

Chapter VII

**PRACTICES RELATIVE TO RECOMMENDATIONS TO THE
GENERAL ASSEMBLY REGARDING THE ADMISSION OF
NEW MEMBERS**

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INTRODUCTORY NOTE

The material covered in this chapter is dealt with on lines similar to those followed in the first supplement to the *Repertoire*. Part I sets forth in tabular form the applications considered and the decisions taken by the Council during the period under review. The other portions of this chapter concern the procedures employed by the Council in dealing with questions of admission.

Compared with the discussions of the Council on such questions during the periods covered in the previous volumes of the *Repertoire*, the proceedings of the Council in respect of admission of new Members in the years 1956-1958 have not involved so large a range of constitutional or procedural questions. Many headings in this chapter consequently remain blank, including, in particular, parts II and VI.

Part I

TABLE OF APPLICATIONS, 1956-1958, AND OF ACTIONS TAKEN THEREON BY THE SECURITY COUNCIL

NOTE

The following table represents a continuation of the one in the previous volumes where its organization is explained. The modifications introduced in the tabulation contained in the last volume have been maintained.

A. APPLICATIONS RECOMMENDED BY THE SECURITY COUNCIL

In the period 1 January 1956-31 December 1958, the Security Council recommended the following States for admission to membership in the United Nations:

- (i) At the 716th meeting on 6 February 1956, the Sudan was unanimously recommended.
- (ii) At the 731st meeting on 20 July 1956, Morocco was unanimously recommended.
- (iii) At the 732nd meeting on 20 July 1956, Tunisia was unanimously recommended.
- (iv) At the 756th meeting on 12 December 1956, Japan was unanimously recommended.
- (v) At the 775th meeting on 7 March 1957, Ghana was unanimously recommended.
- (vi) At the 786th meeting on 5 September 1957, the Federation of Malaya was unanimously recommended.
- (vii) At the 842nd meeting on 9 December 1958, the Republic of Guinea was recommended by 10 votes in favour, none against, with 1 abstention.

B. APPLICATIONS WHICH FAILED TO OBTAIN A RECOMMENDATION

The following applications failed to obtain the Council's recommendation up to the end of 1958:

- (i) Mongolian People's Republic.¹
- (ii) Republic of Korea.²
- (iii) Democratic People's Republic of Korea.³
- (iv) Viet-Nam.⁴
- (v) Democratic Republic of Viet-Nam.⁵

C. DISCUSSION OF THE QUESTION IN THE COUNCIL FROM 1956-1958

[*Note:* The system of debates used for the sake of convenience in the previous volumes is not followed in the present chapter inasmuch as it is unsuited to the nature of the proceedings of the Council since the beginning of 1956.]

The Council has held a total of ten meetings⁶ on questions of admission during this period of three years, and six of these meetings⁷ involved separate discussion of the applications of new States.

¹ Received less than 7 affirmative votes.

² Failed to obtain recommendation owing to the negative vote of a permanent member.

³ Received less than 7 affirmative votes.

⁴ Failed to obtain recommendation owing to the negative vote of a permanent member.

⁵ Received less than 7 affirmative votes.

⁶ 716th (6 February 1956), 731st (20 July 1956), 732nd (26 July 1956), 756th (12 December 1956), 775th (7 March 1957), 786th (5 September 1957), 789th and 790th (both on 9 September 1957), 842nd and 843rd (both on 9 December 1958).

⁷ 716th (Sudan); 731st (Morocco); 732nd (Tunisia); 775th (Ghana); 786th (Malaya); 842nd (Republic of Guinea).

D. APPLICATIONS PENDING ON 1 JANUARY 1956

<i>Applicant</i>	<i>Date of Application</i>	<i>Document</i>
Mongolian People's Republic	24 June 1946	O.R. Suppl. 4, 1st yr., 2nd series, Annex 6 (3), pp. 48-49 (S/95)
Republic of Korea	19 January 1949	O.R. Suppl. Feb. 1949, 4th yr., p. 5 (S/1238)
Democratic People's Republic of Korea	9 February 1949	O.R. 12, 4th yr., p. 18 (S/1247)
Viet-Nam	17 December 1951	O.R., 7th yr., Suppl. for Jan.-Mar. 1952, p. 1 (S/2446)
Democratic Republic of Viet-Nam	(i) 22 November 1948 ^a (ii) 29 December 1951	O.R., 7th yr., Suppl. for July-Sept. 1952, pp. 57-58 (S/2780) O.R., 7th yr., Suppl. for Jan.-Mar. 1952, pp. 3-4 (S/2466)
Japan	16 June 1952	O.R., 7th yr., Suppl. for Apr.-June 1952, pp. 19-20 (S/2673)

^a Circulated on 17 September 1952 as S/2780. (See *Repertoire*, Suppl. 1952-1955, p. 91, Case 1.)

