

Chapter VIII

**CONSIDERATION OF QUESTIONS UNDER THE COUNCIL'S RESPONSIBILITY
FOR THE MAINTENANCE OF INTERNATIONAL PEACE AND SECURITY**

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INTRODUCTORY NOTE

The principles underlying the organization and presentation of the material presented in chapters VIII-XII of this *Supplement* are the same as for the previous volumes of the *Repertoire*. Those volumes should be consulted for a full statement of such principles.

Chapter VIII indicates the chain of proceedings on the substance of each of the questions included in the report of the Security Council to the General Assembly under the heading: "Questions considered by the Security Council under its responsibility for the maintenance of international peace and security". The range of questions covers broadly those which may be deemed to fall under chapters VI and VII of the Charter. In chapters X, XI and XII of the *Repertoire* is presented ancillary material from the Official Records bearing on relevant Articles of the Charter. References to the ancillary material are given at the appropriate points in the entries for each question in this chapter.

As an outline of the proceedings of the Council in respect of the questions included in its agenda, chapter VIII constitutes a framework within which the ancillary legal and constitutional discussion recorded in chapters X to XII may be considered. The chapter is, therefore, an aid to the examination of the deliberations of the Council expressly related to the provisions of the Charter within the context of the chain of proceedings on the agenda item.

The questions are dealt with in the chronological order of their inclusion in the agenda of the Council¹ and with regard to the Palestine question,² the India-Pakistan question,³ the question of race conflict in South Africa,⁴ the situation in Southern Rhodesia,⁵ the situation in Territories in Africa under Portuguese administration,⁶ the complaint by the Government of Cyprus,⁷ which were included in the Council's agenda before the period under review, in the order of

¹ For a tabulation of the data on submission, see chapter X, part III, as indicated in the editorial note, the questions included in the agenda of the Council during the years 1964 and 1965 appear under conventional short titles.

² *Repertoire of the Practice of the Security Council, 1946-1951*, pp. 325-344; *ibid.*, *Supplement 1952-1955*, pp. 110-118; *ibid.*, *Supplement 1956-1958*, pp. 93-105; *ibid.*, *Supplement 1959-1963*, pp. 150-154.

³ *Repertoire of the Practice of the Security Council, 1946-1951*, pp. 344-352; *ibid.*, *Supplement 1952-1955*, pp. 107-109; *ibid.*, *Supplement 1956-1958*, pp. 112-115; *ibid.*, *Supplement 1959-1963*, pp. 197-199.

⁴ *Repertoire of the Practice of the Security Council, Supplement 1959-1963*, pp. 213-217.

⁵ *Ibid.*, pp. 217-219.

⁶ *Ibid.*, pp. 209-213.

⁷ *Ibid.*, pp. 219-220.

resumption of their consideration by the Council. In respect of each question, there is given at the outset a summary of the case presented to the Council, together with a summary of the contentions made in rebuttal.

The framework of the material for each question is provided by the succession of affirmative and negative decisions within the purview of this chapter. Decisions related to the subject matter of chapters I-VI of the *Repertoire* are, with certain exceptions, omitted as not relevant to the purpose of this chapter or of the ancillary chapters X-XII. The decisions are entered in uniform manner. Affirmative decisions are entered under a heading indicative of the content of the decision, and negative decisions are entered under a heading indicative solely of the origin of the proposal or draft resolution. Affirmative decisions have been reproduced in full as constitutive of the practice of the Council, while negative decisions are indicated in summarized form. Where the negative decision relates to a draft resolution in connexion with which discussion has taken place concerning the application of the Charter, the text of the relevant parts of the draft resolution will in most instances be found in chapters X-XII.

As in the previous volumes of the *Repertoire*, an analytical table of measures adopted by the Council arranged broadly by type of measure has been included as part I of chapter VIII. This table should be regarded as one of the nature of an index to chapter VIII; and no constitutional significance should be attached to the headings adopted in the compilation of this table nor to the inclusion of particular measures under the individual headings. Although the main headings are the same as those appearing in the *Repertoire, Supplement 1959-1963*, the subheadings have been considerably expanded to include types of measures not previously adopted by the Council. In certain instances subheadings have been modified with a view to broadening its scope so as to include thereunder measures which although slightly varying in their formulation are substantially similar.

