share in common with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violations of human rights,  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, OP2<br>30 May 1991                    | 2. <i>Calls upon</i> the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities;  |

## 7. GENDER-RELATED PERSECUTION AS GROUNDS FOR REFUGEE STATUS

One provision reproduced below calls on UNHCR to support efforts by States towards the development and implementation of criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution. The remaining provisions call on States to ensure that women with a well-founded fear of persecution, including persecution through sexual violence or other gender-related persecution, are recognized as refugees under the 1951 Convention and 1967 Protocol.

| Resolution / Paragraph Number & Date                          | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>                           |   |
| 50/152, OP12<br>21 Dec 1995                                   | 12. <i>Welcomes</i> the Platform for Action adopted at the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, particularly the strong commitment made by States in the Platform to refugee women and other displaced women in need of international protection, and calls upon the United Nations High Commissioner for Refugees to support and promote efforts by States towards the development and implementation of criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution, specifically aimed at women for reasons enumerated in the 1951 Convention and 1967 Protocol, by sharing information on States' initiatives to develop such criteria and guidelines and by monitoring to ensure their fair and consistent application by the States concerned; |
| 51/75, OP8<br>12 Dec 1996                                     | 8. <i>Encourages</i> the Office of the High Commissioner to continue and strengthen its efforts for the protection of women having a well-founded fear of persecution, and calls upon States to adopt an approach that is sensitive to gender-related concerns and ensures that women whose claims to refugee status are based upon a well-founded fear of persecution, including persecution through sexual violence or other gender-related persecution, are recognized as refugees for reasons enumerated in the 1951 Convention and its 1967 Protocol;  |
| 52/103, OP15<br>12 Dec 1997<br><br>53/125, OP17<br>9 Dec 1998 | 15. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and its 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees and encourages the Office of the High Commissioner to continue and strengthen its efforts for the protection of refugee women;  |
| 54/146, OP18<br>17 Dec 1999<br><br>55/74, OP21<br>4 Dec 2000  | 18. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women;  |

## 8. GENDER-RELATED VIOLENCE

### 8.1 GENERAL

*The provisions reproduced below recognize the vulnerability of refugee and displaced women and girls to gender-specific violence and call on States, UNHCR and other parties to co-operate in eliminating all forms of sexual violence against female refugees and asylum-seekers. One provision calls on States and donors to ensure women's rights to physical safety.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/135, PP6 & OP4<br>11 Dec 1980     | <p><i>Recognizing</i> also the particular vulnerability of refugee and displaced women to intimidation, exploitation and physical and sexual abuse,</p> <p>...</p> <p>4. <i>Further calls upon</i> all States and donors assisting in the rehabilitation, resettlement or repatriation of refugees and displaced persons to recognize the pivotal role of the mother in the family, and thus in the provision of family welfare, to ensure women's rights to physical safety and to facilitate their access to counselling services and material assistance;</p> |
| 47/105, OP6<br>16 Dec 1992           | <p>6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities;</p>   |
| 50/182, PP9<br>22 Dec 1995           | <p><i>Recognizing</i> also that women and children constitute approximately 80 per cent of most refugee populations and that, in addition to the problems and needs they share with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violence and exploitation,</p>   |

### 8.2 PHYSICAL VIOLENCE

*The provision reproduced below calls upon the international community to implement measures to ensure greater protection to refugee women and children from physical violence.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, OP2<br>30 May 1991                    | 2. <i>Calls upon</i> the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities; |

### 8.3 SEXUAL ABUSE AND VIOLENCE

*The provisions reproduced below recognize the particular vulnerability of refugee women to sexual abuse, endorse the ExCom conclusion on refugee protection and sexual violence, and call upon the international community to implement measures to ensure greater protection of refugee women from sexual abuse.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |  |
| 35/135, PP6<br>11 Dec 1980                     | <i>Recognizing</i> also the particular vulnerability of refugee and displaced women to intimidation, exploitation and physical and sexual abuse,   |
| 48/116, OP6<br>20 Dec 1993                     | 6. <i>Endorses</i> , in this connection, the conclusions on the personal security of refugees and on refugee protection and sexual violence adopted by the Executive Committee of the Programme of the High Commissioner at its forty-fourth session;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, OP2<br>30 May 1991                    | 2. <i>Calls upon</i> the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities; |

## 9. GIRL-CHILD

*The provisions reproduced below recognize the vulnerability, inter alia, of girls to gender-specific discrimination, violence and exploitation, and acknowledge UNHCR measures to ensure the protection and assistance, inter alia, of refugee girls. Several provisions request the Secretary-General to give special attention to the girl-child refugee in his reports to the General Assembly.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 48/116, OP8<br>20 Dec 1993           | 8. <i>Acknowledges with appreciation</i> the further progress made in the implementation of measures within the framework of the High Commissioner's programme to ensure the protection and to meet the assistance needs of refugee women and girls, in accordance with the High Commissioner's policy on refugee women;          |
| 50/182, PP9<br>22 Dec 1995           | <i>Recognizing</i> also that women and children constitute approximately 80 per cent of most refugee populations and that, in addition to the problems and needs they share with all refugees, women and girls in such circumstances are vulnerable to gender-based discrimination and gender-specific violence and exploitation, |
| 52/105, OP10<br>12 Dec 1997          | 10. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-third session on the implementation of the present resolution, and to give special attention to the girl-child refugee in his report.  |
| 53/122, OP12<br>9 Dec 1998           | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-fourth session on the implementation of the present resolution and to give special attention to the girl-child refugee in his report.  |
| 54/145, OP12<br>17 Dec 1999          | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-sixth session on the implementation of the present resolution and to give special attention to the girl-child refugee in his report.   |
| 56/136, OP12<br>19 Dec 2001          | 12. <i>Requests</i> the Secretary-General to report to the General Assembly at its fifty-eighth session on the implementation of the present resolution and to give special attention in his report to the girl-child refugee.  |

