Chapter III

PARTICIPATION IN THE PROCEEDINGS OF THE SECURITY COUNCIL

CONTENTS

INTRODUCTORY NOTE

[redacted] satisfactorily arranged within a classification derived from [redacted] been set forth in the *Repertoire 1946-1951*.

[redacted] the [redacted] the [redacted]

[redacted] Nations is a party to a dispute (Article 32); (3) where the [redacted] affected (Article 31 and rule 37); and (4) where members of the Secretariat or other persons are invited to supply [redacted] of that Article during the period under review. Consequently there are no entries in part II.

[redacted] earlier, has made no distinction between a complaint [redacted] a situation, or a matter not of such nature.

[redacted] to extend an invitation to participate in the discussion where objections or other questions were raised with

The classification of material relevant to participation in the proceedings of the Security Council is designed to [redacted] the invitation might be deemed to rest. Included also in this part is a tabulation of invitations extended by the Council.

[redacted] which the Council has had recourse, adhering where [redacted] relating to the participation of invited representatives [redacted] after the Council had decided to extend invitations.

Part I

BASIS OF INVITATIONS TO PARTICIPATE

NOTE

Part I includes all instances in which proposals to [redacted] the United Nations to participate in the discussion of a question when their interests were considered by the Council to be specially affected.

[redacted] varieties of practice to which the Council has had recourse in connexion with the extension of invitations are dealt with in two sections: section C: Invitations to Members [redacted] have been extended, six have been recorded in tabular form in section C.1 (*a*), whereas the other eighty-eight appear in section C.2 (*a*). As indicated in the previous [redacted]

[redacted] in the proceedings of the Council. In each case history, [redacted] tabulation presents the proceedings in which the question of the applicability of Article 31 and rule 37 of the pro- [redacted] decision of the Council and the main positions taken in [redacted] a request for an invitation from a political entity whose [redacted] the course of the debate are outlined.

In all instances in which Member States submitting matters to the Council in accordance with Article 35, paragraph 1, have asked to participate in the deliberations of the Council, the invitations have been extended as a matter of course and without discussion. This has been true also of invitations under Article 31 to Members of

In section D are reported proceedings involving the extension of an invitation to non-member States of the United Nations as well as other invitations. In one [3] of the two case histories concerning the application of

[1] See tabulations C.1 (*a*), C.2 (*a*).

[3] Case 1.

[3] Case 2.

a presen2on

rule 39, the Council in extending the invitation made [illegible] discussion arose over the designation under which an invitation was denied,[5] the Council took no cognizance of a communication from a régime it had previously declared illegal, while in the second,[6] it rejected after extensive discussion a request from an entity whose [illegible]

[5] Case 3.
[6] Case 5.

