

Text of Resolution
(Doc. A/2624)

The General Assembly,

Considering the request for a supplementary appropriation of \$179,420, made by the Secretary-General in his report (A/2534) for the purpose of covering the awards made by the United Nations Administrative Tribunal in eleven cases numbered 26, and 37 to 46 inclusive,

Considering the concurrence in that appropriation by the Advisory Committee on Administrative and Budgetary Questions contained in its twenty-fourth report to the eighth session of the General Assembly (A/2580),

Considering, nevertheless, that important legal questions have been raised in the course of debate in the Fifth Committee with respect to that appropriation,

Decides
To submit the following legal questions to the International Court of Justice for an advisory opinion:

"(i) Having regard to the Statute of the United Nations Administrative Tribunal and to any other relevant instruments and to the relevant records, has the General Assembly the right on any grounds to refuse to give effect to an award of compensation made by that Tribunal in favour of a staff member of the United Nations whose contract of service has been terminated without his assent?

"(ii) If the answer given by the Court to question (i) is in the affirmative, what are the principal grounds upon which the General Assembly could lawfully exercise such a right?"

United Kingdom and Colombia, was approved by 48 votes in favour (including Canada), 5 against (Soviet bloc), with 13 abstentions (Australia, China, Costa Rica, Ethiopia, Guatemala, Indonesia, Mexico, Nicaragua, Paraguay, Sweden, Turkey, United States, Yugoslavia).