## 10. INTERNALLY DISPLACED WOMEN (See *Internally Displaced Persons: 4. Children and Women and Other Groups with Specific Needs* )

## 11. LEGAL FRAMEWORK

*The provision reproduced below stresses that all action taken on behalf of refugee and displaced women must be guided by the relevant international instruments on refugees and human rights, including the 1951 Convention and 1967 Protocol and the Convention on the Elimination of All Forms of Discrimination against Women.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, PP4<br>30 May 1991                    | <i>Stressing</i> that all action taken on behalf of refugee and displaced women and children must be guided by the relevant international instruments relating to the status of refugees, as well as other human rights instruments, in particular, the Convention relating to the Status of Refugees, adopted on 28 July 1951, and its 1967 Protocol, the Convention on the Elimination of All Forms of Discrimination against Women, and the Convention on the Rights of the Child, |

## 12. NEED FOR ACTION

*The provisions reproduced below note that the situation and problems of refugee women have not been fully studied, note the need for substantial effort to promote durable solutions to the problems of refugees, in particular refugee women and children, and decide on the inclusion of the situation of refugee women into the World Conference of the United Nations Decade for Women.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 34/161, PP3 & OP1<br>17 Dec 1979     | <i>Conscious</i> that the situation of women refugees has not yet been systematically studied,<br><br>1. <i>Decides</i> that the situation of women refugees the world over should be included in the provisional agenda for the World Conference of the United Nations Decade for Women: Equality, Development and Peace as a sub-item under agenda item 9, on the programme of action for the second half of the United Nations Decade for Women; |
| 35/41, PP6<br>25 Nov 1980            | <i>Considering further</i> the continuing and urgent need for a substantial international humanitarian effort to promote durable solutions to the problems of refugees and displaced persons, drawing particular attention to women and children the world over, and welcoming the recommendations on this subject in the Programme of Action for the Second Half of the United   |

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|----------------------------|---|
|                            | Nations Decade for Women: Equality, Development and Peace adopted at the World Conference of the United Nations Decade for Women, |
| 35/135, PP7<br>11 Dec 1980 | <i>Aware that the special problems of refugee and displaced women have to date not been fully studied,</i>                        |

### 13. PARTICIPATION

*The provisions reproduced below call on States and donors to ensure the active participation of refugee women in refugee camps or centres, in assessing their own needs and planning and implementing programmes. One provision stresses the importance of the full participation of refugee women in the analysis of their needs and the design and implementation of programmes. Other provisions note the need for projects to promote the participation of women and call on States, UNHCR and others to co-operate in promoting the active involvement of women in decisions affecting them. One provision urges UNHCR to work with host countries to encourage the participation of women in the administration of refugee assistance programmes and in training and orientation programmes. Another provision urges States, UN organizations and NGOs to ensure that refugee and displaced women are provided with sufficient information to enable them to make decisions on their own future. One of the provisions included below endorses the ExCom Conclusion recognizing the need to facilitate the participatory role of refugee women and the need for a policy framework and organizational work plan for mainstreaming issues concerning refugee women into UNHCR activities.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/135, OP2 & 5<br>11 Dec 1980       | <p>2. <i>Calls upon</i> all States and donors providing immediate relief to refugees and displaced persons to endeavour to lessen the special vulnerability of women in these circumstances, by ensuring their access to emergency relief and to health programmes, and their active participation in decision making in centres or camps for refugees or displaced persons;</p> <p>...</p> <p>5. <i>Urges</i> the High Commissioner to work with host country Governments to encourage the participation of women, including refugee women, in the administration of refugee assistance programmes, notably the provision of essential food, shelter and medical services in countries of asylum and to promote their participation in training and orientation programmes in countries of asylum and resettlement;</p> |
| 44/137, OP9<br>15 Dec 1989           | <p>9. <i>Endorses</i> the conclusions on refugee women adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which, in particular, the Executive Committee recognized the need to facilitate the participatory role of refugee women and the need for a policy framework and organizational work plan for the implementation of the next stages of bringing issues concerning refugee women into the mainstream of the activities of the Office of the High Commissioner;</p>   |

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| 45/141, OP5(a)<br>14 Dec 1990                  | 5. <i>Agrees</i> on the need for projects in favour of refugees, returnees and displaced persons to promote, <i>inter alia</i> :<br><br>(a) The participation of women;  |
| 47/105, OP6<br>16 Dec 1992                     | 6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities;  |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, PP3, OP4 & 6<br>30 May 1991           | <i>Stressing</i> the potential of refugee and displaced women and the importance of ensuring their full participation when their needs are analysed and programmes are designed and implemented,<br><br>...<br><br>4. <i>Also urges</i> Member States, United Nations organizations and non-governmental organizations to ensure that refugee and displaced women are provided with sufficient information to enable them to make decisions on their own future;<br><br>...<br><br>6. <i>Urges</i> Member States and the organizations concerned to ensure the full participation of refugee and displaced women in the process of assessing their own needs and in the planning and implementing of programmes; |

#### **14. PROMOTION OF AWARENESS**

*The provisions reproduced below call on Governments, intergovernmental organizations and NGOs to provide for the widest possible dissemination of information about the situation of refugee women and children, and request the Secretary-General to ensure close co-ordination between UN bodies, including UNHCR, in order to maximize publicity on the situation of refugee women and children.*

| Resolution / Paragraph<br>Number & Date | Full Text  |
|---|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |  |
| 41/123, OP2(a) & 3<br>4 Dec 1986        | 2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with refugee women and children outside South Africa and Namibia and in front-line States, in particular: |



