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ACTION BY THE ECONOMIC AND SOCIAL COUNCIL ON THE DRAFT RESOLUTIONS
RECOMMENDED BY THE COMMISSION AT ITS FOURTH SESSION

(Note by the Executive Secretary)

1. The Commission will recall that at its fourth session it decided to recommend a number of draft resolutions for action by the Economic and Social Council. These draft resolutions were contained in Part IV of the Commission's annual report (E/3586) and were before the Council at its thirty-fourth session.
2. The Council also had before it at that session a memorandum from the Permanent Representatives of Spain to the United Nations (documents E/L.953 and Corr.1), a joint draft resolution submitted by Colombia, El Salvador and Uruguay (document E/L.971) and a joint draft resolution submitted by Ethiopia and Sudan (document E/L.972).
3. The Council, on 6 July 1962, unanimously adopted draft resolution II in Part IV of the Commission's annual report regarding the attendance of the Swiss Confederation at the sessions of the Commission (ECOSOC resolution 95(IV))^{1/}.
4. The Council decided to defer consideration of the remaining proposals before it until its resumed thirty-fourth session. At this resumed session, which took place at Headquarters from 18 to 20 December 1962, the Council took the following actions:
 - (a) It rejected by 8 votes to 7, with two abstentions and one absent, draft resolution IV in Part IV of the Commission's annual report, i.e. the Commission's recommendation that the Council deprive the Republic of South Africa of membership of the Economic Commission for Africa until it shall set a term to its policy of racial discrimination.

^{1/} Information on this action and an invitation to attend the fifth session of the Commission was sent to the Swiss Confederation by the Executive Secretary on 26 November 1962.

(b) It adopted as resolution 927 (XXXIV) the draft resolution contained in document E/L.971 which had been slightly amended by the co-sponsors. In this resolution the Council decided to refer back to the Commission draft resolution III in Part IV of the Commission's report for further study in so far as it concerned the status of Spain, France and the United Kingdom in the Commission, taking into account the memorandum from the Permanent Representative of Spain to the United Nations,^{1/} the statements made by the representatives of France and the United Kingdom and the discussions on this question at the thirty-fourth session of the Council. The text of resolution 927 (XXXIV) is annexed hereto.^{2/}

(c) The Council rejected by 7 votes to 7 with four abstentions, the draft resolution contained in document E/L.972 which proposed the approval of the recommendation contained in Commission resolution 42(IV) in respect of the membership of Portugal in the Commission and which was designed to replace draft resolution III in Part IV of the Commission's report in so far as it dealt with the status of Portugal in the Commission.

(d) The Council unanimously adopted draft resolution 1 in Part IV of the Commission's annual report, relating to the annual report, of the Commission and its programme of work and priorities.

5. Copies of the summary record of the 1239th meeting^{3/} of the Council, at which the actions described above were taken, are made available separately to member states of the Commission. The secretariat of ECA have on hand a number of these copies for consultation by delegates.

^{1/} See Annex II to this note.

^{2/} Annex I

^{3/} E/SR.1239

ANNEX I

RESOLUTION ADOPTED BY THE ECONOMIC AND SOCIAL COUNCIL

927 (XXXIV). Terms of reference of the Economic Commission for Africa

The Economic and Social Council,

Recalling its resolution 671 A (XXV) of 29 April 1958, establishing the Economic Commission for Africa,

Having examined resolution 42 (IV) of 24 February 1962, of the Economic Commission for Africa^{1/} and, in particular, draft resolution III proposed by the Commission for adoption by the Council,^{2/}

Taking note of the memorandum^{3/} submitted to the Economic and Social Council by the Permanent Representative of Spain to the United Nations and the statements in which the Spanish Government indicates that it is prepared to comply with the provisions of General Assembly resolution 1466 (XIV) of 12 December 1959 and of resolution 24 (III) of 16 February 1961 of the Economic Commission for Africa,^{4/}

Taking note also of the statements^{5/} made by the representatives of the United Kingdom and France to the effect that the delegations of those States to the Economic Commission for Africa would in general refrain from voting against proposals relating mainly to the region and supported by the majority of the countries of the region,

Desiring to ascertain the views of the Commission on the new situation created by this memorandum and these statements,

1/ Official Records of the Economic and Social Council, Thirty-fourth session, Supplement No. 10 (E/3586), Part III.