Much of the activity of the Council in connexion with Chapters VI and VII of the Charter has taken place through the instrumentality of subsidiary organs established to operate in the area of the dispute. As previously, no attempt has been made to reproduce within the *Repertoire* material relating to the organization and procedures of such subsidiary bodies save where questions relating to their organization and procedure have constituted an aspect of the proceedings of the Council itself.

Part I

ANALYTICAL TABLE OF MEASURES ADOPTED BY THE SECURITY COUNCIL

NOTE

As in the previous volumes of the *Repertoire*, the entries in this tabulation are restricted to a reference

to the question, the date of the decision and the serial number of the decision. As has been explained in the editorial note, beginning in the present Supplement

resolutions are numbered in the order of their adoption and the symbol S/RES... has been substituted for previously used S/

I. Preliminary measures for the elucidation of fact

- A. Hearing of interested Governments and authorities (For invitations extended to interested Governments and authorities, see chapter III).
- ** B. Request to parties for information relating to question under consideration.
Complaint by the United States (Tonkin Gulf incident):
Decision: President's statement of 7 August 1964.

II. Determination of the nature of the question

- A. Determination of the existence of a dispute or situation the continuance of which is likely to endanger the maintenance of international peace and security.
- (i) Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), preamble.
- (ii) The question of race conflict in South Africa:
Decision of 18 June 1964 (S/RES/191 (1964)), preamble.
- (iii) Situation in Southern Rhodesia:
Decision of 20 November 1965 (S/RES/217 (1965)), para. 1.
- (iv) Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), para. 1.

III. Injunctions to Governments and authorities involved in hostilities

A. Precautionary action.

Complaint by Senegal:
Decision of 19 May 1965 (S/RES/204 (1965)), para. 3.

B. Cessation of hostilities.

- (i) Complaint by Panama:
Decision: Appeal by the President of 10 January 1964.
- (ii) Complaint by the Government of Cyprus:
Decision: Appeal by the President of 9 August 1964.
Decision of 9 August 1964 (S/RES/193 (1964)), para. 2.
- (iii) Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 2.
- (iv) Situation in the Dominican Republic:
Decision of 14 May 1965 (S/RES/203 (1965)), para. 1.
Decision of 22 May 1965 (S/RES/205 (1965)), para. 1.
- (v) The India-Pakistan question:
Decision of 4 September 1965 (S/RES/209 (1965)), paras. 1 and 2 (first part).
Decision of 6 September 1965 (S/RES/210 (1965)), para. 1 (first part).
Decision of 20 September 1965 (S/RES/211 (1965)), preamble and para. 1.
Decision: President's statement of 22 September 1965.

Decision of 27 September 1965 (S/RES/214 (1965)), operative para.

Decision of 5 November 1965 (S/RES/215 (1965)), para. 2.

C. Taking of measures to stop violence and bloodshed, for restoration of law and order.

Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), paras. 2 and 3.

IV. Measures in connexion with injunctions to be taken by the Governments and authorities directly involved in hostilities

A. Withdrawal of fighting personnel.

The India-Pakistan question:
Decision of 4 September 1965 (S/RES/209 (1965)), para. 2 (second part).
Decision of 6 September 1965 (S/RES/210 (1965)), para. 1 (second part).
Decision of 20 September 1965 (S/RES/211 (1965)), para. 1 (second part).
Decision of 27 September 1965 (S/RES/214 (1965)), operative para. (second part).
Decision of 5 November 1965 (S/RES/215 (1965)), para. 3.

B. Co-operation of the parties and other measures to prevent recurrence of incidents.

- (i) Complaint by Panama:
Decision: Appeal by the President of 10 January 1964.
- (ii) Complaint by Cambodia:
Decision of 4 June 1964 (S/RES/189 (1964)), preamble and para. 3.
- (iii) Complaint by Yemen:
Decision of 9 April 1964 (S/RES/188 (1964)), para. 4.

C. Cessation of flights over the territory of another State in violation of its sovereignty.

Complaint by the Government of Cyprus:
Decision: President's statement of 11 August 1964.

