

-Aligned Movement
before
the Sixth Committee of the
79th Session of the United Nations General Assembly
Agenda item (83): " Report of the Special Committee on the Charter of the
United Nations and on the Strengthening of the Role of the Organization "

New York, 2024

Mr. Chairman,

I have the honour to deliver this statement on behalf of the ~~Aligned~~ **Aligned** Movement.

While the ~~Non~~ **Non**Aligned Movement continues to attach great importance to the work of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, it can also play a key role in the current reform ~~process~~ **process** of the United Nations as mandated in resolution 3499(XXX) of 15 December 1975.

Over the years, the Committee has worked diligently to produce various documents in the form of declarations and resolutions, such as the Manila Declaration. ~~Negotiated~~ **adopted** by the Charter Committee in 1982, the Manila Declaration is only one of the many major ~~DFKLHYHPHQWV RI WKH & RPPLWWHH 6XFK DERG\ RIZR~~ **DFKLHYHPHQWV RI WKH & RPPLWWHH 6XFK DERG\ RIZR** as an effective forum to clarify and promote general international ~~and~~ **and** charter provisions. The Special Committee has been also instrumental in the preparation of the Handbook on the

7KH 6HFXULW\ &RXQFLO¶V LPSRVHG V DQFWLRQV to the Member Countries of the No\$OLJQH G 0RYHPHQW ,W LV WKH 0R imposition of sanctions should be considered as a last resort. Furthermore, targeted sanctions may be imposed only when there exists a threat to international peace and security or an act of aggression, in accordance with the Charter. They are not applicable as a preventive measure in any and all instances wherein a violation of international law, norms or standards takes place.

Sanctions are blunt instruments, the use of which raises fundamental ethical questions as to whether the suffering inflicted on vulnerable groups in the target country is a legitimate means of exerting political pressure. The objectives of sanctions are not to punish or otherwise exact retribution on the populace. Sanctions regimes should avoid triggering unintended consequences in the target State or third States which may lead to violations of human rights and fundamental freedoms. They should also avoid hindering humanitarian assistance from reaching the civilian population.

In this regard, the objectives of sanctions regimes should be clearly defined based on tenable legal grounds, and their imposition should be for a specified timeframe. Lastly, such sanctions should be lifted as soon as the objectives are achieved. The conditions demanded of the State or party on which sanctions are imposed should also be distinctly outlined and be subject to monitoring its impacts and periodic review.

The Movement also expresses its deep concern regarding the imposition of laws and other forms of coercive economic measures as

In this regard, The Non-Aligned Movement welcomes the 29 December 2023 application filed by a Member State of the Movement, South Africa, instituting proceedings against Israel before the ICJ concerning alleged violations by Israel of its obligations under the Convention on the Prevention and Punishment of the Crime of Genocide in relation to Palestinians in the Gaza Strip and call on Israel to implement the provisional measures ordered by the ICJ. The Non-Aligned Movement stresses also the importance of the request by the General Assembly on 30 December 2022 for an advisory opinion by the ICJ regarding the legal consequences and obligations resulting from the continuation of such illegal policies and self-determination and discriminatory measures against them.

Mr. Chairman,

The NAM fully supports all efforts aimed towards promoting the peaceful settlement of disputes based on provisions of international law and the Charter of the United Nations. In this regard, the annual thematic debates on the means for peaceful settlement of disputes is an important initiative highlighted by the NAM to the Charter Committee. A constructive and informative debate was held this year on an exchange of information on state practices regarding the use of good offices under the agenda item peaceful settlement of disputes. Building upon the information presented within the debate, we are looking forward to discussing other means as well in order to work towards better understanding and progress. The Movement maintains that these annual thematic debates on means of dispute settlement can contribute to more efficient and effective use of such peaceful means while promoting a culture of peace among Member States.

Moreover, when the Committee exhausts discussions on all means of dispute settlement reflected in article 33 of the UN Charter, the input and materials collected by this process can provide a valuable basis for further consideration by the Committee with an aim towards achieving concrete and result-oriented outcomes.

Mr. Chairman,

With respect to the proposals under the agenda items related to the maintenance of peace and security as well as peaceful settlement of disputes, the Movement expresses its concern over the reluctance of some Member States in engaging within meaningful discussions. The NAM reiterates the need for genuine political will in order to advance the outstanding issues included in the agenda of the Committee and invites Member States to fully utilize the capacity of the Special Committee by bringing new and practical proposals to the Committee.

The Movement is of the view that the Committee should redouble its efforts, inter alia, to examine suggestions and proposals regarding the Charter and the strengthening of the role of the UN. Moreover, we are ready to engage in discussion with other groups to arrange a work programme for the Charter Committee to facilitate any discussion in the future with the aim of enhancing the ability of the UN to achieve its purposes.

The Movement takes note of the progress made by the Secretariat since the last report in updating the Repertory of Practice of United Nations Organs and the Repertoire of the Practice of the Security Council. However, the Movement notes with concern that the backlog in the preparation of volume III of the repertory has not yet been eliminated. In light of this issue, the Movement calls upon the Secretary-General to effectively address this matter on a priority basis. Finally, we express our satisfaction with the availability of studies on the internet as well as the regular updating of the website of the Repertory and repertoire by the Codification Division.