



**INDIA**  
**भारत**

**STATEMENT BY**

**MR. SANDEEP KUMAR BAYYAPU**  
**FIRST SECRETARY**  
**PERMANENT MISSION OF INDIA TO THE UN**

**ON**

**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”**

**AT THE**

**SIXTH COMMITTEE OF THE 72<sup>ND</sup> SESSION OF THE  
UNITED NATIONS GENERAL ASSEMBLY**

**NEW YORK**

**10 OCTOBER 2017**

**Thank you Mr. Chairman,**

We align with the statement made on behalf of Non-Aligned Movement, and in our national capacity we have the following general remarks:

We consider the work of the "Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization" important. The Special Committee's mandate is well placed to play an important role in the interpretation of the provisions of the Charter.

**Mr. Chairman,**

We thank the Chairman of the Special Committee, Mr. Ruslan Varankov and the Bureau have taken note of the Report of the Special Committee as contained in document no. A/72/33.

We have also taken note of the Secretary-General report A/72/136 on Implementation of the provisions of the Charter of the United Nations related to assistance to third States affected by the application of sanctions pursuant to the General Assembly resolution A/71/146.

**Mr. Chairman,**

We would like to address three specific issues, which are under consideration of the Special Committee. These are : peaceful settlement of disputes; maintenance of international peace and security; and assistance to third States affected by the application of sanctions.

**Mr. Chairman,**

The United Nations represents our collective recognition that only cooperative and effective multilateralism can enable peace and prosperity in the context of the range of inter-connected challenges that we face in our inter-dependent world. India strongly believes in multilateralism and peaceful settlement of disputes according to laid down international laws.

The States are obliged to settle their disputes by peaceful means, which is one of the fundamental principles under paragraph 3 of Article 2 of the UN Charter. Further, Article 33 of the Charter further strengthens this duty and provides the means which the parties to a dispute can choose freely. The

International Court of Justice, the principal judicial organ of the United Nations, plays an important role in the peaceful settlement of disputes.

India supports the retention of the 'Peaceful Settlement of Disputes between States' on the agenda of the Special Committee. We believe that the revised proposal by the Non Aligned Movement on 'The pacific settlement of disputes and its impact on the maintenance of peace', is an important one. We hope that member states will engage constructively on this proposal.

**Mr. Chairman,**

According to the UN Charter, maintenance of international peace and security is the primary responsibility of the Security Council, which has to act on behalf of all the UN member States in the discharge of its duties.

In certain situations, the Security Council authorises sanctions under Chapter VII of the UN Charter. In such cases, it becomes important to ensure that sanctions are issued in accordance with the provisions of the UN Charter and do not violate the principles of international law.

Article 50 of the UN Charter confers the right on third States confronted with special economic problems, which may arise because of the Security Council sanctions, to consult the Security Council for solution. This obliges the Security Council to find definitive solution to the problems of the affected third States.

**Mr. Chairman,**

Finally, we commend the continuing efforts of the Secretariat and the Secretary-General to update the *Repertory of Practice of United Nations Organs* and the *Repertoire of the Practice of the Security Council* and to eliminate the backlog in their preparation. The two publications have considerable significance as sources of reference and as effective means of maintaining the institutional memory of the Organization, as well as their importance in the dissemination of the work of the Organization.

**Thank you Mr. Chairman,**

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