D. Co-operation of parties with Secretary-General in drawing up an agreement on withdrawal of armed personnel.

The India-Pakistan question:
Decision of 5 November 1965 (S/RES/215 (1965)), para. 3.

V. Measures in connexion with injunctions to be taken by other Governments and authorities

A. Prevention of supply of war materials or means for their manufacture.

Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), para. 6.

B. Avoidance of actions impeding the exercise of governmental authority and undermining the territorial integrity and political independence of a State.

- (i) Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), preamble and para. 1.
- (ii) Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 1.

⁸ See p. 93 above.

- C. Avoidance of actions likely to increase tensions between the parties or to worsen a situation.
- (i) Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), para. 1.
Decision of 9 August 1964 (S/RES/193 (1964)), para. 4.
Decision of 10 August 1965 (S/RES/207 (1965)), para. 2.
- (ii) The India-Pakistan question:
Decision of 20 September 1965 (S/RES/211 (1965)), para. 3.
- D. Withholding of assistance including supply of arms which would enable a Government or régime to continue repressive actions in a Non-Self-Governing Territory.
- (i) Situation in Southern Rhodesia:
Decision of 12 November 1965 (S/RES/216 (1965)), para. 2 (second part).
Decision of 20 November 1965 (S/RES/217 (1965)), paras. 8 and 9.
- (ii) Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), para. 6.
- E. Non-recognition of a régime.
- Situation in Southern Rhodesia:
Decision of 12 November 1965 (S/RES/216 (1965)), para. 2 (first part).
Decision of 20 November 1965 (S/RES/217 (1965)), para. 6.
- F. Request for assistance to a regional organization.
- Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 5.
- VI. Measures for settlement
- A. Call upon the parties to utilize peaceful means of settlement.
- The India-Pakistan question:
Decision of 20 September 1965 (S/RES/211 (1965)), para. 4 (second part).
- B. Calling for measures to prevent the violation of human rights and fundamental freedoms.
- (i) The question of race conflict in South Africa:
Decision of 9 June 1964 (S/RES/190 (1964)), preamble and para. 1.
Decision of 18 June 1964 (S/RES/191 (1964)), preamble and paras. 2 and 4.
- (ii) Situation in Southern Rhodesia:
Decision of 6 May 1965 (S/RES/202 (1965)), preamble subparas. (a), (b) and (c).
- C. Calling for measures to promote the granting of independence to colonial countries and peoples.
- (i) Situation in Southern Rhodesia:
Decision of 6 May 1965 (S/RES/202 (1965)), paras. 1, 3, 4, 5, and 6.
- (ii) Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), paras. 3, 4, and 5.
- D. Procedures of pacific settlement noted, advised or recommended.
1. Direct negotiations.
- Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), para. 5 (d).
2. Resort to regional agencies or arrangements.
- (i) Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), preamble and paras. 4, 5 and 6.
- (ii) Situation in Southern Rhodesia:
Decision of 20 November 1965 (S/RES/217 (1965)), para. 10.
3. Good offices, mediation and conciliation.
- (i) Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), para. 7.
Decision of 25 September 1964 (S/RES/194 (1964)), preamble.
- (ii) Complaint by Yemen:
Decision of 9 April 1964 (S/RES/188 (1964)), para. 5.
- E. Provisions bearing on issues of substance, including terms of settlement.
1. Request that appropriate reparation be made.
Complaint by Cambodia:
Decision of 4 June 1964 (S/RES/189 (1964)), para. 2.
2. Convening of a constitutional conference.
Situation in Southern Rhodesia:
Decision of 6 May 1965 (S/RES/202 (1965)), paras. 2 and 6.
3. Release of political prisoners.
- (i) The question of race conflict in South Africa:
Decision of 9 June 1964 (S/RES/190 (1964)), para. 1(c).
Decision of 18 June 1964 (S/RES/191 (1964)), para. 4(b).
- (ii) Situation in Southern Rhodesia:
Decision of 2 May 1965 (S/RES/202 (1965)), preamble (a).
4. Compliance with General Assembly resolutions setting forth the basis for a settlement.
- (i) The question of race conflict in South Africa:
Decision of 9 June 1964 (S/RES/190 (1964)), preamble and para. 1.
- (ii) Situation in Southern Rhodesia:
Decision of 6 May 1965 (S/RES/202 (1965)), preamble.
Decision of 20 November 1965 (S/RES/217 (1965)), para. 7.
5. Renunciation of death sentences.
- (i) The question of race conflict in South Africa:
Decision of 9 June 1964 (S/RES/190 (1964)), para. 1(a).
Decision of 18 June 1964 (S/RES/191 (1964)), para. 4(a).
6. Withdrawal of mercenaries.
Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 3.
- F. Consideration of the possibility of assistance toward settlement of political problems after implementation of cease-fire call.
- The India-Pakistan question:
Decision of 20 September 1965 (S/RES/211 (1965)), para. 4.