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|  | <p>(a) To provide for the widest possible dissemination of information about the situation of refugee women and children;</p> <p>...</p> <p>3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children;</p> |
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## 15. REQUESTS TO STATES AND OTHERS

*The provisions reproduced below request States, intergovernmental organizations, NGOs and UN agencies to undertake particular activities or adopt certain positions with regard to refugee and displaced women. One provision requests all UN and other intergovernmental organizations, States and NGOs to adopt a policy on refugee and displaced women and children, that will provide for the full integration of such persons into their programmes. A number of provisions request Governments, intergovernmental organizations and NGOs to pay particular attention to the special needs of refugee women and call on States to adopt a gender-sensitive approach, including ensuring that women whose claims to refugee status are based on a well-founded fear of persecution through sexual violence or other gender-related persecution are recognized as refugees under the 1951 Convention and 1967 Protocol. Other provisions request States to co-operate with UNHCR to ensure the protection of women, to ensure access for women to assistance and their participation in decision-making and to ensure the right to physical safety. Another set of provisions urges States to co-operate with UNHCR to ensure that the special needs of women are met, and urges States, intergovernmental organizations and NGOs to support the implementation of the policy on refugee women and the Guidelines on the Protection of Refugee Women. One provision calls on States and other parties to co-operate in eliminating discrimination, exploitation and violence against female refugees and to promote their active involvement in decision-making. Other provisions, inter alia, call on States and others to consider the needs of refugee women in planning programmes, ensure the provision of information to refugee women, provide access to individual identification and registration documents and ensure the participation of refugee women in planning and implementing programmes. One of the provisions included requests the Secretary-General to ensure close co-ordination between UN bodies, including UNHCR, with a view to maximizing publicity on the situation of refugee women.*

| Resolution / Paragraph<br>Number & Date | Full Text   |
|---|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>     |   |
| 35/135, OP1, 2 & 4<br><br>11 Dec 1980   | <p>1. <i>Requests</i> all States to co-operate with the United Nations High Commissioner for Refugees in order to assure full protection of the well-being of women and children in particular, in accordance with their fundamental rights under international law and national legislation;</p> <p>2. <i>Calls upon</i> all States and donors providing immediate relief to refugees and displaced persons to endeavour to lessen the special vulnerability of women in these circumstances, by ensuring their access to emergency relief and to health programmes, and their active participation in decision making</p> |

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|   | <p>in centres or camps for refugees or displaced persons;</p> <p>...</p> <p>4. <i>Further calls upon</i> all States and donors assisting in the rehabilitation, resettlement or repatriation of refugees and displaced persons to recognize the pivotal role of the mother in the family, and thus in the provision of family welfare, to ensure women's rights to physical safety and to facilitate their access to counselling services and material assistance;</p>   |
| <p>41/123, OP2 &amp; 3<br/>4 Dec 1986</p> | <p>2. <i>Calls upon</i> all Governments, intergovernmental organizations and non-governmental organizations to intensify their support for and solidarity with refugee women and children outside South Africa and Namibia and in front-line States, in particular:</p> <p>(a) To provide for the widest possible dissemination of information about the situation of refugee women and children;</p> <p>(b) To provide legal, humanitarian and other assistance to refugee women and children and their families who are victims of apartheid;</p> <p>(c) To provide assistance to women in the national liberation movements to enable them to attend major international conferences and seminars and to undertake speaking tours further to promote international solidarity with the oppressed women;</p> <p>(d) To support the projects and activities of the southern African national liberation movements recognized by the Organization of African Unity, particularly those involving refugee women and children;</p> <p>3. <i>Requests</i> the Secretary-General to ensure close co-ordination between United Nations bodies, in particular the Office of the United Nations High Commissioner for Refugees, the Centre for Social Development and Humanitarian Affairs, the Centre against Apartheid, the Centre for Human Rights and the United Nations Council for Namibia, as well as the Department of Public Information of the Secretariat, with a view to maximizing publicity on the situation of refugee women and children;</p> |
| <p>43/117, OP8<br/>8 Dec 1988</p>         | <p>8. <i>Endorses</i> the conclusions on refugee women adopted by the Executive Committee of the Programme of the High Commissioner at its thirty-ninth session, and urges States to extend their full co-operation to the High Commissioner in his efforts to ensure that the special needs of refugee women in the fields of protection, assistance and durable solutions are met;</p>   |
| <p>45/140, OP7<br/>14 Dec 1990</p>        | <p>7. <i>Urges</i> States, relevant agencies of the United Nations system and other international intergovernmental and non-governmental organizations to support the implementation of the policy on refugee women through their own efforts;</p>   |
| <p>46/106, OP8<br/>16 Dec 1991</p>        | <p>8. <i>Commends</i> the High Commissioner on the Guidelines on the Protection of Refugee Women, which provide a practical means of ensuring the protection of refugee women, including the delivery of appropriate assistance programmes, and calls upon States, relevant agencies of the United Nations system and other organizations, whether governmental, intergovernmental or non-governmental, to implement the Guidelines;</p>   |
| <p>47/105, OP6</p>                        | <p>6. <i>Acknowledges with appreciation</i> the progress made in the</p>   |

