

7. *Emphasizes* the urgent need for humanitarian assistance, material and financial, taking into account the large number of refugees and displaced persons and fully supports the current efforts to deliver humanitarian aid to all the victims of the conflict and to assist in the voluntary return of displaced persons to their homes;

8. *Calls on* all parties and others concerned to ensure that conditions are established for the effective and unhindered delivery of humanitarian assistance, including safe and secure access to airports in Bosnia and Herzegovina;

9. *Requests* the Secretary-General to keep under active review the feasibility of protecting international humanitarian relief programmes, including the option mentioned in paragraph 29 of his report of 12 May 1992,⁵³ and of ensuring safe and secure access to Sarajevo airport, and to report to the Security Council by 26 May 1992;

10. *Also requests* the Secretary-General, having regard to the evolution of the situation and to the results of the efforts undertaken by the European Community, to continue to keep under review the possibility of deploying a peace-keeping mission in Bosnia and Herzegovina under the auspices of the United Nations;

11. *Demands* that all parties and others concerned cooperate fully with the United Nations Protection Force and the European Community Monitoring Mission, and respect fully their freedom of movement and the safety of their personnel;

12. *Notes* the progress made thus far in the deployment of the Force, welcomes the fact that the Force has assumed the full responsibility called for by its mandate in Eastern Slavonia, and requests the Secretary-General to ensure that it will assume its full responsibilities in all the United Nations Protected Areas as soon as possible and to encourage all parties and others concerned to resolve any problems remaining in this connection;

13. *Urges* all parties and others concerned to cooperate in every way with the Force in accordance with the United Nations peace-keeping plan⁵⁴ and to comply strictly with the plan in all its aspects, in particular the disarming of all irregular forces, whatever their origin, in the United Nations Protected Areas;

14. *Decides* to remain actively seized of the matter and to consider further steps to achieve a peaceful solution in conformity with relevant resolutions of the Council.

Adopted unanimously at the 3075th meeting

Report of the Secretary-General pursuant to Security Council resolution 752 (1992)

Letter dated 26 May 1992 from the Permanent Representative of Canada to the United Nations addressed to the President of the Security Council

Letter dated 27 May 1992 from the Minister for Foreign Affairs of Bosnia and Herzegovina addressed to the President of the Security Council

Decision

At its 3082nd meeting, on 30 May 1992, the Council discussed the item entitled:

"Report of the Secretary-General pursuant to Security Council resolution 752 (1992) (S/24000)";⁴³

"Letter dated 26 May 1992 from the Permanent Representative of Canada to the United Nations addressed to the President of the Security Council (S/23997)";⁴³

"Letter dated 27 May 1992 from the Minister for Foreign Affairs of Bosnia and Herzegovina addressed to the President of the Security Council (S/24024)".⁴³

Resolution 757 (1992) of 30 May 1992⁵⁴

The Security Council,

Reaffirming its resolutions 713 (1991) of 25 September 1991, 721 (1991) of 27 November 1991, 724 (1991) of 15 December 1991, 727 (1992) of 8 January 1992, 740 (1992) of 7 February 1992, 743 (1992) of 21 February 1992, 749 (1992) of 7 April 1992 and 752 (1992) of 15 May 1992,

Noting that in the very complex context of events in the former Socialist Federal Republic of Yugoslavia all parties bear some responsibility for the situation,

Reaffirming its support for the Conference on Yugoslavia, including the efforts undertaken by the European Community in the framework of the discussions on constitutional arrangements for Bosnia and Herzegovina, and recalling that no territorial gains or changes brought about by violence are acceptable and that the borders of Bosnia and Herzegovina are inviolable,

Deploing the fact that the demands in resolution 752 (1992) have not been complied with, including its demands that:

- All parties and others concerned in Bosnia and Herzegovina stop the fighting immediately,
- All forms of interference from outside Bosnia and Herzegovina cease immediately,
- Bosnia and Herzegovina's neighbours take swift action to end all interference and respect the territorial integrity of Bosnia and Herzegovina,
- Action be taken as regards units of the Yugoslav People's Army in Bosnia and Herzegovina, including

the disbanding and disarming with weapons placed under effective international monitoring of any units that are neither withdrawn nor placed under the authority of the Government of Bosnia and Herzegovina,