G. Expression of concern over aggravation of situation.

- (i) Situation in the Democratic Republic of the Congo:

Decision of 30 December 1964 (S/RES/199 (1964)), preamble.

- (ii) Situation in Southern Rhodesia:

Decision of 6 May 1965 (S/RES/202 (1965)), preamble.

- (iii) Situation in the Dominican Republic:

Decision of 22 May 1965 (S/RES/205 (1965)), preamble.

- (iv) The India-Pakistan question:

Decision of 4 September 1965 (S/RES/209 (1965)), preamble.

H. Denunciation of declaration of independence by a minority régime in a Non-Self-Governing Territory.

Situation in Southern Rhodesia:

Decision of 12 November 1965 (S/RES/216 (1965)), para. 1.

Decision of 20 November 1965 (S/RES/217 (1965)), preamble and para. 3.

I. Request to all States and authorities for recognition and respect of neutrality and territorial integrity of a State.

Complaint by Cambodia:

Decision of 4 June 1964 (S/RES/189 (1964)), para. 4.

J. Deprecation of actions incompatible with the purposes and principles of the Charter.

- (i) Complaint by Yemen:

Decision of 9 April, 1964 (S/RES/188 (1964)), preamble and para. 1.

- (ii) The question of race conflict in South Africa:

Decision of 18 June 1964 (S/RES/191 (1964)), preamble and para. 1.

K. Deprecation of events affecting a situation.

- (i) Situation in the Democratic Republic of the Congo:

Decision of 30 December 1964 (S/RES/199 (1964)), preamble.

- (ii) Situation in the Dominican Republic:

Decision of 14 May 1965 (S/RES/203 (1965)), preamble.

VII. Measures to promote the implementation of resolutions of the Security Council

A. Establishment or employment of subsidiary organs.

1. For prevention of recurrence of hostilities and contribution to the maintenance and restoration of law and order.

Complaint by the Government of Cyprus:

Decision of 4 March 1964 (S/RES/186 (1964)), paras. 4 and 5.

2. For mediation between the parties to promote a peaceful solution and an agreed settlement.

Complaint by the Government of Cyprus:

Decision of 4 March 1964 (S/RES/186 (1964)), para. 7.

3. For observation or supervision in connexion with the ending of hostilities.

- (i) Complaint by the Government of Cyprus:

Decision: President's statement of 11 August 1964.

- (ii) The India-Pakistan question:

Decision of 20 September 1965 (S/RES/211 (1965)), para. 2.⁹

4. For consideration of measures to prevent recurrence of incidents in the territory of a Member State.

Complaint by Cambodia:

Decision of 4 June 1964 (S/RES/189 (1964)), para. 5.

5. For study of feasibility, effectiveness and implications of measures to be taken by the Council.

The question of race conflict in South Africa:

Decision of 18 June 1964 (S/RES/191 (1964)), paras. 8, 9 and 10.

6. For reporting to the Security Council on the situation in the territory of a Member State.

Situation in the Dominican Republic:

Decision of 14 May 1965 (S/RES/203 (1965)), para. 2.

B. Endorsement of decisions of subsidiary organs:

The question of race conflict in South Africa:

Decision of 18 June 1964 (S/RES/191 (1964)), preamble, paras. 3 and 5.