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| 16 Dec 1992  | implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities;  |
| 47/107, OP7<br>16 Dec 1992   | 7. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to the special needs of refugee women and children;  |
| 48/118, OP7<br>20 Dec 1993   | 7. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to the protection of special needs of refugee women and children;  |
| 49/174, OP11<br>23 Dec 1994<br><br>50/149, OP24<br>21 Dec 1995<br><br>51/71, OP21<br>12 Dec 1996<br><br>52/101, OP21<br>12Dec1997                                    | 11. <i>Requests</i> all Governments and intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children;   |
| 52/103, OP15<br>12 Dec 1997<br><br>53/125, OP17<br>9 Dec 1998  | 15. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and its 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees and encourages the Office of the High Commissioner to continue and strengthen its efforts for the protection of refugee women;     |
| 53/126, OP23<br>9 Dec 1998<br><br>54/147, OP25<br>17 Dec 1999<br><br>55/77, OP31<br>4 Dec 2000<br><br>56/135, OP27<br>19 Dec 2001<br><br>57/183, OP31<br>18 Dec 2002 | 23. <i>Requests</i> all Governments, intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children and displaced persons, including those with special protection needs;   |
| 54/146, OP18<br>17 Dec 1999  | 18. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women; |

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| <p>55/74, OP21<br/>4 Dec 2000</p>                               | <p>21. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women;</p>   |
| <p><b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b></p>           |   |
| <p>1991/23, OP2, 3, 4, 5, 6,<br/>8 &amp; 10<br/>30 May 1991</p> | <p>2. <i>Calls upon</i> the international community to give priority to extending international protection to refugee women and children by implementing measures to ensure greater protection from physical violence, sexual abuse, abduction and circumstances that could force them into illegal activities;</p> <p>3. <i>Urges</i> Member States, United Nations organizations and non-governmental organizations to ensure that the specific needs and resources of refugee and displaced women and children are fully considered in the planning of their activities and programmes;</p> <p>4. <i>Also urges</i> Member States, United Nations organizations and non-governmental organizations to ensure that refugee and displaced women are provided with sufficient information to enable them to make decisions on their own future;</p> <p>5. <i>Encourages</i> Member States and relevant organizations to provide access to individual identification and registration documents, on a non-discriminatory basis, to all refugee women and, wherever possible, children, irrespective of whether the women and children are accompanied by male family members;</p> <p>6. <i>Urges</i> Member States and the organizations concerned to ensure the full participation of refugee and displaced women in the process of assessing their own needs and in the planning and implementing of programmes;</p> <p>...</p> <p>8. <i>Encourages</i> international organizations to increase their capacity to respond to the needs of refugee and displaced women and children by greater coordination of their efforts;</p> <p>...</p> <p>10. <i>Requests</i> all United Nations and other intergovernmental organizations, Governments, non-governmental organizations and funding agencies that play a role in the assistance and protection of refugees and displaced persons, that have not already done so, to adopt a policy on refugee and displaced women and children that will provide for the full integration of women and children into their programmes, within their respective mandates, and will include a time-frame and procedures for implementation;</p> |

## 16. ROLE OF UN AGENCIES (See also 15. *Requests to States and Others*)

*The provision reproduced below requests the Secretary-General to ensure that a system-wide review addresses the situation of refugee women and children.*

| Resolution / Paragraph Number & Date           | Full Text  |
|--|--|
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |  |
| 1991/23, OP7<br>30 May 1991                    | 7. <i>Requests</i> the Secretary-General to ensure that the system-wide review to assess the experience and capacity of various organizations in the coordination of assistance to all refugees, displaced persons and returnees assesses, in particular, the ability of those organizations to address the situation of refugee women and children; |

## 17. ROLE OF UNHCR

### 17.1 GENERAL

*A number of the provisions reproduced below welcome UNHCR's efforts and commitment to identify, meet and address the special assistance and protection needs of refugee women. One provision endorses the ExCom Conclusion on refugee women which calls for the mainstreaming of issues concerning refugee women within UNHCR. Other provisions call on UNHCR to prepare a report on the situation of refugee women for the World Conference of the United Nations Decade for Women and request UNHCR and others to co-operate in eliminating all discrimination, exploitation and violence against refugee women. One provision calls on UNHCR to share information on States' initiatives to develop criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution, and to monitor the application of such criteria and guidelines. Other provisions encourage UNHCR to continue and strengthen its efforts for the protection of refugee women.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 34/161, OP2<br>17 Dec 1979           | 2. <i>Requests</i> the Office of the United Nations High Commissioner for Refugees to prepare a draft report to be submitted to the Preparatory Committee for the World Conference of the United Nations Decade for Women at its third session and a final report to be submitted to the Conference, which would:<br><br>(a) Review the situation of women refugees the world over within the |

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|  | <p>framework of the over-all problem with which the Office is seized;</p> <p>(b) Make recommendations concerning measures which could be undertaken by Member States, the United Nations system and non-governmental organizations to assist women refugees, taking into account the requirements of the regions concerned.</p>   |
| <p>40/118, PP12<br/>13 Dec 1985</p>          | <p><i>Noting with satisfaction</i> the efforts of the High Commissioner, in the field of international protection, to address the special problems of refugee and displaced women and children resulting from their vulnerable position, which in many cases exposes them to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,</p>  |
| <p>41/124, OP15<br/>4 Dec 1986</p>           | <p>15. <i>Notes with satisfaction</i> the efforts undertaken by the High Commissioner to identify and meet the special needs of refugee women and children and urges him to continue these efforts;</p>   |
| <p>42/109, PP8 &amp; OP7<br/>7 Dec 1987</p>  | <p><i>Noting</i> the efforts of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,</p> <p>...</p> <p>7. <i>Urges</i> the High Commissioner to continue his efforts to identify and meet the special needs of refugee women;</p>  |
| <p>44/137, PP7 &amp; OP9<br/>15 Dec 1989</p> | <p><i>Noting</i> the efforts of the Office of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,</p> <p>...</p> <p>9. <i>Endorses</i> the conclusions on refugee women adopted by the Executive Committee of the Programme of the High Commissioner at its fortieth session, in which, in particular, the Executive Committee recognized the need to facilitate the participatory role of refugee women and the need for a policy framework and organizational work plan for the implementation of the next stages of bringing issues concerning refugee women into the mainstream of the activities of the Office of the High Commissioner;</p> |
| <p>45/140, PP7<br/>14 Dec 1990</p>           | <p><i>Commending</i> the Office of the High Commissioner for its efforts to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,</p>  |
| <p>46/106, PP8<br/>16 Dec 1991</p>           | <p><i>Welcoming</i> the commitment of the Office of the High Commissioner to improving the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being,</p>   |