E. APPLICATIONS SUBMITTED BETWEEN 1 JANUARY 1956 AND 31 DECEMBER 1958

<i>Applicant</i>	<i>Date of Application</i>	<i>Document ^a</i>
Sudan	21 January 1956	O.R., 11th yr., Suppl. for Jan.-Mar. 1956, pp. 10-11 (S/3543)
Morocco	4 July 1956	O.R., 11th yr., Suppl. for July-Sept. 1956, p. 1 (S/3617)
Tunisia	14 July 1956	O.R., 11th yr., Suppl. for July-Sept. 1956, pp. 4-5 (S/3622)
Ghana	7 March 1957	O.R., 11th yr., Suppl. for Jan.-Mar. 1957, p. 10 (S/3797)
Federation of Malaya	31 August 1957	O.R., 12th yr., Suppl. for July-Sept. 1957, pp. 22-23 (S/3872)
Republic of Guinea	3 December 1958	S/4122

^a Includes the formal declaration in each case.

F. VOTES IN THE SECURITY COUNCIL (1956-1958) ON DRAFT RESOLUTIONS AND AMENDMENTS CONCERNING APPLICATIONS FOR ADMISSION TO MEMBERSHIP IN THE UNITED NATIONS

<i>Draft resolution, etc.</i>	<i>Subject of vote</i>	<i>Vote for</i>	<i>Vote ag.</i>	<i>Vote abst.</i>	<i>Meeting and date</i>	<i>Result of vote ^a</i>
<i>Sudan</i> , French-U.K.-U.S. d.r. (S. 3545) recommending admission	Same	11	0	0	716th 6.2.56	Adopted
<i>Morocco</i> , French d.r. (S. 3620) recommending admission	Same	11	0	0	731st 20.7.56	Adopted
<i>Tunisia</i> , French d.r. (S. 3627) recommending admission	Same	11	0	0	732nd 26.7.56	Adopted

F. VOTES IN THE SECURITY COUNCIL (1956-1958) ON DRAFT RESOLUTIONS AND AMENDMENTS CONCERNING APPLICATIONS FOR ADMISSION TO MEMBERSHIP IN THE UNITED NATIONS (cont'd.)

<i>Draft resolution, etc.</i>	<i>Subject of vote</i>	<i>Vote for ag. abst.</i>			<i>Meeting and date</i>	<i>Result of vote ^a</i>
<i>Japan, Peru d.r. (S/3754) recommending admission</i>	Same	11	0	0	756th 12.12.56	Adopted
<i>Mongolian People's Republic, USSR d.r. (S/3755) recommending admission</i>	Same	4	2	5	756th 12.12.56	Not adopted
<i>Ghana, Australian-U.K. d.r. (S/3800) recommending admission</i>	Same	11	0	0	775th 7.3.57	Adopted
<i>Malaya, Australian-U.K. d.r. (S/3876) recommending admission</i>	Same	11	0	0	786th 5.9.57	Adopted
<i>Democratic People's Republic of Korea, USSR amendment (S/3887) to joint d.r. (S/3884) — see below</i>	Same	1	9	1	790th 9.9.57	Not adopted
<i>Republic of Korea, Australia, China, Colombia, Cuba, France, Philippines, U.K., U.S. d.r. (S/3884) recommending admission</i>	Same	10	1	0	790th 9.9.57	Not adopted
<i>Viet-Nam, Australia, China, Colombia, Cuba, France, Philippines, U.K., U.S. d.r. (S/3885) recommending admission</i>	Same	10	1	0	790th 9.9.57	Not adopted
<i>Mongolian People's Republic, USSR d.r. (S/3877) recommending admission</i>	Same	2	5	4	790th 9.9.57	Not adopted
<i>Republic of Guinea, Iraq-Japan d.r. (S/4131)</i>	Same	10	0	1	842nd 9.12.58	Adopted
<i>Democratic People's Republic of Korea, USSR amendment (S/4132) to joint d.r. (S/3129/Rev.1) — see below</i>	Same	1	8	2	843rd 9.12.58	Not adopted
<i>Republic of Korea, France, Japan, U.K., U.S. d.r. (S/4129/Rev.1) recommending admission</i>	Same	9	1	1	843rd 9.12.58	Not adopted
<i>Viet-Nam, France, Japan, U.K., U.S. d.r. (S/4130/Rev.1) recommending admission</i>	Same	8	1	2	843rd 9.12.58	Not adopted

^a Both the subject and the result of the vote are usually given in the form announced by the President.

