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JOINT FIRST AND SIXTH COMMITTEE

DELEGATION OF COLOMBIA: DRAFT RESOLUTION

THE GENERAL ASSEMBLY

1. WHEREAS the following proposal was unanimously approved by the General Assembly at its session of 19 November 1946:

"The General Assembly of the United Nations declares that it is in the higher interests of Humanity to put an immediate end to religious and so-called racial persecutions and discrimination, and calls on the Governments and responsible authorities to conform both to the letter and to the spirit of the Charter of the United Nations, and to take the most prompt and energetic steps to that end."

2. WHEREAS the Indian Delegation to this Assembly has requested the Assembly to take action with a view to the modification of the laws of the Union of South Africa which establish racial discrimination against the Indians.

RESOLVES

First: To request the International Court of Justice to give an advisory opinion on the following legal questions.

(a) Whether the Members of the United Nations, in accordance with the Preamble and Article 1, paragraph 3 of the Charter, are under obligation to amend immediately their internal legislation when it establishes racial discrimination incompatible with the text of the Charter.

(b) Whether the Members of the United Nations are entitled in the future to enact internal legislation embodying racial discrimination.

(c) Whether laws of racial discrimination constitute, or may be alleged by States to constitute matters of internal jurisdiction on which the General Assembly is debarred from