**A. IN THE CASE OF PERSONS INVITED IN AN INDIVIDUAL CAPACITY

**B. IN THE CASE OF REPRESENTATIVES OF UNITED NATIONS ORGANS OR SUBSIDIARY ORGANS

C. IN THE CASE OF MEMBERS OF THE UNITED NATIONS

1. Invitation when the Member brought to the attention of the Security Council

(a) A MATTER IN ACCORDANCE WITH ARTICLE 35, PARAGRAPH 1, OF THE CHARTER

Question [a]	*State invited*	*Request for invitation*	*Decision of the Council: invitations extended and renewed* [b]
1. Complaint by the Government [illegible]	[illegible]	S/6488, *OR, 18th yr., Suppl. for* [illegible]	1274th meeting (1275th meeting)
		[illegible]	
		S/7359	1286th meeting
		S/7636	1338th meeting
		S/7999	1362nd meeting
		S/8263	1383rd meeting
		S/8305	1385th meeting (1386th meeting)
		S/8471	1398th meeting
		S/8644	1432nd meeting
		S/8926	1459th meeting
2. The Palestine Question	Syria	S/7419, *OR, 20th yr., Suppl. for July-Sept. 1966*, pp. 38-39	1288th meeting (1289th-1295th meetings)
		S/7422	
	Israel	S/7423, *OR, 20th yr., Suppl. for* [illegible]	1288th meeting (1289th-1295th meetings)
		S/7540, *OR, 20th yr., Suppl. for Oct.-Dec. 1966*, pp. 28-29	1305th meeting (1307th-1310th, 1312th-1314th, 1316th, 1317th, 1319th meetings)
		S/7546	
3. Complaint by the Democratic [illegible]	Democratic [illegible]	S/7503, *OR, 21st yr., Suppl. for* [illegible]	1302nd meeting (1303rd, 1304th, 1306th [illegible]
		[illegible]	
		S/8218, *OR, 22nd yr., Suppl. for Oct.-Dec. 1967*, pp. 201-203	1372nd meeting (1374th, 1376th, 1378th meetings)
4. Situation in the Middle East (I)	United Arab [illegible]	S/7907, *OR, 22nd yr., Suppl. for* [illegible]	1343rd meeting (1344th-1361st, 1365th [illegible]
	United Arab Republic	S/8043, *OR, 22nd yr., Suppl. for July-Sept. 1967*, pp. 69-70	1365th meeting (1366th meeting)
	Israel	S/8044, *OR, 22nd yr., Suppl. for July-Sept. 1967*, pp. 70-71	1365th meeting (1366th meeting)
(II)	United Arab Republic	S/8207, *OR, 22nd yr., Suppl. for Oct.-Dec. 1967*, pp. 191-192	1369th meeting (1370th, 1371st meetings)
	[illegible]	S/8208, *OR, 22nd yr., Suppl. for* [illegible] *Oct.-Dec. 1967*, pp. 192-193	1369th meeting (1370th, 1371st meetings)
		S/8209	
	United Arab [illegible]	S/8226, *OR, 22nd yr., Suppl. for* [illegible]	1372nd meeting (1375th, 1377th, 1379th [illegible]

Question [a]	State invited	Request for invitation	Decision of the Council: invitations extended and renewed [b]
	Jordan	S/8484, *OR, 23rd yr., Suppl. for Jan.-March. 1968*, pp. 278-279	1401st meeting (1402nd-1407th meetings)
	Israel	S/8486, *OR, 23rd yr., Suppl. for Jan.-March 1968*, pp. 280-281	1401st meeting (1402nd-1407th meetings)
	Jordan	S/8516, *OR, 23rd yr., Suppl. for Jan.-March 1968*, p. 307	1409th meeting (1410th-1412th meetings)
	Israel	S/8517, *OR, 23rd yr., Suppl. for Jan.-March 1968*, p. 307	1409th meeting (1410th-1412th meetings)
		Apr.-June 1968, pp. 139-140	
	Jordan	S/8616, *OR, 23rd yr., Suppl. for Apr.-June 1968*, pp. 186-187	1434th meeting (1435th-1440th meetings)
	Israel	S/8617, *OR, 23rd yr., Suppl. for Apr.-June 1968*, p. 187	1434th meeting (1435th-1440th meetings)
	Jordan	S/8721, *OR, 23rd yr., Suppl. for July-Sept. 1968*, p. 113	1434th meeting (1435th-1440th meetings)
	Israel	S/8724, *OR, 23rd yr., Suppl. for July-Sept. 1968*, pp. 115-116	1434th meeting (1435th-1440th meetings)
		S/8797	
	Israel	S/8805, *OR, 23rd yr., Suppl. for July-Sept. 1968*, pp. 240-241	1448th meeting (1449th, 1451st, 1452nd meetings)
	United Arab Republic	S/8806, *OR, 23rd yr., Suppl. for July-Sept. 1968*, pp. 241-242	1448th meeting (1449th, 1451st, 1452nd meetings)
	United Arab Republic	S/8878, *OR, 23rd yr., Suppl. for Oct.-Dec. 1968*, p. 104	1456th meeting (1457th meeting)
	Israel	S/8879, *OR, 23rd yr., Suppl. for Oct.-Dec. 1968*, pp. 104-105	1456th meeting (1457th meeting)
	Lebanon	S/8945, *OR, 23rd yr., Suppl. for*	1460th meeting (1461st, 1462nd meetings)
5. The Question of South West Africa	Nigeria	S/8355 *OR, 23rd yr., Suppl. for Jan.-March. 1968*, pp. 71-72	1387th meeting
		S/8356	
	Chile	S/8397, *OR, 23rd yr., Suppl. for Jan.-March 1968*, pp. 177-178	1391st meeting (1392nd-1397th meetings)
		S/8403	
	Guyana	S/8397	1391st meeting (1392nd-1397th meetings)
	Indonesia	S/8407	1391st meeting (1392nd-1397th meetings)
	Nigeria	S/8413	1391st meeting (1392nd-1397th meetings)
	Turkey	S/8402	1391st meeting (1392nd-1397th meetings)
	United Arab Republic	S/8415	1391st meeting (1392nd-1397th meetings)
	Yugoslavia	S/8408	1391st meeting (1392nd-1397th meetings)
	Zambia	S/8418	1391st meeting (1392nd-1397th meetings)
	Colombia	S/8422	1392nd meeting (1394th-1397th meetings)
6. Complaint by Haiti	Haiti	S/8593, *OR, 23rd yr., Suppl. for Apr.-June 1968*, pp. 168-169	1427th meeting