****Part II**

CONSIDERATION OF THE ADOPTION OR AMENDMENT OF RULES 58, 59 AND 60 OF THE PROVISIONAL RULES OF PROCEDURE

Part III

PRESENTATION OF APPLICATIONS

NOTE

Part III of this chapter sets forth material concerning the presentation of applications up to the point at which the Security Council considers an item on the agenda, that is, the submission of applications to the Secretary-General, their communication to representatives on the Council and their subsequent inclusion in the provisional agenda.

The following list^a completes, for the period under review, the historical data set forth in the previous volumes concerning presentation of applications:

^a The list does not cover renewals of applications, since in practice applications have been regarded both by the Security Council and the General Assembly as pending so long as admission has not been effected.

(ix) In 1956⁹

Sudan	21 January 1956
Morocco	4 July 1956
Tunisia	14 July 1956

⁹ Sudan, S/3543, *O.R.*, 11th year, *Suppl. for Jan.-Mar. 1956*, pp. 10-11; Morocco, S/3617, *O.R.*, 11th year, *Suppl. for July-Sept. 1956*, p. 1; Tunisia, S/3622, *O.R.*, 11th year, *Suppl. for July-Sept. 1956*, pp. 4-5.

(x) In 1957¹⁰

Ghana	7 March 1957
Federation of Malaya	31 August 1957

(xi) In 1958¹¹

Republic of Guinea	3 December 1958
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¹⁰ Ghana, S/3797, *O.R.*, 12th year, *Suppl. for Jan.-Mar. 1957*, p. 10; Malaya, S/3872, *O.R.*, 11th year, *Suppl. for July-Sept. 1956*, p. 1.

¹¹ Republic of Guinea, S/4122.

Part IV

REFERENCE OF APPLICATIONS TO THE COMMITTEE ON THE ADMISSION OF NEW MEMBERS

NOTE

During the period covered by this volume, the Security Council has not referred any application to its Committee on the Admission of New Members. No proposal to refer applications to the Committee has been made during this period. Summaries of the relevant intervention in three cases are provided as illustrations of the Council's practices as regards newly submitted applications. Two other cases deal with actions taken by the Council in connexion with applications whose reconsideration had been requested by the General Assembly.

A. BEFORE A RECOMMENDATION HAS BEEN FORWARDED OR A REPORT SUBMITTED TO THE GENERAL ASSEMBLY

****1. Applications referred to the Committee by the President**

****2. Applications referred to the Committee by decisions of the Security Council**

3. Applications considered by the Security Council without reference to the Committee

CASE 1

At the 716th meeting on 6 February 1956, in connexion with the application of the Sudan, a number of representatives suggested that the Council dispense with referring the application to the Committee on the Admission of New Members. The representative of Australia supported the suggestion, noting that:

"It seems clear that there is no doubt in the minds of members of the Security Council regarding the Sudan's qualifications for membership of the United Nations."

However, he added that:

"...such reference would not in itself cast any reflection upon any country whose application might be dealt with in that way. The provisions of rule 59 regarding reference to a committee on new Members are clear and, in our opinion, should be applied as

a matter of course unless, as we expect in this case, the Council decides otherwise. In the process that led to the admission of so many outstanding applications by the General Assembly in December 1955, there was perhaps little need to call on the Committee of the Council, and I am very happy to agree that it is not necessary on this occasion. However, in the Australian view, this is not a precedent, and future applicants should not feel that they are being singled out for undue critical attention if the Security Council in the future permits their applications to be referred to the Committee under rule 59."

There being no objection, the Council proceeded to adopt a draft resolution recommending the admission of the Sudan.¹²

CASE 2

At the 731st meeting on 20 July 1956, in connexion with the application of Morocco, the representative of France stated that:

"...it is self-evident that there is little point in referring its application to the Committee on the Admission of New Members, for the Council has for several years—and most recently in the case of the Sudan—waived this procedure in respect of all new candidates."