- All irregular forces in Bosnia and Herzegovina be disbanded and disarmed,

Deploing also that its call for the immediate cessation of forcible expulsions and attempts to change the ethnic composition of the population has not been heeded, and reaffirming in this context the need for the effective protection of human rights and fundamental freedoms, including those of ethnic minorities,

Dismayed that conditions have not yet been established for the effective and unhindered delivery of humanitarian assistance, including safe and secure access to and from Sarajevo and other airports in Bosnia and Herzegovina,

Deeply concerned that those United Nations Protection Force personnel remaining in Sarajevo have been subjected to deliberate mortar and small-arms fire, and that the United Nations Military Observers deployed in the Mostar region have had to be withdrawn,

Deeply concerned also at developments in Croatia, including persistent cease-fire violations and the continued expulsion of non-Serb civilians, and at the obstruction of and lack of cooperation with the Force in other parts of Croatia,

Deploing the tragic incident on 18 May 1992 which caused the death of a member of the International Committee of the Red Cross team in Bosnia and Herzegovina,

Noting that the claim by the Federal Republic of Yugoslavia (Serbia and Montenegro) to continue automatically the membership of the former Socialist Federal Republic of Yugoslavia in the United Nations has not been generally accepted,

Expressing its appreciation for the report of the Secretary-General of 26 May 1992⁵⁵ submitted pursuant to Security Council resolution 752 (1992),

Recalling its primary responsibility under the Charter of the United Nations for the maintenance of international peace and security,

Recalling also the provisions of Chapter VIII of the Charter, and the continuing role that the European Community is playing in working for a peaceful solution in Bosnia and Herzegovina, as well as in other republics of the former Socialist Federal Republic of Yugoslavia,

Recalling further its decision in resolution 752 (1992) to consider further steps to achieve a peaceful solution in conformity with its relevant resolutions, and affirming its determination to take measures against any party or parties which fail

to fulfil the requirements of resolution 752 (1992) and its other relevant resolutions,

Determined in this context to adopt certain measures with the sole objective of achieving a peaceful solution and encouraging the efforts undertaken by the European Community and its member States,

Recalling the right of States, under Article 50 of the Charter, to consult the Council where they find themselves confronted with special economic problems arising from the carrying out of preventive or enforcement measures,

Determining that the situation in Bosnia and Herzegovina and in other parts of the former Socialist Federal Republic of Yugoslavia constitutes a threat to international peace and security,

Acting under Chapter VII of the Charter,

1. *Condemns* the failure of the authorities in the Federal Republic of Yugoslavia (Serbia and Montenegro), including the Yugoslav People's Army, to take effective measures to fulfil the requirements of resolution 752 (1992);

2. *Demands* that any elements of the Croatian Army still present in Bosnia and Herzegovina act in accordance with paragraph 4 of resolution 752 (1992) without further delay;

3. *Decides* that all States shall adopt the measures set out below, which shall apply until the Council decides that the authorities in the Federal Republic of Yugoslavia (Serbia and Montenegro), including the Yugoslav People's Army, have taken effective measures to fulfil the requirements of resolution 752 (1992);

4. *Decides also* that all States shall prevent:

(a) The import into their territories of all commodities and products originating in the Federal Republic of Yugoslavia (Serbia and Montenegro) exported therefrom after the date of the present resolution;

(b) Any activities by their nationals or in their territories which would promote or are calculated to promote the export or trans-shipment of any commodities or products originating in the Federal Republic of Yugoslavia (Serbia and Montenegro); and any dealings by their nationals or their flag vessels or aircraft or in their territories in any commodities or products originating in the Federal Republic of Yugoslavia (Serbia and Montenegro) and exported therefrom after the date of the present resolution, including in particular any transfer of funds to the Federal Republic of Yugoslavia (Serbia and Montenegro) for the purposes of such activities or dealings;

(c) The sale or supply by their nationals or from their territories or using their flag vessels or aircraft of any commodities or products, whether or not originating in their territories - but not including supplies intended strictly for medical purposes and foodstuffs notified to the Security Council Committee

established pursuant to resolution 724 (1991) on Yugoslavia - to any person or body in the Federal Republic of Yugoslavia (Serbia and Montenegro) or to any person or body for the purposes of any business carried on in or operated from the Federal Republic of Yugoslavia (Serbia and Montenegro), and any activities by their nationals or in their territories which promote or are calculated to promote such sale or supply of such commodities or products;