2. Invitations when the interests of a Member were considered specially affected

(a) To participate without vote in the discussions

Question [a]	*State invited*	*Request for invitation*	*Decision of the Council: invitations extended and renewed* [b]
1. Complaint by the Government	Turkey	S/7202	1274th meeting (1275th meeting)
	Greece	S/7355	1286th meeting
	Turkey	S/7634	1338th meeting
	Greece	S/8264	1383rd meeting
	Turkey	S/8265	1383rd meeting
	Greece	S/8298	1385th meeting (1386th meeting)
	Turkey	S/8299	1385th meeting (1386th meeting)
	Greece	S/8472	1398th meeting
	Turkey	S/8467	1398th meeting
	Turkey	S/8640	1432nd meeting
	Greece	S/8641	1432nd meeting
	Turkey	S/8922	1459th meeting
	Greece	S/8925	1459th meeting
2. Situation in Southern Rhodesia	Sierra Leone	S/7239	1276th meeting (1277th meeting)
	Algeria	S/7242	1276th meeting (1277th meeting)
	Kenya	S/7245	1277th meeting
	Greece	S/7246	1277th meeting
	India	S/7292	1278th meeting (1279th-1285th meetings)
	Pakistan	S/7295	1278th meeting (1279th-1285th meetings)
	Zambia	S/7613	1331st meeting (1332nd-1333rd, 1335th-1340th meetings)
	Senegal	S/7615	1331st meeting (1332nd-1333rd, 1335th-1340th meetings)
	Algeria	S/7623	1331st meeting (1332nd-1333rd, 1335th-1340th meetings)
	Pakistan	S/7624	1331st meeting (1332nd-1333rd, 1335th-1340th meetings)
	Jamaica	S/8465	1339th meeting (1400th, 1413th, 1415th, 1428th meetings)
	Zambia	S/8469	1339th meeting (1400th, 1413th, 1415th, 1428th meetings)
3. The Palestine Question	Iraq	S/7427	1288th meeting (1289th-1295th meetings)
	Syria	S/7547	1305th meeting (1307th-1310th, 1312th-1314th, 1316th, 1317th, 1319th meetings)
	Saudi Arabia	S/7554	1308th meeting (1313th, 1314th meetings)
	Israel	S/7590	1320th meeting (1321st-1328th meetings)
4. Complaint by the United Kingdom	United Arab Republic	S/7447	1296th meeting (1297th-1300th meetings)
	Yemen	S/7449	1296th meeting (1297th-1300th meetings)
5. Complaint by the Democratic Republic of the Congo	Burundi	S/7521	1302nd meeting (1303rd-1304th, 1306th meetings)
	Central African Republic	S/7519	1302nd meeting (1303rd-1304th, 1306th meetings)
	Congo (Brazzaville)	S/7520	1302nd meeting (1303rd-1304th, 1306th meetings)