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| <p>47/105, PP7 &amp; OP6<br/>16 Dec 1992</p>  | <p><i>Commending</i> the continued efforts of the High Commissioner to improve the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being,</p> <p>...</p> <p>6. <i>Acknowledges with appreciation</i> the progress made in the implementation of the Guidelines on the Protection of Refugee Women and calls upon States, the High Commissioner and other parties concerned to cooperate in eliminating all forms of discrimination, sexual exploitation and violence against female refugees and asylum-seekers and in promoting their active involvement in decisions affecting their lives and communities;</p>  |
| <p>48/116, PP13 &amp; OP8<br/>20 Dec 1993</p> | <p><i>Welcoming</i> the continuing efforts of the High Commissioner to meet the protection and assistance needs of refugee women and refugee children, who constitute the majority of the world's refugee population and who are often exposed to serious threats to their safety and well-being,</p> <p>...</p> <p>8. <i>Acknowledges with appreciation</i> the further progress made in the implementation of measures within the framework of the High Commissioner's programme to ensure the protection and to meet the assistance needs of refugee women and girls, in accordance with the High Commissioner's policy on refugee women;</p>   |
| <p>49/169, PP16<br/>23 Dec 1994</p>           | <p><i>Welcoming</i> the continuing efforts of the High Commissioner to meet the protection and assistance needs of refugee women and children, who constitute the majority of the world's refugee population and who are often exposed to serious threats to their safety and well-being,</p>  |
| <p>50/152, OP12<br/>21 Dec 1995</p>           | <p>12. <i>Welcomes</i> the Platform for Action adopted at the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, particularly the strong commitment made by States in the Platform to refugee women and other displaced women in need of international protection, and calls upon the United Nations High Commissioner for Refugees to support and promote efforts by States towards the development and implementation of criteria and guidelines on responses to persecution, including persecution through sexual violence or other gender-related persecution, specifically aimed at women for reasons enumerated in the 1951 Convention and 1967 Protocol, by sharing information on States' initiatives to develop such criteria and guidelines and by monitoring to ensure their fair and consistent application by the States concerned;</p> |
| <p>51/75, OP8<br/>12 Dec 1996</p>             | <p>8. <i>Encourages</i> the Office of the High Commissioner to continue and strengthen its efforts for the protection of women having a well-founded fear of persecution, and calls upon States to adopt an approach that is sensitive to gender-related concerns and ensures that women whose claims to refugee status are based upon a well-founded fear of persecution, including persecution through sexual violence or other gender-related persecution, are recognized as refugees for reasons enumerated in the 1951 Convention and its 1967 Protocol;</p>  |
| <p>52/103, OP15</p>                           | <p>15. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-</p>  |

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| 12 Dec 1997<br>53/125, OP17<br>9 Dec 1998 | related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and its 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees and encourages the Office of the High Commissioner to continue and strengthen its efforts for the protection of refugee women;   |
| 54/146, OP18<br>17 Dec 1999               | 18. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women; |
| 55/74, OP21<br>4 Dec 2000                 | 21. <i>Calls upon</i> States to adopt an approach that is sensitive to gender-related concerns and to ensure that women whose claims to refugee status are based upon a well-founded fear of persecution for reasons enumerated in the 1951 Convention and the 1967 Protocol, including persecution through sexual violence or other gender-related persecution, are recognized as refugees, and encourages the Office of the High Commissioner to continue and to strengthen its efforts for the protection of refugee women; |

## 17.2 OPERATIONAL

*One of the provisions reproduced below commends UNHCR's programmes for refugee women, particularly those to secure their protection and facilitate self-sufficiency through educational, vocational and income-generating projects. Other provisions request UNHCR to encourage the participation of women in assistance, training and orientation programmes, and to undertake education and training initiatives for refugee women. One provision requests UNHCR to undertake studies and research on the vulnerability of refugee women and to formulate and implement programmes and projects based upon the results.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/135, OP5 & 6<br>11 Dec 1980       | <p>5. <i>Urges</i> the High Commissioner to work with host country Governments to encourage the participation of women, including refugee women, in the administration of refugee assistance programmes, notably the provision of essential food, shelter and medical services in countries of asylum and to promote their participation in training and orientation programmes in countries of asylum and resettlement;</p> <p>6. <i>Urges</i> the High Commissioner to draw upon the expertise of all United Nations bodies concerned and, in consultation with the countries concerned, to carry out detailed studies and research to determine the extent to which refugee and displaced women are especially vulnerable and to formulate and implement programmes and projects based upon the results of these studies;</p> |