Similar views were expressed by various other members of the Council.

The representative of Australia observed that:

"Rule 59 of the rules of procedure, which provides—unless the Council decides otherwise—for applications for membership to be referred to a committee, affords a useful practice, in our view, for the consideration of cases in which there may be some doubt as to the qualifications, under the Charter, of an applicant for membership. Since it seems clear in

¹² For texts of relevant statements, see:

716th meeting: President (USSR), paras. 77-78; Australia, paras. 60-61; Iran, paras. 33-34; United Kingdom, para. 12; United States, para. 16.

the case of Morocco that all members of the Council agree that no such doubt does exist, the Australian delegation is happy to concur in the proposal of the French delegation that the application of rule 59 should be waived by the Council on this occasion."

There being no objection, the Council adopted a draft resolution recommending admission of Morocco.¹³

CASE 3

At the 842nd meeting on 9 December 1958, in connexion with the application of the Republic of Guinea, the President suggested:

"... that the Council agree, as provided in rule 59 of the provisional rules of procedure, to consider this application directly without first referring it for examination to the Committee on the Admission of New Members."

There being no objection, the Council proceeded to adopt a draft resolution recommending the admission of the Republic of Guinea.¹⁴

**4. Applications reconsidered by the Security Council after reference to the Committee

B. AFTER AN APPLICATION HAS BEEN SENT BACK BY THE GENERAL ASSEMBLY TO THE SECURITY COUNCIL FOR RECONSIDERATION

**1. Applications referred to the Committee by the President

2. Applications reconsidered by the Security Council without reference to the Committee

¹³ For texts of relevant statements, see: 731st meeting: Australia, para. 38; France, para. 13; Iran, para. 30; United Kingdom, para. 17.

¹⁴ 842nd meeting (PV): p. 9.

CASE 4

At the 789th and 790th meetings on 9 September 1957, the Council considered, as sub-items (a) and (b) of its agenda, General Assembly resolution 1017 A and B (XI) of 28 February 1957, in which the Assembly *inter alia* requested the Council to reconsider, respectively, the applications of the Republic of Korea and of Viet-Nam. It also considered, as sub-item (c), communications concerning the application of the Mongolian People's Republic. The Council voted upon proposals¹⁵ to recommend admission of each of these applicants and of the Democratic People's Republic of Korea. There was no suggestion or proposal that any of the applications should be referred to the Committee on the Admission of New Members.

CASE 5

At the 843rd meeting on 9 December 1958, the Council considered as sub-items (b) and (c) of its agenda, General Assembly resolution 1114 A and B (XIII) of 25 October 1957, in which the Assembly required the Council to reconsider, respectively, the applications of the Republic of Korea and of Viet-Nam. The Council voted upon proposals¹⁶ to recommend admission of each of these two applicants and of the Democratic People's Republic of Korea. No suggestion or proposal was made with a view to referring any of these applications to the Committee on the Admission of New Members.

¹⁵ S/3884, O.R., 12th year, Suppl. for July-Sept. 1957, p. 37; joint draft resolution concerning the Republic of Korea; S/3887, O.R., 12th year, Suppl. for July-Sept. 1957, p. 37; USSR amendment concerning the Democratic People's Republic of Korea; S/3885, O.R., 12th year, Suppl. for July-Sept. 1957, p. 37; joint draft resolution concerning Viet-Nam; S/3877, O.R., 12th year, Suppl. for July-Sept. 1957, p. 33; USSR draft resolution concerning the Mongolian People's Republic.

¹⁶ S/4129/Rev.1: joint draft resolution concerning the Republic of Korea; S/4132: USSR amendment concerning the Democratic People's Republic of Korea; S/4130/Rev.1: joint draft resolution concerning Viet-Nam.

Part V

PROCEDURES IN THE CONSIDERATION OF APPLICATIONS WITHIN THE SECURITY COUNCIL

NOTE

The material included in this part consists of three cases concerning the order in which applications were reconsidered and voted upon, and of two cases dealing with proposals calling for simultaneous admission of two applicants.

