

Having regard also to the draft basic principles on the role of lawyers (A/CONF.144/IPM.5, recommendation B), to be submitted to the Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders in 1990 with a view to their finalization,

Recalling its own resolution 1988/40 of 8 March 1988, in which it requested the Sub-Commission to review and finalize the draft declaration on the independence and impartiality of the judiciary, jurors and assessors and the independence of lawyers with a view to submitting it to the Commission at its forty-fifth session,

Welcoming Sub-Commission resolution 1988/25 of 1 September 1988, in which the Sub-Commission referred the draft declaration to the Commission,

1. Expresses its appreciation and thanks to the Special Rapporteur Mr. L. M. Singhvi, for his study on the independence and impartiality of the judiciary, jurors and assessors and the independence of lawyers (E/CN.4/Sub.2/1985/18 and Add.1-6) and for his draft declaration (E/CN.4/Sub.2/1988/20/Add.1 and Add.1/Corr.1);
2. Invites Governments to take into account the principles set forth in the draft declaration in implementing the Basic Principles on the Independence of the Judiciary;
3. Requests the Secretary-General to transmit to the Committee on Crime Prevention and Control, and to the Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders in 1990, the study and the draft declaration, and urges the Committee and the Congress to take them into account in completing work on the draft basic principles on the role of lawyers;
4. Welcomes the close co-operation which has been established between the Centre for Human Rights and the Crime Prevention and Criminal Justice Branch of the Centre for Social Development and Humanitarian Affairs of the United Nations Office at Vienna, and requests the Secretary-General to make appropriate arrangements for the further improvement of such co-operation;
5. Recommends that Governments should provide for the protection of practising lawyers against undue restrictions and pressures in the exercise of their functions;
6. Welcomes the decision of the Sub-Commission to consider the agenda item "Draft declaration on the independence and impartiality of the judiciary, jurors and assessors and the independence of lawyers" at its forty-first session;