5. *Decides further* that no State shall make available to the authorities in the Federal Republic of Yugoslavia (Serbia and Montenegro) or to any commercial, industrial or public utility undertaking in the Federal Republic of Yugoslavia (Serbia and Montenegro), any funds or any other financial or economic resources and shall prevent their nationals and any persons within their territories from removing from their territories or otherwise making available to those authorities or to any such undertaking any such funds or resources and from remitting any other funds to persons or bodies within the Federal Republic of Yugoslavia (Serbia and Montenegro), except payments exclusively for strictly medical or humanitarian purposes and foodstuffs;

6. *Decides* that the prohibitions in paragraphs 4 and 5 shall not apply to the trans-shipment through the Federal Republic of Yugoslavia (Serbia and Montenegro) of commodities and products originating outside the Federal Republic of Yugoslavia (Serbia and Montenegro) and temporarily present in the territory of the Federal Republic of Yugoslavia (Serbia and Montenegro) only for the purpose of such trans-shipment, in accordance with guidelines approved by the Security Council Committee established by resolution 724 (1991);

7. *Decides* that all States shall:

(a) Deny permission to any aircraft to take off from, land in or overfly their territory if it is destined to land in or has taken off from the territory of the Federal Republic of Yugoslavia (Serbia and Montenegro), unless the particular flight has been approved, for humanitarian or other purposes consistent with the relevant resolutions of the Council, by the Security Council Committee established by resolution 724 (1991);

(b) Prohibit, by their nationals or from their territory, the provision of engineering and maintenance servicing of aircraft registered in the Federal Republic of Yugoslavia (Serbia and Montenegro) or operated by or on behalf of entities in the Federal Republic of Yugoslavia (Serbia and Montenegro) or components for such aircraft, the certification of airworthiness for such aircraft, and the payment of new claims against existing insurance contracts and the provision of new direct insurance for such aircraft;

8. *Decides also* that all States shall:

(a) Reduce the level of the staff at diplomatic missions and consular posts of the Federal Republic of Yugoslavia (Serbia and Montenegro);

(b) Take the necessary steps to prevent the participation in sporting events on their territory of persons or groups representing the Federal Republic of Yugoslavia (Serbia and Montenegro);

(c) Suspend scientific and technical cooperation and cultural exchanges and visits involving persons or groups officially sponsored by or representing the Federal Republic of Yugoslavia (Serbia and Montenegro);

9. *Decides further* that all States, and the authorities in the Federal Republic of Yugoslavia (Serbia and Montenegro), shall take the necessary measures to ensure that no claim shall lie at the instance of the authorities in the Federal Republic of Yugoslavia (Serbia and Montenegro), or of any person or body in the Federal Republic of Yugoslavia (Serbia and Montenegro), or of any person claiming through or for the benefit of any such person or body, in connection with any contract or other transaction where its performance was affected by reason of the measures imposed by the present resolution and related resolutions;

10. *Decides* that the measures imposed by the present resolution shall not apply to activities related to the United Nations Protection Force, to the Conference on Yugoslavia or to the European Community Monitoring Mission, and that States, parties and others concerned shall cooperate fully with the Force, the Conference and the Mission and respect fully their freedom of movement and the safety of their personnel;

11. *Calls upon* all States, including States not members of the United Nations, and all international organizations, to act strictly in accordance with the provisions of the present resolution, notwithstanding the existence of any rights or obligations conferred or imposed by any international agreement or any contract entered into or any licence or permit granted prior to the date of the present resolution;

12. *Requests* all States to report to the Secretary-General by 22 June 1992 on the measures they have instituted for meeting the obligations set out in paragraphs 4 to 9;

13. *Decides* that the Security Council Committee established by resolution 724 (1991) shall undertake the following tasks additional to those in respect of the arms embargo established by resolutions 713 (1991) and 727 (1992):

(a) To examine the reports submitted pursuant to paragraph 12 above;

(b) To seek from all States further information regarding the action taken by them concerning the effective implementation of the measures imposed by paragraphs 4 to 9;

