

## **TEXT OF ARTICLE 37**

1. Should the parties to a dispute of the nature referred to in Article 33 fail to settle it by the means indicated in that Article, they shall refer it to the Security Council.

2. If the Security Council deems that the continuance of the dispute is in fact likely to endanger the maintenance of international peace and security, it shall decide whether to take action under Article 36 or to recommend such terms of settlement as it may consider appropriate.

## **NOTE**

1. During the period under review there was no instance in which Article 37 was invoked in the text of a resolution of the Security Council; nor were there references to Article 37 in the text of communications requesting the convening of a meeting of the Council.

2. Explicit references to Article 37, without leading to any constitutional discussions, were made in the Security Council during consideration of the complaint by Tunisia,<sup>1</sup> and in the General Assembly during its consideration of the items relating to the question of race conflict in South Africa<sup>2</sup> and the "Consideration of principles of international law concerning friendly relations and co-operation among States in accordance with the Charter of the United Nations".<sup>3</sup>

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<sup>1</sup> S C., 16th yr., 963rd mtg.: United States, para. 69.

<sup>2</sup> G A (XVI), Spec. Pol. Com., 277th mtg.: France, para. 10.

<sup>3</sup> G A (XVIII), 6th Com., 814th mtg.: United States, para. 25; G A (XX), Annexes, a. i. 90 and 94, A/5746, para. 181; GA(XX), 6th Com., 884th mtg.: Central African Republic, para. 29.