C. Call upon the parties to co-operate fully with subsidiary organs.

- (i) Complaint by the Government of Cyprus:

Decision of 9 August 1964 (S/RES/193 (1964)), para. 3.

Decision of 19 March 1965 (S/RES/201 (1965)), para. 3 (second part).

Decision of 15 June 1965 (S/RES/206 (1965)), para. 3 (second part).

Decision: President's statement of 11 August 1964 (second part).

- (ii) Situation in the Dominican Republic:

Decision of 14 May 1965 (S/RES/203 (1965)), para. 3.

- (iii) The India-Pakistan question:

Decision of 4 September 1965 (S/RES/209 (1965)), para. 3.

D. Determination of duration of stationing of United Nations Force and the mode of its financing.

1. Duration of stationing of the Force.

Complaint by the Government of Cyprus:

Decision of 4 March 1964 (S/RES/186 (1964)), para. 6 (first part).

Decision of 20 June 1964 (S/RES/192 (1964)), para. 4.

Decision of 25 September 1964 (S/RES/194 (1964)), para. 3.

Decision of 18 December 1964 (S/RES/198 (1964)), para. 4.

Decision of 19 March 1965 (S/RES/201 (1965)), para. 5.

Decision of 15 June 1965 (S/RES/206 (1965)), para. 5.

Decision of 17 December 1965 (S/RES/219 (1965)), para. 2.

2. Financing of United Nations Force.

Complaint by the Government of Cyprus:

Decision of 4 March 1964 (S/RES/186 (1964)), para. 6 (second part).

⁹ In reporting to the Council on his efforts to give effect to this part of the resolution the Secretary-General explained that he had taken steps "to provide a group of observers for the supervision of the cease-fire which was accepted by both governments" (S/6699/Add.1-3, O.R., 2th yr., Suppl. for July-Sept. 1965, pp. 329-336). See also chapter V, Case 6.