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| 40/118, OP9<br>13 Dec 1985  | 9. <i>Commends</i> the High Commissioner's programmes for refugee and displaced women, especially those undertaken to secure their protection and to help them to become self-sufficient through educational, vocational and income-generating projects;  |
| 49/169, OP19<br>23 Dec 1994 | 19. <i>Encourages</i> the High Commissioner to continue to undertake initiatives for refugee women in the areas of leadership and skills training, legal awareness and education and, in particular, in the area of reproductive health, with full respect for the various religious and ethical values and cultural backgrounds of the refugees, in conformity with universally recognized human rights; |

### 17.3 RESEARCH / REFUGEE STATISTICS

*The provisions reproduced below request UNHCR to undertake studies and research on the vulnerability of refugee women, to formulate and implement programmes and projects based upon the results, and to co-ordinate with UN agencies and NGOs in this endeavour. Another provision urges the disaggregation of refugee statistics by gender.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 35/135, OP6 & 7<br>11 Dec 1980                 | 6. <i>Urges</i> the High Commissioner to draw upon the expertise of all United Nations bodies concerned and, in consultation with the countries concerned, to carry out detailed studies and research to determine the extent to which refugee and displaced women are especially vulnerable and to formulate and implement programmes and projects based upon the results of these studies;<br><br>7. <i>Recommends</i> that the Office of the High Commissioner should co-ordinate with the United Nations agencies and non-governmental organizations concerned the collection and analysis of data and the conduct of research and case studies on the critical needs of refugee and displaced women; |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, OP13<br>30 May 1991                   | 13. <i>Urges that</i> , in the collection of refugee statistics, data disaggregated by age and gender be included in order to represent the refugee population accurately.  |

## 17.4 STAFF

*One of the provisions reproduced below recommends that UNHCR should increase the number of women on its staff and ensure the designation of a high-level staff position as co-ordinator for women's programmes. Other provisions urge the recruitment of female field staff and call for staff members to undergo training to raise their awareness and skills, with regard to issues specific to refugee and displaced women.*

| Resolution / Paragraph Number & Date           | Full Text   |
|--|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>            |   |
| 35/135, OP8<br>11 Dec 1980                     | 8. <i>Further recommends</i> that the High Commissioner should ensure that the number of women at all levels on his staff, particularly in the field, is increased and that a high-level staff position is designated as a co-ordinator for women's programmes.   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |   |
| 1991/23, OP11 & 12<br>30 May 1991              | 11. <i>Urges</i> the recruitment of staff, in particular, female field staff, who are able to provide assistance and protection appropriate to the specific needs of refugee women and children;<br><br>12. <i>Calls upon</i> organizations working with refugees to ensure that key staff members undergo training to raise their awareness of the issues specific to refugee and displaced women and to provide them with skills for planning appropriate protection and assistance activities; |

## 18. ROLE OF WOMEN IN THE FAMILY

*The provisions reproduced below recognize the need for recognition of the needs of refugee and displaced women as mothers.*

| Resolution / Paragraph Number & Date | Full Text  |
|--------------------------------------|--|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |  |
| 35/135, PP5 & OP4<br>11 Dec 1980     | <i>Recognizing</i> that the needs of refugee and displaced women as mothers and as women who have sole responsibility for the support of their families require constructive recognition by all parties to their relief and rehabilitation,<br><br>... |

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|  | 4. <i>Further calls upon</i> all States and donors assisting in the rehabilitation, resettlement or repatriation of refugees and displaced persons to recognize the pivotal role of the mother in the family, and thus in the provision of family welfare, to ensure women's rights to physical safety and to facilitate their access to counselling services and material assistance; |
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## 19. SPECIAL PROTECTION NEEDS

*A number of the provisions reproduced below note or welcome UNHCR's efforts to address the special problems and needs of refugee and displaced women, who are in many cases exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being. Other provisions request Governments, intergovernmental organizations and NGOs to pay particular attention to meeting the special needs of refugee and displaced women, including those with special protection needs. Provisions also recognize the needs of refugee and displaced women as mothers, express concern about the special needs of South African and Namibian refugee women and note the special problems of women refugees particularly with regard to physical safety. One provision urges States, UN organizations and NGOs to ensure that the specific needs and resources of refugee and displaced women are fully considered in the planning of activities and programmes.*

| Resolution / Paragraph Number & Date | Full Text   |
|--------------------------------------|---|
| <b>GENERAL ASSEMBLY RESOLUTIONS</b>  |   |
| 35/135, PP5<br>11 Dec 1980           | <i>Recognizing</i> that the needs of refugee and displaced women as mothers and as women who have sole responsibility for the support of their families require constructive recognition by all parties to their relief and rehabilitation,   |
| 40/118, PP12<br>13 Dec 1985          | <i>Noting with satisfaction</i> the efforts of the High Commissioner, in the field of international protection, to address the special problems of refugee and displaced women and children resulting from their vulnerable position, which in many cases exposes them to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being, |
| 41/123, PP6<br>4 Dec 1986            | <i>Concerned</i> about the special needs of women and children forced to flee from South Africa and Namibia who have become refugees as a result of the practice of apartheid,  |
| 42/109, PP8<br>7 Dec 1987            | <i>Noting</i> the efforts of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,  |
| 44/137, PP7<br>15 Dec 1989           | <i>Noting</i> the efforts of the Office of the High Commissioner to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult   |