(c) To consider any information brought to its attention by States concerning violations of the measures imposed by paragraphs 4 to 9 and, in that context, to make recommendations to the Council on ways to increase their effectiveness;

(d) To recommend appropriate measures in response to violations of the measures imposed by paragraphs 4 to 9 and to provide information on a regular basis to the Secretary-General for general distribution to Member States;

(e) To consider and approve the guidelines referred to in paragraph 6 above;

(f) To consider and decide upon expeditiously any applications for the approval of flights for humanitarian or other purposes consistent with the relevant resolutions of the Council in accordance with paragraph 7 above;

14. *Calls upon* all States to cooperate fully with the Security Council Committee established by Security Council resolution 724 (1991) in the fulfilment of its tasks, including supplying such information as may be sought by the Committee in pursuance of the present resolution;

15. *Requests* the Secretary-General to report to the Security Council, not later than 15 June 1992 and earlier if he considers it appropriate, on the implementation of resolution 752 (1992) by all parties and others concerned;

16. *Decides* to keep under continuous review the measures imposed by paragraphs 4 to 9 with a view to considering whether such measures might be suspended or terminated following compliance with the requirements of resolution 752 (1992);

17. *Demands* that all parties and others concerned create immediately the necessary conditions for unimpeded delivery of humanitarian supplies to Sarajevo and other destinations in Bosnia and Herzegovina, including the establishment of a security zone encompassing Sarajevo and its airport and respecting the agreements signed at Geneva on 22 May 1992;

18. *Requests* the Secretary-General to continue to use his good offices in order to achieve the objectives contained in paragraph 17 above, and invites him to keep under continuous review any further measures that may become necessary to ensure unimpeded delivery of humanitarian supplies;

19. *Urges* all States to respond to the Revised Joint Appeal for humanitarian assistance of early May 1992 issued by the United Nations High Commissioner for Refugees, the United Nations Children's Fund and the World Health Organization;

20. *Reiterates* the call in paragraph 2 of resolution 752 (1992) that all parties continue their efforts in the framework of the Conference on Yugoslavia and that the three communities in Bosnia and Herzegovina resume their discussions on constitutional arrangements for Bosnia and Herzegovina;

21. *Decides* to remain actively seized of the matter and to consider immediately, whenever necessary, further steps to

achieve a peaceful solution in conformity with its relevant resolutions.

Adopted at the 3082nd meeting by 13 votes to none, with 2 abstentions (China, Zimbabwe).

Decision

At its 3088th meeting, on 30 June 1992, the Council discussed the item entitled "Further report of the Secretary-General pursuant to Security Council resolution 752 (1992) (S/24188)".⁴³

Resolution 762 (1992)

of 30 June 1992

The Security Council,

Reaffirming its resolutions 713 (1991) of 25 September 1991, 721 (1991) of 27 November 1991, 724 (1991) of 15 December 1991, 727 (1992) of 8 January 1992, 740 (1992) of 7 February 1992, 743 (1992) of 21 February 1992, 749 (1992) of 7 April 1992, 752 (1992) of 15 May 1992, 757 (1992) of 30 May 1992, 758 (1992) of 8 June 1992, 760 (1992) of 18 June 1992 and 761 (1992) of 29 June 1992,

Noting the further report of the Secretary-General of 26 June 1992⁴⁶ submitted pursuant to Security Council resolution 752 (1992),

Recalling its primary responsibility under the Charter of the United Nations for the maintenance of international peace and security,

Welcoming the progress made as a result of the assumption of responsibilities by the United Nations Protection Force in Sectors East and West, and concerned about the difficulties encountered by the Force in Sectors North and South,

Commending again the efforts undertaken by the European Community and its member States, with the support of the States participating in the Conference on Security and Cooperation in Europe, through the convening of a Conference on Yugoslavia, including the mechanisms set forth within it, to ensure a peaceful political settlement,

1. *Approves* the further report of the Secretary-General of 26 June 1992⁴⁶ submitted pursuant to Security Council resolution 752 (1992)

2. *Urges* all parties and others concerned to honour their commitments to effect a complete cessation of hostilities and to implement the United Nations peace-keeping plan;⁴⁴

3. *Also urges*, in accordance with paragraph 4 of resolution 727 (1992), the Government of Croatia to withdraw its army to the positions held before the offensive of 21 June 1992