

## ARTICLE 49

### TEXT OF ARTICLE 49

The Members of the United Nations shall join in affording mutual assistance in carrying out the measures decided upon by the Security Council.

### NOTE

1. During the period under review, the Security Council adopted no decisions containing explicit or implicit references to Article 49.
2. The Council adopted decisions relating to assistance to States that experienced economic problems caused by applying sanctions or other preventive or enforcement measures taken by the Council. Those cases are treated in the study on Article 50.
3. One draft resolution that failed of adoption owing to the negative vote of a permanent member may be considered as implicitly invoking Article 49. In connection with the question of United States personnel detained in Iran,<sup>1</sup> the representative of the United States introduced a draft resolution by which the Security Council, *inter alia*, would have called on the Member States “to assist effectively in the implementation” of economic and diplomatic sanctions on Iran “until such time as the hostages are released and have safely departed from Iran”.<sup>2</sup>
4. The General Assembly adopted one resolution explicitly invoking Article 49 together with Article 50 of the Charter. In connection with the question of assistance to Zambia, the Assembly, on 14 December 1979, adopted resolution 34/128, by which it commended the decision of the Government of Zambia “to implement progressively United Nations mandatory sanctions against Southern Rhodesia in accordance with Security Council resolution 253 (1968) of 28 May 1968”<sup>3</sup> and requested the Security Council “to examine the situation in Zambia, in the context of Chapter VII, Articles 49 and 50, of the Charter of the United Nations, with a view to proposing additional measures of assistance to Zambia”.<sup>4</sup>
5. Provisions which may have a bearing on the subject matter of Article 49 were contained in resolutions of the General Assembly relating to mutual assistance in implementing the Security Council’s enforcement measures through programmes organized by the Secretary-General. In connection with assistance to Mozambique, the General Assembly adopted resolutions 34/129, 35/99, 36/215, 37/161, 38/208 and 39/199, by which it recalled Security Council resolution 386 (1976) requesting the Secretary-General to enhance the capacity of Mozambique “to implement fully the United Nations mandatory sanctions” and asked him “to continue his efforts to mobilize the necessary resources for an effective programme of financial, technical and material assistance to Mozambique”.<sup>5</sup> Similar provisions were contained in resolutions adopted by the General Assembly in connection with assistance to Zambia.<sup>6</sup>

<sup>1</sup> The item, as included in the agenda, was entitled “Letter dated 22 December 1979 from the Permanent Representative of the United States of America to the United Nations addressed to the President of the Security Council (S/13705)”.

<sup>2</sup> S C (35), Suppl. for Jan.-March 1980, S/13735, paras. 1, 2 and 7.

<sup>3</sup> G A resolution 34/128, preamb. para. 1.

<sup>4</sup> *Ibid.*, para. 12.

<sup>5</sup> G A resolutions 34/129, preamb. para. 6; paras. 3 and 15(a) and (c); 35/99, preamb. para. 3; paras. 3 and 14(a) and (b); 36/215, preamb. para. 3; paras. 3 and 13(a) and (b); 37/161, preamb. para. 3 and paras. 2 and 13(a) and (b); 38/208, preamb. para. 1 and paras. 3 and 12(a) and (b); 39/199, preamb. para. 1 and paras. 2 and 12(a) and (b).

<sup>6</sup> G A resolutions 34/128, preamb. para. 1 and para. 13; 35/94, preamb. para. 1 and para. 14; 36/214, preamb. para. 1 and para. 9.