- E. Invitation to the Government of a Member State to avail itself of the assistance of a subsidiary organ.
The question of race conflict in South Africa:
Decision of 18 June 1964 (S/RES/191 (1964)), para. 7 (second part).
- F. Authorizations to the Secretary-General.
1. To establish peace-keeping force and to appoint its commander.
Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), para. 4.
 2. To appoint a mediator.
Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), para. 7.
 3. To provide for expenses of mediation.
Complaint by the Government of Cyprus:
Decision of 4 March 1964 (S/RES/186 (1964)), para. 8.
 4. To use his good offices for settlement of outstanding issues.
Complaint by Yemen:
Decision of 9 April 1964 (S/RES/188 (1964)), para. 5.
 5. To consider possible United Nations assistance in implementing the Council's recommendation.
The question of race conflict in South Africa:
Decision of 18 June 1964 (S/RES/191 (1964)), para. 6.
 6. To establish an educational and training programme.
The question of race conflict in South Africa:
Decision of 18 June 1964 (S/RES/191 (1964)), para. 11.
 7. To a representative to a Member State to report on the situation.
Situation in the Dominican Republic:
Decision of 14 May 1965 (S/RES/203 (1965)), para. 2.
 8. To assist in the supervision of cease-fire and withdrawal of armed personnel.
The India-Pakistan question:
Decision of 20 September 1965 (S/RES/211 (1965)), para. 2.
 9. To strengthen a subsidiary body.
The India-Pakistan question:
Decision of 6 September 1965 (S/RES/210 (1965)), para. 2 (second part).
 10. To request for concentration of efforts by representative on securing immediate suspension of hostilities.
Situation in the Dominican Republic:
Decision: President's statement of 19 May 1965.
 11. To exert efforts to ensure implementation.
 - (i) The India-Pakistan question:
Decision of 6 September 1965 (S/RES/210 (1965)), para. 2.
Decision of 20 September 1965 (S/RES/211 (1965)), para. 5.
 - (ii) Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), para. 8.
- G. Taking note of reports of the Secretary-General.
- (i) Complaint by the Government of Cyprus:
Decision of 13 March 1964 (S/RES/187 (1964)), preamble.
 - Decision of 20 June 1964 (S/RES/192 (1964)), preamble and para. 3.
 - Decision of 25 September 1964 (S/RES/194 (1964)), preamble.
 - Decision of 18 December 1964 (S/RES/198 (1964)), preamble and para. 3.
 - Decision of 19 March 1965 (S/RES/201 (1965)), preamble and para. 4.
 - Decision of 15 June 1965 (S/RES/206 (1965)), preamble and para. 4.
 - Decision of 10 August 1965 (S/RES/207 (1965)), preamble.
 - Decision of 17 December 1965 (S/RES/219 (1965)), preamble.
 - (ii) The India-Pakistan question:
Decision of 4 September 1965 (S/RES/209 (1965)), preamble.
Decision of 6 September 1965 (S/RES/210 (1965)), preamble.
Decision of 27 September 1965 (S/RES/214 (1965)), preamble.
- H. Appreciation of Secretary-General's efforts in implementing resolutions.
- (i) Complaint by the Government of Cyprus:
Decision of 20 June 1964 (S/RES/192 (1964)), preamble.
Decision of 25 September 1964 (S/RES/194 (1964)), preamble.
Decision of 18 December 1964 (S/RES/198 (1964)), preamble.
Decision of 19 March 1965 (S/RES/201 (1965)), preamble.
Decision of 15 June 1965 (S/RES/206 (1965)), preamble.
 - (ii) The India-Pakistan question:
Decision of 20 September 1965 (S/RES/211 (1965)), preamble.
- I. Expression of concern over military actions and incursions into foreign territories.
- (i) Complaint by Yemen:
Decision of 9 April 1964 (S/RES/188 (1964)), preamble paras. 2 and 3.
 - (ii) Complaint by Senegal:
Decision of 19 May 1965 (S/RES/204 (1965)), para. 1.
 - (iii) Complaint by Cambodia:
Decision of 4 June 1964 (S/RES/189 (1964)), preamble and para. 1.
- J. Expression of concern over breakdown of cease-fire.
The India-Pakistan question:
Decision of 27 September 1965 (S/RES/214 (1965)), preamble.
- K. Deprecation of continued refusal to implement the resolutions of the Security Council.
Situation in Territories in Africa under Portuguese administration:
Decision of 23 November 1965 (S/RES/218 (1965)), preamble and para. 2.
- L. Measures to obtain compliance.
1. Reaffirmation of previous decisions.
 - (a) Of the Security Council:
 - (i) Complaint by the Government of Cyprus:
Decision of 13 March 1964 (S/RES/187 (1964)), preamble and para. 1.
Decision of 20 June 1964 (S/RES/192 (1964)), para. 1.