A. DISCUSSION OF APPLICATIONS

1. Order of the discussion of applications

CASE 6

At the 789th meeting on 9 September 1957, the Council adopted the following agenda:

"Admission of new Members:

"(a) Resolution 1017(XI)A of the General Assembly, adopted on 28 February 1957; letter dated 4 March 1957 of the Secretary-General (S/3803); letter dated 4 September 1957 from the representative of the United States of America addressed to the President of the Security Council (S/3880)

"(b) Resolution 1017(XI)B of the General Assembly, adopted on 28 February 1957; letter dated 4 March 1957 of the Secretary-General (S/3803); letter dated 4 September 1957 from the representative of the United States of America addressed to the President of the Security Council (S/3881)

"(c) Cablegram dated 1 September 1957 from the Foreign Minister of the Mongolian People's Republic addressed to the President of the Security Council concerning its application for membership (S/3873); Letter dated 3 September 1957 from the representative of the Union of Soviet Socialist Republics addressed to the Secretary-General (S/3877)"

The representative of the USSR suggested that the Council discuss the three sub-items simultaneously and then proceed to separate votes.

The President (Cuba) expressed the view that "...in accordance with the practice followed by the Security Council, the sub-items should be discussed separately", and that that would also be in accordance with the advisory opinion of the International Court of Justice.¹⁷

The representative of the United States declared that it was well established that each application should be considered on its own merits, and that that argued for separate individual consideration.

The representative of the USSR said that he would not object to the procedure proposed by the President, and expressed the opinion that under it each delegation was entitled to set forth its position in a single statement if it so wished.

The President then stated:

"The Council will therefore now take up item 2 (a) of its agenda. This, of course, does not preclude members from speaking on any of the other sub-items on our agenda today."

The Council proceeded accordingly.¹⁸

****2. Documentation submitted to the Security Council**

B. VOTING ON APPLICATIONS

****1. Omission of voting on applications when previous position of members is unchanged**

2. Time and order of voting on applications

CASE 7

At the 790th meeting on 8 September 1957 (see Cases 3 and 4 above), the Council reconsidered four applications.¹⁹ The relevant draft resolutions and amendment in relation to four applications were voted upon separately.

CASE 8

At the 790th meeting on 9 September 1957 (see Cases 3-5 above), the representative of the USSR for-

mally proposed that the Council "postpone a decision on the question of the admission of Viet-Nam" to membership in the United Nations until the country had become unified.²⁰

Referring to this proposal, the President (Cuba) stated that:

"I wish to remind the Council that, under subparagraph 5 of rule 33 of the rules of procedure, the representative of the Soviet Union has proposed that the Council should postpone discussion of this question until Viet-Nam has been unified through free elections..."²¹

The USSR proposal, as formulated by the President, was rejected by 1 vote in favour to 10 against.

3. Consideration of a proposal recommending the admission of a number of applicant States

CASE 9

At the 789th meeting on 9 September 1957, the Council had before it a joint draft resolution²² by which it would recommend admission of the Republic of Korea. The representative of the USSR submitted an amendment²³ to this draft resolution, whereby the Council would recommend that the Democratic People's Republic of Korea and the Republic of Korea be admitted simultaneously. The USSR amendment was voted upon at the 790th meeting, also on 9 September 1957, and was rejected by 1 vote in favour to 9 against, with 1 abstention.

CASE 10

At the 843rd meeting on December 1958, the Council had before it a joint draft resolution²⁴ whereby it would recommend admission of the Republic of Korea. The representative of the USSR submitted an amendment²⁵ to this draft resolution, by which the Council would recommend that the Democratic People's Republic of Korea and the Republic of Korea be admitted simultaneously. The USSR amendment was rejected by 1 vote in favour to 8 against, with 2 abstentions.

****4. The question of submission of a draft resolution with a view to voting on an application**

****5. Conflict between a proposal to recommend admission and a proposal to postpone voting**

****6. Consideration of a draft resolution to note the qualifications of an applicant for membership**

¹⁷ ICJ Reports, 1948.

¹⁸ For texts of relevant statements, see:

789th meeting: President (Cuba), para. 10; USSR, paras. 1, 2, 9; United States, paras. 7-8.

¹⁹ See Case 3, footnote.

²⁰ 790th meeting: para. 45.

²¹ 790th meeting: para. 54.

²² S 3884, O.R., 12th year, Suppl. for July-Sept. 1957, p. 37.

²³ S 3887, O.R., 12th year, Suppl. for July-Sept. 1957, p. 37.

²⁴ S/4129/Rev.1.

²⁵ S/4132.

****Part VI**

THE ROLE OF THE GENERAL ASSEMBLY AND THE SECURITY COUNCIL