

ARTICLE 46

TEXT OF ARTICLE 46

Plans for the application of armed force shall be made by the Security Council with the assistance of the Military Staff Committee.

NOTE

1. No decisions requiring treatment under this Article were taken by the organs of the United Nations during the period under review.
2. There was, however, an explicit reference to Article 46, together with references to Articles 39-45 and to Chapter VII of the Charter, in a draft resolution which was submitted to the Security Council during its consideration of the question of South Africa.¹ The paragraph containing this explicit reference was also cited in the deliberations of the Security Council.²
3. Article 46 was also explicitly referred to during the consideration of the item "Comprehensive review of the whole question of peace-keeping operations in all their aspects" in the Special Political Committee of the General Assembly.³
4. None of these references gave rise to a constitutional argument about the Article.

¹S C (32), Suppl. for Jan.-March, 1977, S/12310, para. 5. The draft resolution was submitted by Benin, Libyan Arab Republic and Mauritius. See also *ibid.*, Suppl. for Oct.-Dec., 1977, S/12310/Rev.1, para. 5. The revised draft resolution was put to the vote and failed of adoption, owing to the negative votes of three permanent members. For the text see this *Supplement* under Article 42, footnote 1.

²S C (32), 2039th mtg.: Senegal, para. 36. The Security Council considered the question of South Africa at meetings in March, October and November 1977.

³G A (25), Spec. Pol. Com., 719th mtg.: Poland, para. 20 (invoking also Articles 43, 45 and 47).