2/ Ibid., Part IV

3/ E/L.953 and Corr.1

4/ Official Records of the Economic and Social Council, Thirty-second Session, Supplement No. 10 (E/3452/Rev.1), Part III.

5/ See E/Sr.1212 and 1213.

Decides to send to the Economic Commission for Africa, for further study, the above-mentioned draft resolution in so far as it concerns the status of Spain, France and the United Kingdom in the Commission, taking into account the memorandum from the Permanent Representative of Spain to the United Nations, the statements made by the representatives of France and the United Kingdom and the discussions on this question at the thirty-fourth session of the Council.^{6/}

1239th plenary meeting

19 December 1962

6/ See E/SR.1210 to 1213; E/SR.1236 and E/SR.1239

ANNEX II

SPANISH MEMORANDUM (E/L.953)

At its fourth session, held in Addis Ababa in February 1962, the Economic Commission for Africa adopted a resolution on the membership of the Commission and the amendment of its terms of reference (E/CN.14/Res. 42 (IV)).

This resolution, after recalling resolution 24 (III) of the Economic Commission for Africa relating to General Assembly resolution 1466 (XIV), which requested that the Non-Self-Governing Territories of the African continent should be represented by Africans, states that Spain had not furnished any information, verbal or written, regarding the application of those provisions and accordingly recommends the Economic and Social Council to deprive it of membership of the Commission.

The Permanent Mission of Spain to the United Nations wishes to make the following statement in connexion with this matter.

The resolution adopted by the Economic Commission for Africa on 24 February 1962 (E/CN.14/Res.42 (IV)), concerning the amendment of the Commission's terms of reference, states that Spain has not furnished any explanation of its attitude to General Assembly resolution 1466 (XIV) and resolution 24 (III) of the Commission.

At the recent meeting in Addis Ababa, the Spanish delegation complained that the way in which the resolution in question had been submitted had prevented the Spanish Government from giving a reply at that time which would have satisfied the Commission. That was also the opinion expressed by some African delegations during the discussion to which the matter gave rise.

My delegation now has pleasure in stating that the Spanish Government is prepared to comply with the provisions of General Assembly resolution 1466 (XIV) and of resolution 24 (III) of the Economic Commission for Africa.

The Spanish Government has collaborated and is resolved to continue collaborating with all organs of the United Nations, strictly respecting the letter and the spirit of the Charter. In accordance with this policy, which is based on principles of international solidarity and has been recognized very recently by other United Nations bodies, it now states its position in such a way that there will be no room for any misunderstanding.

My delegation accordingly requests the Economic and Social Council, when it adopts a final resolution on this subject, to take into account the fact that Spain's position is similar to that of the other European countries mentioned in the second and third preambular paragraphs of resolution E/CN.14/Res.42 (IV) and to amend operative paragraph 4 of the resolution in such a way as not to deprive my country of the status given to the Powers responsible for the international relations of the territories mentioned in article 6 (1).

ANNEX II(a)

Spanish Memorandum (E/L.953/Corr.1)

Corrigendum

The last paragraph of the memorandum from the Permanent Representative of Spain to the United Nations contained in document E/L.953 should read as follows:

"My delegation accordingly requests the Economic and Social Council, when it adopts a final resolution on this subject, to take into account the fact that Spain's position is similar to that of the other European countries mentioned in operative paragraphs 2 and 3 of resolution E/CN.14/Res.42 (IV) and thus to disregard the recommendation in operative paragraph 4 of the resolution so that my country is not deprived of the status given to the Powers responsible for the international relations of territories situated within the geographical area of the Economic Commission for Africa."