Question	State invited	Request for invitation	Decision of the Council: invitations extended and renewed
	Portugal	S/8221	1372nd meeting (1374th, 1376th, 1378th meetings)
	Burundi	S/8228	1372nd meeting (1374th, 1376th, 1378th meetings)
	Zambia	S/8231	1372nd meeting (1374th, 1376th, 1378th meetings)
	Algeria	S/8233	1372nd meeting (1374th, 1376th, 1378th meetings)
6. Situation in the Middle East (I)	Israel	S/7903	1341st meeting (1342nd-1361st, 1365th 1366th meetings)
	United Arab Republic	S/7904	1341st meeting (1342nd meeting)
	Syria	S/7908	1343rd meeting (1344th-1361st, 1365th, 1366th meetings)
		S/7912	
	Jordan	S/7909	1343rd meeting (1344th-1361st, 1365th, 1366th meetings)
	Iraq	S/7914	1345th meeting (1346th-1361st, 1365th, 1366th meetings)
	Morocco	S/7915	1345th meeting (1346th-1361st, 1365th 1366th meetings)
	Saudi Arabia	S/7920	1346th meeting (1347th-1361st, 1365th, 1366th meetings)
	Kuwait	S/7921	1346th meeting (1347th-1361st, 1365th, 1366th meetings)
	Tunisia	S/7928	1348th meeting (1349th-1361st, 1365th, 1366th meetings)
	Libya	S/7934	1348th meeting (1349th-1361st, 1365th meetings)
(II)	Algeria	S/8045	1366th meeting
	Israel	S/8209	1369th meeting (1370th, 1371st meetings)
	Jordan	S/8210	1369th meeting (1370th, 1371st meetings)
	Syria	S/8211	1369th meeting (1370th, 1371st meetings)
		S/8214	1369th meeting (1370th, 1371st meetings)
	Jordan	S/8234	1373rd meeting (1375th, 1377th, 1379th-1382nd meetings)
	Syria	S/8237	1375th meeting (1377th, 1379th-1382nd meetings)
	Israel	S/8232	1373rd meeting (1375th, 1377th, 1379th-1382nd meetings)
		S/8487	1401st meeting (1402nd-1407th meetings)
	United Arab Republic	S/8488	1401st meeting (1402nd-1407th meetings)
	Morocco	S/8490	1401st meeting (1402nd-1407th meetings)
	Syria	S/8491	1402nd meeting (1403rd-1407th meetings)
	Saudi Arabia	S/8499	1406th meeting
	Israel	S/8518	1409th meeting (1410th-1412th meetings)
	Syria	S/8522	1410th meeting (1411th-1412th meetings)
	United Arab Republic	S/8526	1411th meeting (1412th meeting)
	Iraq	S/8527	1411th meeting (1412th meeting)
	Saudi Arabia	S/8530	1412th meeting
	Jordan	S/8570	1419th meeting (1420th-1428th meetings)
	Israel	S/8725	1434th meeting (1435th-1440th meetings)
	United Arab Republic	S/8726	1434th meeting (1435th-1440th meetings)
	Iraq	S/8727	1434th meeting (1435th-1440th meetings)
	Syria	S/8730	1436th meeting (1437th-1440th meetings)
	Saudi Arabia	S/8733	1436th meeting (1437th-1440th meetings)
	Israel	S/8797	1446th meeting (1447th meeting)
	United Arab Republic	S/8799	1446th meeting (1447th meeting)
	Jordan	S/8822	1453rd meeting (1454th meeting)

were no objections to inviting "Mr. Rouhi El-Khatib under rule 39 of the provisional rules of procedure of the

was in accordance with rule 39 which provided for the invitation of persons whom the Council considered "competent".

