

*Whereas* the General Assembly has resolved to consider also at the fourth regular session the question of the observance in Roumania of human rights and fundamental freedoms,

*Whereas* certain of the Allied and Associated Powers signatories to the Treaties of Peace with Bulgaria, Hungary and Roumania have charged the Governments of those countries with violations of the Treaties of Peace and have called upon those Governments to take remedial measures,

*Whereas* the Governments of Bulgaria, Hungary and Roumania have rejected the charges of Treaty violations,

*Whereas* the Governments of the Allied and Associated Powers concerned have sought unsuccessfully to refer the question of Treaty violations to the Heads of Mission in Sofia, Budapest and Bucharest, in pursuance of certain provisions in the Treaties of Peace,

*Whereas* the Governments of these Allied and Associated Powers have called upon the Governments of Bulgaria, Hungary and Roumania to join in appointing Commissions pursuant to the provisions of the respective Treaties of Peace for the settlement of disputes concerning the interpretation or execution of these Treaties,

*Whereas* the Governments of Bulgaria, Hungary and Roumania have refused to appoint their representatives to the Treaty Commissions, maintaining that they were under no legal obligation to do so,

*Whereas* the Secretary-General of the United Nations is authorized by the Treaties of Peace, upon request by either party to a dispute, to appoint the third member of a Treaty Commission if the parties fail to agree upon the appointment of the third member,

*Whereas* it is important for the Secretary-General to be advised authoritatively concerning the scope of his authority under the Treaties of Peace,

*The General Assembly,*

1. *Expresses* its continuing interest in and its increased concern at the grave accusations made against Bulgaria, Hungary and Roumania,

2. *Records* its opinion that the refusal of the Governments of Bulgaria, Hungary and Roumania to cooperate in its efforts to examine the grave charges with regard to the observance of human rights and fundamental freedoms justifies this concern of the General Assembly about the state of affairs prevailing in Bulgaria, Hungary and Roumania in this respect;

3. *Decides* to submit the following questions to the International Court of Justice for an advisory opinion:

"I. Do the diplomatic exchanges between Bulgaria, Hungary and Roumania on the one hand and certain Allied and Associated Powers signatories to the Treaties of Peace on the other, concerning the implementation of article 2 of the Treaties with Bulgaria and Hungary and article 3 of the Treaty with Roumania, disclose disputes subject to the provisions for the settlement of disputes contained in article 36 of the Treaty of Peace with Bulgaria, article 40 of the Treaty of Peace with Hungary, and article 38 of the Treaty of Peace with Roumania?"

In the event of an affirmative reply to question I: