to follow developments and to recommend to the parties concerned ways and means of overcoming the pending procedural difficulties of the Committee on Missing Persons in Cyprus and, in co-operation with the Committee, to facilitate the effective implementation of its investigative work on the basis of the existing relevant agreements;

2. Calls upon all parties concerned to facilitate such investigation in a spirit of co-operation and good will;

3. Requests the Secretary-General to continue to provide his good offices with a view to facilitating the work of the Committee on Missing Persons in Cyprus.

110th plenary meeting
17 December 1982

37/182. Summary or arbitrary executions

The General Assembly,

Recalling the provisions of the Universal Declaration of Human Rights, which states that every human being has the right to life, liberty and security of person and that everyone shall be entitled to a fair and public hearing by an independent and impartial tribunal established by law,

Recalling also its resolution 34/175 of 17 December 1979, in which it reaffirmed that mass and flagrant violations of human rights are of special concern to the United Nations and urged the Commission on Human Rights to take timely and effective action in existing and future cases of mass and flagrant violations of human rights,

Recalling further its resolution 36/22 of 9 November 1981, in which it condemned the practice of summary or arbitrary executions,

Deeply alarmed at the occurrence on a large scale of summary or arbitrary executions, including extra-legal executions,

Taking note of resolution 1982/13 of 7 September 1982 of the Sub-Commission on Prevention of Discrimination and Protection of Minorities in which the Sub-Commission recommended that effective measures should be adopted to prevent the occurrence of summary or arbitrary executions,

Convinced of the need for appropriate action to combat and eventually eliminate this practice, which represents a flagrant violation of the most fundamental human right, the right to life,

1. Welcomes Economic and Social Council resolution 1982/35 of 7 May 1982, in which it was decided to appoint for one year a special rapporteur to examine the questions related to summary or arbitrary executions and to submit to the Commission on Human Rights, at its thirty-ninth session, a comprehensive report on the occurrence and extent of the practice of such executions, together with his conclusions and recommendations;

2. Requests all Governments to co-operate with and to assist the Special Rapporteur of the Commission on Human Rights in the preparation of his report;

3. Requests the Commission on Human Rights at its thirty-ninth session, on the basis of the report of the Special Rapporteur to be prepared in conformity with Economic and Social Council resolution 1982/35, to make recommendations concerning appropriate action to combat and eventually eliminate the practice of summary or arbitrary executions.

110th plenary meeting
17 December 1982

37/183. Situation of human rights and fundamental freedoms in Chile

The General Assembly,

Aware of its responsibility to promote and encourage respect for human rights and fundamental freedoms for all and determined to remain vigilant with regard to violations of human rights wherever they occur,

Emphasizing the obligation of Governments to protect and promote human rights and to carry out the responsibilities they have undertaken with respect to the various international instruments,


Recalling also the resolutions of the Commission on Human Rights dealing with the human rights situation in Chile, in particular resolution 1982/25 of 10 March 1982, by which the Commission decided, inter alia, to extend the mandate of the Special Rapporteur on the situation of human rights in Chile,

Deploring the fact that the Chilean authorities have consistently refused to co-operate with the Commission on Human Rights and its Special Rapporteur,

Expressing its deepest concern at the total lack of improvement in the human rights situation in Chile, as shown by the Special Rapporteur in his report,

Noting with increasing concern that the Chilean authorities continue to ignore the repeated appeals of the international community, made through a number of resolutions of the General Assembly, the Commission on Human Rights and various other international organs,

Reiterating its deep concern at the lack of information concerning the numerous persons who have disappeared in Chile for political reasons and at the fact that the Chilean authorities have not taken urgent and effective measures to investigate and clarify the fate of those persons,

Noting with great concern that the Constitution promulgated by the Chilean authorities on 11 March 1981 represents the institutionalization of the state of exception, with grave prejudice to the civil and political rights of the Chilean people and serious limitations to their economic, social and cultural rights,

1. Commends the Special Rapporteur on the human rights situation in Chile for his report, submitted in accordance with resolution 1982/25 of the Commission on Human Rights;

2. Reiterates its grave concern at the persistence of serious and systematic violations of human rights in Chile, as described by the Special Rapporteur, in particular at the subversion of the traditional democratic legal order and its institutions, through the maintenance and widening of emergency and exceptional legislation and the promulgation of a Constitution which does not reflect a freely expressed popular will and the provisions of which suppress, suspend or restrict the enjoyment and the exercise of human rights and fundamental freedoms;

3. Reiterates also its deep concern at the inefficacy of the recourse of habeas corpus or amparo in view of the fact that the judiciary in Chile does not exercise its functions fully in this respect, except with considerable restrictions;


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4. **Once more urgently requests** the Chilean authorities to respect and promote human rights in conformity with the obligations undertaken under various international instruments and, in particular, to adopt the concrete measures contemplated in resolution 1982/25 of the Commission on Human Rights, especially the lifting of the state of emergency and the state of exception and the re-establishment of democratic institutions, by ensuring the full enjoyment and exercise of the civil and political rights as well as the economic, social and cultural rights and fundamental freedoms of the Chilean people, as provided in those international instruments;

5. **Urges once more** the Chilean authorities to investigate and clarify the fate of all persons who have disappeared in Chile for political reasons, to inform their families of the results of such investigation and to punish those responsible for the disappearance;

6. **Further urges again** the Chilean authorities to restore the full enjoyment of trade union rights, in particular the right to organize trade unions, the right to collective bargaining and the right to strike;

7. **Urges** the Chilean authorities to respect, in conformity with the International Covenant on Civil and Political Rights, the right of Chilean nationals to live in and freely enter and leave Chilean territory, without restrictions or conditions of any kind, and to cease the practice of “relagation” (assignment of forced residence) and forced exile, in particular of those who participate in trade union activities, academic life or the defence of human rights;

8. **Also urges** the Chilean authorities to put an end to arbitrary detentions and imprisonment in secret places and the practice of torture and other forms of inhuman or degrading treatment which have resulted on occasion in unexplained deaths;

9. **Requests** the Chilean authorities to respect fully the economic, social and cultural rights of the Chilean population in general and of the indigenous population in particular;

10. **Concludes**, on the basis of the report of the Special Rapporteur, that it is necessary to keep under consideration the situation of human rights in Chile;

11. **Calls again** on the Chilean authorities to co-operate with the Commission on Human Rights and its Special Rapporteur and to submit commentaries on his report to the Commission on Human Rights at its thirty-ninth session;

12. **Requests** the Commission on Human Rights to study in depth the report of the Special Rapporteur at its thirty-ninth session, with a view to taking the most appropriate steps, in particular the extension of the mandate of the Special Rapporteur, and report on its consideration, through the Economic and Social Council, to the General Assembly at its thirty-eighth session.

**37/185. Situation of human rights and fundamental freedoms in El Salvador**

**The General Assembly.**

Guided by the principles embodied in the Charter of the United Nations and in the Universal Declaration of Human Rights,

Conscious of its responsibility in all circumstances to promote and encourage respect for human rights and fundamental freedoms for all,

Reiterating that the Governments of all Member States have an obligation to promote and protect human rights and fundamental freedoms and to carry out the responsibilities they have undertaken under various international human rights instruments,