"necessary or desirable" for the Council to pronounce

Council was that Mr. El-Khatib be invited in accordance with rule 39 "that is to say as a person whom the Council

Council unless his ruling was challenged.

the consultations with his delegation, the question was raised whether Mr. El-Khatib would be invited in his capacity as Mayor of Jerusalem, since that was the post

appear before the Council in his capacity as Mayor of Jerusalem, "the more so since the pertinent General Assembly resolutions provide . . . that there shall be no change in the status of Jerusalem". Consequently whether the President stated this explicitly or not, as his delegation

that the Council should invite Mr. Rouhi El-Khatib to

that it was neither necessary nor desirable for the Council to attempt to reach conclusions on matters of substance

been the universal opinion that we should welcome him and hear what he had to say". In this connexion, he felt that it was in the best interests of all concerned that

At the invitation of the President, Mr. Rouhi El-Khatib took a place at the Council table.[14]

[13] For the text of relevant statements, see:
1420th meeting (PV): President (United Kingdom), p. 7; Jordan,* pp. 6-7;
1421st meeting: President (United Kingdom), pp. 2-5, 6-10, 11, 16, 20, 23-25; Algeria, pp. 6, 7-10, 16-20, 21; Hungary, pp. 16, 22; Poland,* p. 13; USSR, p. 11.

[14] 1421st meeting, p. 26.

**3. Invitations not expressly under Article 32 or rule 39

CASE 4

At the 1280th meeting on 18 May 1966, in connexion with the situation in Southern Rhodesia, in response to

communication addressed to the Secretary-General from a source in Southern Rhodesia, the President (Netherlands)

been some communications from "the side of the Smith régime". Since those communications were addressed

copies of telegrams from Salisbury which he had received from a Mr. Lardner Burke "who calls himself

Charter and had requested an invitation to participate in

sia. After recalling the provisions of Article 32 of the

". . . the legal status of Southern Rhodesia is that of

of the sixteenth session of the General Assembly, and Article 32 of the Charter does not apply. In the circumstances, it is for the Council to decide what consi-

bers of the Council copies of the telegrams I received from Salisbury on this subject.

"I need hardly recall to the Council that in several resolutions on the subject the Council has labelled the regime in Southern Rhodesia as illegal. For this reason, and in line with the policy of the Secretariat not to

not to reply to the various telegrams from Salisbury."

declared:

of the Secretary-General. Unless any representative wishes to speak on the subject, I think that the state-

CASE 5

At the 1445th meeting on 24 August, in connexion with the situation in Czechoslovakia, the President (Brazil)

official Security Council document of a telegram from the German Democratic Republic in which the latter requested an invitation to participate in the proceedings

[15] 1280th meeting, para. 6.

[16] For the text of relevant statements, see:
1280th meeting: President (Netherlands), paras. 4, 9; Nigeria, para. 3; Secretary-General, paras. 6-8.

1445th meeting (PV), p. 2.

of the Security Council.[18] Speaking in connexion with

it was more than logical to hear that representative and

The representative of France reiterating his Government's position on this matter observed that France did

not be allowed to participate in the debate of the Council.

The representative of Hungary noted that as far as the definition of statehood was concerned, there were certain criteria such as territory, population and government, *de facto* or *de jure* in the territory. These criteria had all been met by the German Democratic Republic, and whether a certain State recognized it or not was another

that his Government did not recognize that there existed a State or a Government other than that of the Federal

"to hear the person who asked to be heard would add nothing new to our proceedings" serving only to delay and confuse those proceedings "which indeed doubtless is the object of the application".

that while "it is true that the régime established by the Soviet Union in the zone of Germany which it has

useful purpose could be served by the hearing of that régime, since its representative would be "nothing more than a proxy for the Government of the Soviet Union which is already adequately and permanently represented on this Council". With regard to the Charter provision relevant to the situation, there could be no ambiguity, since both Article 32 and rule 6 were applicable only to States, whereas the régime of the Soviet zone of East Germany was neither a State nor entitled in any way to speak for the German people.