- Decision of 9 August 1964 (S/RES/193 (1964)), preamble and para. 1.
- Decision of 25 September 1964 (S/RES/194 (1964)), para. 1.
- Decision of 18 December 1964 (S/RES/198 (1964)), para. 1.
- Decision of 19 March 1965 (S/RES/201 (1965)), para. 1.
- Decision of 15 June 1965 (S/RES/206 (1965)), para. 1.
- Decision of 10 August 1965 (S/RES/207 (1965)), para. 1.
- Decision of 17 December 1965 (S/RES/219 (1965)), para. 1.
- (ii) The question of race conflict in South Africa:
- Decision of 9 June 1964 (S/RES/190 (1964)), preamble.
- Decision of 18 June 1964 (S/RES/191 (1964)), preamble and para. 12.
- (iii) Situation in the Democratic Republic of the Congo:
- Decision of 30 December 1964 (S/RES/199 (1964)), preamble.
- (iv) Complaint by Senegal:
- Decision of 19 May 1965 (S/RES/204 (1965)), para. 2.
- (v) Situation in the Dominican Republic:
- Decision of 22 May 1965 (S/RES/205 (1965)), preamble.
- (vi) The India-Pakistan question:
- Decision of 27 September 1965 (S/RES/214 (1965)), preamble.
- Decision of 5 November 1965 (S/RES/215 (1965)), para. 1.
- (vii) Situation in Southern Rhodesia:
- Decision of 20 November 1965 (S/RES/217 (1965)), para. 2.
- (viii) Situation in Territories in Africa under Portuguese administration:
- Decision of 23 November 1965 (S/RES/218 (1965)), preamble.
- (b) Of the General Assembly:
- (i) The question of race conflict in South Africa:
- Decision of 9 June 1964 (S/RES/190 (1964)), preamble.
- (ii) Situation in the Democratic Republic of the Congo:
- Decision of 30 December 1964 (S/RES/199 (1964)), preamble.
- (iii) Situation in Southern Rhodesia:
- Decision of 6 May 1965 (S/RES/202 (1965)), preamble.
- Decision of 20 November 1965 (S/RES/217 (1965)), para. 2.
- (iv) Situation in Territories in Africa under Portuguese administration:
- Decision of 23 November 1965 (S/RES/218 (1965)), preamble.
2. Request for compliance with previous resolutions.
- (i) Complaint by the Government of Cyprus:
- Decision of 20 June 1964 (S/RES/192 (1964)), para. 2.
- Decision: President's statement of 11 August 1964.
- Decision of 25 September 1964 (S/RES/194 (1964)), para. 2.
- Decision of 18 December 1964 (S/RES/198 (1964)), para. 2.
- Decision of 19 March 1965 (S/RES/201 (1965)), para. 2.
- Decision of 15 June 1965 (S/RES/206 (1965)), para. 2.
- (ii) The India-Pakistan question:
- Decision of 27 September 1965 (S/RES/214 (1965)), operative para.
- Decision of 5 November 1965 (S/RES/215 (1965)), para. 2 (first part).
3. Expression of concern over non-implementation of specific measures requested by the Security Council.
- The question of race conflict in South Africa:
- Decision of 18 June 1964 (S/RES/191 (1964)), preamble.
4. Request to Member States to co-operate with the Secretary-General.
- Complaint by the Government of Cyprus:
- Decision of 13 March 1964 (S/RES/187 (1964)), para. 2 (second part).
5. Request to Member States or to all States to exert influence to induce compliance.
- The question of race conflict in South Africa:
- Decision of 9 June 1964 (S/RES/190 (1964)), para. 2.
- Decision of 18 June 1964 (S/RES/191 (1964)), para. 13.
6. Request to the Secretary-General to exert efforts toward implementation of previous resolutions.
- (i) Complaint by the Government of Cyprus:
- Decision of 13 March 1964 (S/RES/187 (1964)), preamble and para. 2 (first part).
- (ii) The India-Pakistan question:
- Decision of 6 September 1965 (S/RES/210 (1965)), para. 2.
- M. Request for assistance from specialized agencies.
- The question of race conflict in South Africa:
- Decision of 18 June 1964 (S/RES/191 (1964)), para. 11.
- N. Call for measures by administering authority to end rebellion in a Non-Self-Governing Territory.
- Situation in Southern Rhodesia:
- Decision of 20 November 1965 (S/RES/217 (1965)), preamble, paras. 4, 5 and 9.
- O. Request for acceptance of recommendation by subsidiary body.
- The question of race conflict in South Africa:
- Decision of 18 June 1964 (S/RES/191 (1964)), para. 7 (first part).
- VIII. Measures to ensure further consideration and to ascertain compliance
- A. Request for information on implementation of resolutions or developments in a situation.
1. From all States on measures for implementation.
- Situation in Territories in Africa under Portuguese administration:
- Decision of 22 November 1965 (S/RES/218 (1965)), para. 7.
2. From the Secretary-General.
- (i) Complaint by the Government of Cyprus:
- Decision of 4 March 1964 (S/RES/186 (1964)), para. 4