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|  | situations affecting their physical and legal protection as well as their psychological and material well-being,   |
| 45/140, PP7<br>14 Dec 1990   | <i>Commending</i> the Office of the High Commissioner for its efforts to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,                  |
| 46/106, PP8<br>16 Dec 1991   | <i>Welcoming</i> the commitment of the Office of the High Commissioner to improving the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being, |
| 47/105, PP7<br>16 Dec 1992   | <i>Commending</i> the continued efforts of the High Commissioner to improve the situation of refugee women and children, who represent the majority of refugee populations and who, in many cases, are exposed to a variety of difficult situations affecting their physical and legal protection, as well as their psychological and material well-being,         |
| 53/126, OP23<br>9 Dec 1998<br><br>54/147, OP25<br>17 Dec 1999<br><br>55/77, OP31<br>4 Dec 2000<br><br>56/135, OP27<br>19 Dec 2001<br><br>57/183, OP31<br>18 Dec 2002 | 23. <i>Requests</i> all Governments, intergovernmental and non-governmental organizations to pay particular attention to meeting the special needs of refugee women and children and displaced persons, including those with special protection needs;   |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b>   |  |
| 1982/25, PP2<br>4 May 1982   | <i>Considering</i> the special problems of women refugees, particularly with regard to physical safety,  |
| 1991/23, OP3<br>30 May 1991  | 3. <i>Urges</i> Member States, United Nations organizations and non-governmental organizations to ensure that the specific needs and resources of refugee and displaced women and children are fully considered in the planning of their activities and programmes;  |

## COUNTRY-SPECIFIC RESOLUTIONS<sup>1</sup>

The table below shows all the country-specific resolutions relating to refugees adopted by the General Assembly. The column entitled "Host Country / Country of Origin of Refugees" indicates the country or occasionally group of countries or region addressed by the resolution. The country is either the receiving country of the refugee population or the country of origin.

| <b>GENERAL ASSEMBLY RESOLUTIONS</b>   |             |   |
|---------------------------------------|-------------|---|
| <b>Resolution &amp; Paragraph No.</b> | <b>Date</b> | <b>Host Country / Country of Origin of Refugees</b> |
| 1006 (ES-II)                          | 9 Nov 1956  | Hungary   |
| 1007 (ES-II)                          | 9 Nov 1956  | Hungary   |
| 1129 (XI)                             | 21 Nov 1956 | Hungary   |
| 1167 (XII)                            | 26 Nov 1957 | Hong Kong (Chinese Refugees)                        |
| 1286 (XIII)                           | 5 Dec 1958  | Morocco and Tunisia (Algerian Refugees)             |
| 1389 (XIV)                            | 20 Nov 1959 | Morocco and Tunisia (Algerian Refugees)             |
| 1500 (XV)                             | 5 Dec 1960  | Morocco and Tunisia (Algerian Refugees)             |
| 1671 (XVI)                            | 18 Dec 1961 | Congo (Angolan Refugees)                            |
| 1672 (XVI)                            | 18 Dec 1961 | Morocco and Tunisia (Algerian Refugees)             |
| 1784 (XVII)                           | 7 Dec 1962  | Hong Kong (Chinese Refugees)                        |
| 2790 (XXVI)                           | 6 Dec 1971  | India (East Pakistani Refugees)                     |
| 2958 (XXVII)                          | 12 Dec 1972 | Sudanese Refugees                                   |
| 31/126                                | 16 Dec 1976 | South African Refugees                              |
| 32/70                                 | 8 Dec 1977  | Southern Africa                                     |
| 32/119                                | 16 Dec 1977 | South African Refugees                              |
| 33/164                                | 20 Dec 1978 | South African Refugees                              |
| 34/174                                | 17 Dec 1979 | Namibian, Zimbabwean and South African Refugees     |
| 35/180                                | 15 Dec 1980 | Somalia   |
| 35/181                                | 15 Dec 1980 | Sudan   |
| 35/182                                | 15 Dec 1980 | Djibouti  |
| 35/183                                | 15 Dec 1980 | Ethiopia  |
| 35/184                                | 15 Dec 1980 | Southern Africa                                     |
| 36/153                                | 16 Dec 1981 | Somalia   |
| 36/156                                | 16 Dec 1981 | Djibouti  |
| 36/158                                | 16 Dec 1981 | Sudan   |
| 36/161                                | 16 Dec 1981 | Ethiopia  |
| 36/170                                | 16 Dec 1981 | Southern Africa                                     |
| 37/173                                | 17 Dec 1982 | Sudan   |
| 37/174                                | 17 Dec 1982 | Somalia   |
| 37/175                                | 17 Dec 1982 | Ethiopia  |
| 37/176                                | 17 Dec 1982 | Djibouti  |
| 37/177                                | 17 Dec 1982 | Southern Africa                                     |
| 38/88                                 | 16 Dec 1983 | Somalia   |
| 38/89                                 | 16 Dec 1983 | Djibouti  |
| 38/90                                 | 16 Dec 1983 | Sudan   |
| 38/91                                 | 16 Dec 1983 | Ethiopia  |