The representative of Denmark maintained that only the Federal Republic of Germany was entitled to speak

of the person who applied to be heard would serve no

request for a hearing.

to the Security Council to set forth the views of the

bers.[19] Noting that the arguments put forward for preventing the representative of the German Democratic

the United Nations or the Security Council. In any event, there were precedents in which invitations to take part in the work of the Council were sent not only to non-member States, but even to countries which were not formally or officially States. In view of these considerations and in accordance with the Charter and rules of procedure, he proposed that the German Democratic

The representative of Bulgaria questioned the tactic by which certain States accused the German Democratic Republic of participation in the attack against Czecho-

before the Council in order to reply to those accusations. As regards the argument of recognition, a fact that certain States did not recognize the German Democratic Republic had nothing to do with whether or not the representatives of that State should be invited to participate in the Council's discussion. Moreover, there had even been cases in which some persons had been invited to parti-

when a representative of the Turkish Cypriot community was invited to participate in the debate to clarify matters for the Council. In the light of those circumstances, if the Security Council was to have a full grasp of the situation, the German Democratic Republic must be invited to participate.[20]

The USSR proposal to invite the German Democratic Republic to participate in the debate was put to the vote and rejected. There were 2 votes in favour, 9 against and 4 abstentions.[21]

[19] In a subsequent statement, the representative of the USSR

the United Nations who were not members of the Security Council,

[20] For the text of relevant statements, see:
1445th meeting: Bulgaria, pp. 42-46; Denmark, p. 18; France, p. 12; Hungary, p. 12; USSR, pp. 26-38, 91-92; United Kingdom, pp. 13-16; United States, pp. 16-17.

Part II

**CONSIDERATION OF THE TERMS AND PROVISIONS OF ARTICLE 32 OF THE CHARTER

Part III

PROCEDURES RELATING TO PARTICIPATION OF INVITED REPRESENTATIVES

NOTE

Part III is concerned with procedure relating to the participation of invited representatives after an invitation has been extended. It includes material on participation by Members and non-members of the United Nations

invited States might be heard (section A), or the duration of participation of invited representatives (section B) arose during the period under review. The practice has been maintained, however, according to which the President, when consideration of a question has extended over several meetings, has renewed the invitation at each consecutive meeting immediately after the adoption of the agenda.[23]

Section C deals with limitations of a procedural nature

the President to permit an invited representative to speak on a point of order was accompanied by an explanation of the provisions of the rules of procedure governing this

Section D is concerned with those limitations connected with aspects of the business of the Council in which it

tives should participate. Under the subheading "Other matters", one case [24] is included in which the President, after explaining the rule governing the participation of invited representatives, stated that as far as he was

decisions of the Council.

**A. STAGE AT WHICH INVITED STATES ARE HEARD

**1. Concerning the order in which invited representatives are called upon to speak

2. Concerning the raising of points of order by invited representatives

At the 1295th meeting on 3 August 1966, in connexion with the Palestine question, the President (Uganda) interrupting a statement by the representative of Israel, explained that although the representative of Syria had indicated his wish to raise a point of order, the rules of procedure did not permit a non-member to raise points of order. The President stated that the representative of Israel could continue his statement.[25]

D. LIMITATIONS ON MATTERS TO BE DISCUSSED BY INVITED REPRESENTATIVES

1. Adoption of the agenda

2. Exclusion of invitations

CASE 7

At the 1292nd meeting on 29 July 1966, in connexion with the Palestine question, the representative of Jordan

that was being made by the representative of Israel. In his view, the representative of Israel had no right whatsoever to discuss the decision of the Council how the Council should proceed, or what it should do about the procedural aspects of its business. "What the Council decided was the Council's business, and . . . none of

particularly when a decision has been taken by the

The President (Nigeria) stated that it was the rule of the Council that members who were invited merely to participate without vote, would not participate in the discussion on procedure. He, however, had not thought

that the members who were invited to participate without vote, would, in return for that courtesy, "not go into very lengthy discussions of their own views of what the Council may have decided on the issue of procedure". In this connexion, he added, the representative of Israel should

**E. EFFECT OF THE EXTENSION OF INVITATIONS

[23] For the text of relevant statement, see:

note *, and part I, C.2 (a), foot-note *.

[24] For the text of relevant statements, see: