

above-mentioned international instruments, may be under arrest or detention on account of trade union activities;

(b) To ensure that, pending the release of such persons, their fundamental rights are fully protected, including the right not to be subjected to torture or other cruel, inhuman or degrading treatment or punishment and the right to receive a fair hearing by a competent, independent and impartial tribunal in the determination of any criminal charge against them;

(c) To take effective measures to safeguard and protect the human rights and fundamental freedoms of trade union leaders who are detained or imprisoned as a result of their struggle against colonialism, aggression and foreign occupation and for self-determination, independence, the elimination of *apartheid* and all forms of racial discrimination and racism, and for the termination of all these violations of human rights.

90th plenary meeting  
20 December 1978

### 33/170. International Year for Disabled Persons

*The General Assembly,*

Recalling its resolution 31/123 of 16 December 1976, in which it proclaimed the year 1981 International Year for Disabled Persons,

Recalling also its resolution 32/133 of 16 December 1977, in which, *inter alia*, it:

(a) Decided to establish an Advisory Committee for the International Year for Disabled Persons, composed of the representatives of fifteen Member States to be appointed, on the basis of equitable geographical distribution, by the Chairman of the Third Committee, in concurrence with the regional groups,

(b) Requested the Secretary-General to convene the Advisory Committee no later than March 1979 at the Headquarters of the United Nations,

Taking into consideration the fact that it has not yet been possible to proceed to the appointment of the members of the Advisory Committee on the basis of the formula laid down in General Assembly resolution 32/133,

Convinced of the necessity of ensuring that the Advisory Committee can be convened by the date specified in resolution 32/133,

1. Decides that the Advisory Committee for the International Year for Disabled Persons shall be composed of the representatives of twenty-three Member States to be appointed, on the basis of equitable geographical distribution, by the Chairman of the Third Committee, in concurrence with the regional groups;

2. Requests the Secretary-General to ensure that the necessary information activities for the International Year for Disabled Persons are initiated, starting from 1 January 1979, and to make the requisite financial provisions.

90th plenary meeting  
20 December 1978

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\* \*

*The Chairman of the Third Committee subsequently informed the Secretary-General<sup>92</sup> that, in accordance with para-*

<sup>92</sup> A/33/550.

*graph 1 of the above resolution, she had appointed the members of the Advisory Committee for the International Year for Disabled Persons.*

*As a result, the Advisory Committee is composed of the following Member States: ALGERIA, ARGENTINA, BANGLADESH, BARBADOS, BELGIUM, BYELORUSSIAN SOVIET SOCIALIST REPUBLIC, CANADA, GERMAN DEMOCRATIC REPUBLIC, INDIA, KENYA, LIBYAN ARAB JAMAHIRIYA, MOROCCO, NIGERIA, OMAN, PANAMA, PHILIPPINES, SWEDEN, UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND, UNITED STATES OF AMERICA, URUGUAY, VIET NAM, YUGOSLAVIA and ZAIRE.*

### 33/171. United Nations Yearbook on Human Rights

*The General Assembly,*

Recalling Economic and Social Council resolution 9 (II) of 21 June 1946, in accordance with which the *United Nations Yearbook on Human Rights* was established,

Conscious that many developments have taken place since the *Yearbook* was initially established, as a result of which the objectives, contents and format of the *Yearbook* may now be in need of modification,

Mindful that the Human Rights Committee has expressed the wish to have some of its documents recorded in a yearbook,

1. Requests the Commission on Human Rights at its thirty-fifth session to review the objectives, contents and format of the *United Nations Yearbook on Human Rights* with a view to framing appropriate recommendations as to the need for modifications, such as the inclusion therein of appropriate documents of the Human Rights Committee and the Committee on the Elimination of Racial Discrimination and of other important documents on human rights in order to enhance its wider dissemination of information relating to human rights;

2. Requests the Secretary-General to submit to the Commission on Human Rights at its thirty-fifth session suggestions for new contents and format for the *Yearbook*.

90th plenary meeting  
20 December 1978

### 33/172. Missing persons in Cyprus

*The General Assembly,*

Recalling its resolutions 3450 (XXX) of 9 December 1975 and 32/128 of 16 December 1977 on the missing persons in Cyprus,

Regretting the delay in the implementation of those resolutions,

1. Urges the establishment of an investigatory body under the chairmanship of a representative of the Secretary-General with the co-operation of the International Committee of the Red Cross, which would be in a position to function impartially, effectively and speedily so as to resolve the problem without undue delay; the representative of the Secretary-General shall be empowered, in case of disagreement, to reach a binding independent opinion which shall be implemented;

2. *Calls upon* the parties to co-operate fully with the investigatory body and, to this effect, to appoint their representatives thereto forthwith;

3. *Requests* the Secretary-General to continue to provide his good offices through his Special Representative in Cyprus, to support the establishment of the investigatory body.