<sup>1</sup> See also *Regional Refugee Issues*

|        |             |                                     |
|--------|-------------|-------------------------------------|
| 38/95  | 16 Dec 1983 | Southern Africa                     |
| 38/213 | 20 Dec 1983 | Djibouti                            |
| 39/104 | 14 Dec 1984 | Somalia                             |
| 39/105 | 14 Dec 1984 | Ethiopia                            |
| 39/106 | 14 Dec 1984 | Chad                                |
| 39/107 | 14 Dec 1984 | Djibouti                            |
| 39/108 | 14 Dec 1984 | Sudan                               |
| 39/109 | 14 Dec 1984 | Southern Africa                     |
| 40/132 | 13 Dec 1985 | Somalia                             |
| 40/133 | 13 Dec 1985 | Ethiopia                            |
| 40/134 | 13 Dec 1985 | Djibouti                            |
| 40/135 | 13 Dec 1985 | Sudan                               |
| 40/136 | 13 Dec 1985 | Chad                                |
| 40/138 | 13 Dec 1985 | Southern Africa                     |
| 41/123 | 4 Dec 1986  | South African and Namibian Refugees |
| 41/136 | 4 Dec 1986  | Southern Africa                     |
| 41/137 | 4 Dec 1986  | Djibouti                            |
| 41/138 | 4 Dec 1986  | Somalia                             |
| 41/139 | 4 Dec 1986  | Sudan                               |
| 41/140 | 4 Dec 1986  | Chad                                |
| 41/141 | 4 Dec 1986  | Ethiopia                            |
| 42/126 | 7 Dec 1987  | Djibouti                            |
| 42/127 | 7 Dec 1987  | Somalia                             |
| 42/128 | 7 Dec 1987  | Chad                                |
| 42/129 | 7 Dec 1987  | Sudan                               |
| 42/132 | 7 Dec 1987  | Malawi                              |
| 42/138 | 7 Dec 1987  | Southern Africa                     |
| 42/139 | 7 Dec 1987  | Ethiopia                            |
| 43/20  | 3 Nov 1988  | Afghan Refugees                     |
| 43/141 | 8 Dec 1988  | Sudan                               |
| 43/142 | 8 Dec 1988  | Djibouti                            |
| 43/143 | 8 Dec 1988  | Chad                                |
| 43/144 | 8 Dec 1988  | Ethiopia                            |
| 43/147 | 8 Dec 1988  | Somalia                             |
| 43/148 | 8 Dec 1988  | Malawi                              |
| 43/149 | 8 Dec 1988  | Southern Africa                     |
| 44/15  | 1 Nov 1989  | Afghan Refugees                     |
| 44/22  | 16 Nov 1989 | Kampuchean Refugees                 |
| 44/149 | 15 Dec 1989 | Malawi                              |
| 44/150 | 15 Dec 1989 | Djibouti                            |
| 44/151 | 15 Dec 1989 | Sudan                               |
| 44/152 | 15 Dec 1989 | Somalia                             |
| 44/153 | 15 Dec 1989 | Chad                                |
| 44/154 | 15 Dec 1989 | Ethiopia                            |
| 44/157 | 15 Dec 1989 | Southern Africa                     |
| 44/161 | 15 Dec 1989 | Afghan Refugees                     |
| 45/12  | 7 Nov 1990  | Afghan Refugees                     |
| 45/139 | 14 Dec 1990 | Liberian Refugees                   |
| 45/154 | 18 Dec 1990 | Somalia                             |
| 45/156 | 18 Dec 1990 | Chad                                |
| 45/157 | 18 Dec 1990 | Djibouti                            |
| 45/159 | 18 Dec 1990 | Malawi                              |
| 45/160 | 18 Dec 1990 | Sudan                               |
| 45/161 | 18 Dec 1990 | Ethiopia                            |
| 45/171 | 18 Dec 1990 | Southern Africa                     |
| 45/174 | 18 Dec 1990 | Afghan Refugees                     |
| 48/114 | 20 Dec 1993 | Azerbaijan                          |

|  |               |                                     |
|--|---------------|-------------------------------------|
| 49/7   | 25 Oct 1994   | Great Lakes                         |
| 49/23  | 2 Dec 1994    | Rwandan Refugees                    |
| 49/24  | 2 Dec 1994    | Rwandan Refugees                    |
| 53/1 N   | 8 Dec 1998    | Central and East African Countries  |
| 57/113A and B                                  | 18 Dec 2002   | Afghanistan                         |
| 57/230   | 18 Dec 2002   | Sudan                               |
| 57/231   | 18 Dec 2002   | Myanmar                             |
| 57/233   | 18 Dec 2002   | Democratic Republic of Congo        |
| 57/234   | 18 Dec 2002   | Afghanistan                         |
| <b>ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS</b> |               |                                     |
| 1655 (LII)                                     | 1 June 1972   | Sudanese Refugees                   |
| 1705 (LIII)                                    | 27 July 1972  | Sudanese Refugees                   |
| 1741 (LIV)                                     | 4 May 1973    | Sudanese Refugees                   |
| 1799 (LV)                                      | 30 July 1973  | Sudanese Refugees                   |
| 1877 (LVII)                                    | 16 July 1974  | Sudanese Refugees                   |
| 2095 (LXIII)                                   | 29 July 1977  | Botswana                            |
| 1978/39  | 1 Aug 1978    | Horn of Africa                      |
| 1978/55  | 2 Aug 1978    | South African Refugees              |
| 1980/8   | 28 April 1980 | Ethiopia                            |
| 1980/9   | 28 April 1980 | Somalia                             |
| 1980/10  | 28 April 1980 | Sudan                               |
| 1980/11  | 28 April 1980 | Djibouti                            |
| 1980/44  | 23 July 1980  | Djibouti                            |
| 1980/45  | 23 July 1980  | Sudan                               |
| 1980/53  | 24 July 1980  | Somalia                             |
| 1980/54  | 24 July 1980  | Ethiopia                            |
| 1981/4   | 4 May 1981    | Djibouti                            |
| 1981/5   | 4 May 1981    | Sudan                               |
| 1981/31  | 6 May 1981    | Somalia                             |
| 1981/32  | 6 May 1981    | Ethiopia                            |
| 1982/1   | 27 April 1982 | Sudan                               |
| 1982/2   | 27 April 1982 | Ethiopia                            |
| 1982/3   | 27 April 1982 | Djibouti                            |
| 1982/4   | 27 April 1982 | Somalia                             |
| 1982/25  | 4 May 1982    | Kampuchean Refugees                 |
| 1986/25  | 23 May 1986   | South African and Namibian Refugees |
| 1991/5   | 30 May 1991   | Iraqi Refugees                      |
| 2002/4   | 24 July 2002  | Afghanistan                         |