- Decision of 9 August 1964 (S/RES/193 (1964)), preamble.
- Decision of 25 September 1964 (S/RES/194 (1964)), para. 4.
- (ii) The question of race conflict in South Africa:
Decision of 9 June 1964 (S/RES/190 (1964)), para. 3.
- (iii) Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 7.
- (iv) Complaint by Senegal:
Decision of 19 May 1965 (S/RES/204 (1965)), para. 4.
- (v) Situation in the Dominican Republic:
Decision of 22 May 1965 (S/RES/205 (1965)), para. 2.
- (vi) The India-Pakistan question:
Decision of 4 September 1965 (S/RES/209 (1965)), para. 4.
Decision of 6 September 1965 (S/RES/210 (1965)), para. 2 (third part).
Decision of 20 September 1965 (S/RES/211 (1965)), para. 5.
Decision of 5 November 1965 (S/RES/215 (1965)), paras. 3 and 4.
- (vii) Situation in Territories in Africa under Portuguese administration:
Decision of 22 November 1965 (S/RES/218 (1965)), para. 8 (second part).
3. From regional agencies or arrangements.
Situation in the Democratic Republic of the Congo:
Decision of 30 December 1964 (S/RES/199 (1964)), para. 6.
- B. Provision by express decision to consider the matter further.
- (i) Situation in Southern Rhodesia:
Decision of 6 May 1965 (S/RES/202 (1965)), para. 7.
Decision of 20 November 1965 (S/RES/217 (1965)), para. 11.
- (ii) The India-Pakistan question:
Decision of 6 September 1965 (S/RES/210 (1965)), para. 3.
- C. Statement by the President that the Council would remain seized of the question.
- (i) Complaint by Panama:
Decision: President's statement of 10 January 1964.
- (ii) Situation in the Dominican Republic:
Decision: President's statement of 26 July 1965.

Part II

COMPLAINT BY PANAMA

INITIAL PROCEEDINGS

By letter¹⁰ dated 10 January 1964, the permanent representative of Panama requested the President of the Security Council, in accordance with Articles 34 and 35, paragraph 1 of the Charter of the United Nations, to convene an early meeting of the Council to consider "urgent matters connected with the grave situation that exists between Panama and the United States of America because of the Canal enclave in our territory". The situation with which Panama was confronted had been brought about by the "repeated threats and acts of aggression committed by the Government of the United States" in Panama, which infringed its territorial sovereignty, violated its territorial integrity and constituted in practice "a serious danger to international peace and security". In addition to other "serious acts" committed as a result of the intolerance of United States troops stationed in the Canal Zone on 3 November 1959, and which had resulted in a total of eighty wounded, Panama had been the victim of aggression since 9 January 1964, with a total of twenty dead and over 300 wounded persons. Should the situation continue to deteriorate, the state of alarm fraught with insecurity and violence was bound to persist. Panama accordingly requested that the United Nations should intervene, so that "these acts of aggression may be considered by the Security Council".

At the 1086th meeting on 10 January 1964, the Council included the item in its agenda¹¹ and considered it at that meeting. The representative of Panama was invited to take part in the discussion.¹²

¹⁰ S/5509, O.R., 19th yr., Suppl. for Jan.-Mar. 1964, pp. 18-19.

¹¹ 1086th meeting: para. 19.

¹² 1086th meeting: para. 20.

Decisions of 10 January 1964 (1086th meeting):
Statement by the President expressing the consensus of the Council to the effect (1) that its President would address an appeal to the parties for an immediate end to the exchange of fire and bloodshed and (2) that the matter remained on the Council's agenda

At the 1086th meeting on 10 January 1964, the representative of Panama* stated that Panama was the victim of an unprovoked armed attack against its territory and its civilian population, committed by the armed forces of the United States garrisoned in the Panama Canal Zone, "while neither its Government, its population nor its citizens have committed any hostile act of any kind". After describing certain "provocations" which had been committed by United States citizens and students he recalled an agreement between Panama and the United States, under which the flags of both countries were to fly together at certain places in the Canal Zone. However, the "Zonians" as United States citizens living in the Zone were called, had done all they could to prevent the agreement from being implemented, and in an arbitrary gesture, the United States Governor in the Canal Zone decided that in some places in the Canal Zone neither the Panamanian nor the United States flag should be hoisted. Despite that ban, United States students attending schools in the Canal Zone decided on their own initiative to hoist only the United States flag at those schools. Such an act of disrespect for an international agreement and challenge to the Panamanian nation caused considerable annoyance to the community of Panama. Consequently on the previous day, 9 January 1964, a number of Panamanian citizens and students decided to hoist their flag at those places where it legally should be hoisted. The police of the Canal Zone and the military forces garrisoned there then opened fire with machine-guns on the peaceful demonstrators, taking a high toll in lives and injuring people. After