90th plenary meeting  
20 December 1978

### 33/173. Disappeared persons

*The General Assembly,*

*Recalling* the provisions of the Universal Declaration of Human Rights,<sup>93</sup> in particular articles 3, 5, 9, 10 and 11 concerning, *inter alia*, the right to life, liberty and security of person, freedom from torture, freedom from arbitrary arrest and detention, and the right to a fair and public trial, and the provisions of articles 6, 7, 9 and 10 of the International Covenant on Civil and Political Rights,<sup>94</sup> which define and establish safeguards for certain of these rights,

*Deeply concerned* by reports from various parts of the world relating to enforced or involuntary disappearances of persons as a result of excesses on the part of law enforcement or security authorities or similar organizations, often while such persons are subject to detention or imprisonment, as well as of unlawful actions or widespread violence,

*Concerned also* at reports of difficulties in obtaining reliable information from competent authorities as to the circumstances of such persons, including reports of the persistent refusal of such authorities or organizations to acknowledge that they hold such persons in their custody or otherwise to account for them,

*Mindful* of the danger to the life, liberty and physical security of such persons arising from the persistent failure of these authorities or organizations to acknowledge that such persons are held in custody or otherwise to account for them,

*Deeply moved* by the anguish and sorrow which such circumstances cause to the relatives of disappeared persons, especially to spouses, children and parents,

1. *Calls upon* Governments:

(a) In the event of reports of enforced or involuntary disappearances, to devote appropriate resources to searching for such persons and to undertake speedy and impartial investigations;

(b) To ensure that law enforcement and security authorities or organizations are fully accountable, especially in law, in the discharge of their duties, such accountability to include legal responsibility for unjustifiable excesses which might lead to enforced or involuntary disappearances and to other violations of human rights;

(c) To ensure that the human rights of all persons, including those subjected to any form of detention and imprisonment, are fully respected;

(d) To co-operate with other Governments, relevant United Nations organs, specialized agencies, intergovernmental organizations and humanitarian bodies in a common effort to search for, locate or account for such persons in the event of reports of enforced or involuntary disappearances;

<sup>93</sup> Resolution 217 A (III).

<sup>94</sup> Resolution 2200 A (XXI), annex.

2. *Requests* the Commission on Human Rights to consider the question of disappeared persons with a view to making appropriate recommendations;

3. *Urges* the Secretary-General to continue to use his good offices in cases of enforced or involuntary disappearances of persons, drawing, as appropriate, upon the relevant experience of the International Committee of the Red Cross and of other humanitarian organizations;

4. *Requests* the Secretary-General to draw the concerns expressed in the present resolution to the attention of all Governments, regional and interregional organizations and specialized agencies for the purpose of conveying on an urgent basis the need for disinterested humanitarian action to respond to the situation of persons who have disappeared.

90th plenary meeting  
20 December 1978

### 33/174. Establishment of the United Nations Trust Fund for Chile

*The General Assembly,*

*Recalling* its resolutions 31/124 of 16 December 1976 and 32/118 of 16 December 1977 and taking note of Economic and Social Council resolution 1978/15 of 5 May 1978 and Commission on Human Rights resolution 13 (XXXIV) of 6 March 1978,<sup>95</sup>

1. *Decides* to establish a voluntary fund, called the United Nations Trust Fund for Chile, administered in accordance with the Financial Regulations of the United Nations by the Secretary-General with the advice of a Board of Trustees, composed of a chairman and four members with wide experience of the situation in Chile, to be appointed by the Secretary-General with due regard to equitable geographical distribution and in consultation with their Governments, to serve for a three-year term, to receive contributions and distribute, through established channels of assistance, humanitarian, legal and financial aid to persons whose human rights have been violated by detention or imprisonment in Chile, to those forced to leave the country and to relatives of persons in the above-mentioned categories;

2. *Adopts* the arrangements for the management of the Fund set forth in the annex to the present resolution;

3. *Authorizes* the Board of Trustees to promote and solicit contributions and pledges;

4. *Requests* the Secretary-General to put into immediate effect the provisions of the present resolution and to give the Board of Trustees all the assistance it may require;

5. *Appeals* to Member States to respond favourably to requests for contributions to the Fund.

90th plenary meeting  
20 December 1978

#### ANNEX

##### Arrangements for the management of the United Nations Trust Fund for Chile

1. The Secretary-General shall apply the arrangements set forth below for the management of the United Nations Trust Fund for Chile.

<sup>95</sup> See *Official Records of the Economic and Social Council, 1978, Supplement No. 4 (E/1978/34)*, chap. XXVI, sect. A.