

ISHR Fact Sheet: the UN General Assembly

1. The General Assembly

The General Assembly (GA) is one of the UN's principal organs, and according to the UN Charter, the 'chief deliberative, policy-making and representative organ of the United Nations.' It comprises all 193 member states and serves as a forum for intergovernmental discussion and negotiation on all of the international issues covered by the UN Charter. It also plays a significant role in the process of standard-setting and the codification of international law.

Role and functions

According to the UN Charter, the GA can amongst other things:

- Discuss any question relating to international peace and security and, except where a dispute or situation is currently being discussed by the Security Council, make recommendations on it;
- Discuss, with the same exception, and make recommendations [in the form of GA resolutions] on any questions affecting the powers / functions of any organ of the UN;
- Initiate studies and make recommendations to promote the development and codification of international law and the realization of human rights;
- Make recommendations for the peaceful settlement of any situation that might impair friendly relations among nations;
- Receive and consider reports from the Security Council and other UN organs;
- Consider and approve the UN budget;
- Elect the ten non-permanent members of the Security Council and the members of other UN organs (e.g. Human Rights Council), and
- On the recommendation of the Security Council, appoint the Secretary-General.

The GA can only make **non-binding recommendations to States** on international issues within its competence. Nonetheless, it has initiated actions which have affected the lives of millions of people throughout the world, such as the adoption of the Millennium Development Goals in 2000, and the 2005 World Summit Outcome Document. Further, given the universal membership of the GA, its resolutions are generally regarded as indicative of customary international law.

Note: **internal resolutions may be binding** on the operation of the GA itself, for example those dealing with budgetary and procedural matters.

1.1 The key segments of the GA session

The GA meets in the Great Hall of UN Headquarters in New York, and this is referred to as the **GA plenary**. When the GA commences its annual session in September, the first couple of

weeks are set aside for **high-level meetings** on particular themes (in the 67th session: on rule of law, sustainable energy for all, scaling up nutrition, countering nuclear terrorism and reflection on the Chemical Weapons Convention) and the **general debate** (where States can discuss any matters covered by the mandate of the GA). These initial meetings are attended by Heads of State, Ministers, Ambassadors etc. and are subject to intense security arrangements. It is very difficult even for UN accredited NGOs to access these meetings, although they are usually webcast. At the close of the general debate, the GA begins consideration of the substantive items on its agenda.

Because of the breadth of the GA's mandate, it delegates much of its work to its **six main committees**, which meet from October through to December, negotiating draft resolutions and decisions. These draft documents are brought back to the GA plenary (usually in December) for consideration and sometimes further debate, prior to adoption by either consensus or (where they are more controversial), a vote in the plenary. See ISHR Fact Sheet: *The Main Committees of the GA* for more detail.

The GA plenary and some of its Committees (such as the Fifth Committee dealing with budget matters) continue to meet, negotiate and make decisions from January through to the end of the session in early September. This is discussed later in the Fact Sheet.

Annex 1 contains an overview of the complete agenda of the 67th session of the GA.

2. Voting in the GA

Each of the 193 member states in the GA has one vote. Voting on designated 'important issues' (such as recommendations on peace and security, the election of Security Council members, and budgetary matters) requires a two-thirds majority of member states. Otherwise most other questions are decided by simple majority (50% of all votes plus one), or adopted without a vote.

In recent years, a special effort has been made to achieve consensus on issues, rather than deciding by a formal vote. A notable exception to this trend towards consensus decision-making in the human rights field are the country-specific resolutions (e.g. Iran and Myanmar), which are generally subject to a vote.

2.1 The politics of the GA

In 1945, the UN had 51 members. It now has 193, of which more than two-thirds are developing countries. Because of their numbers, regional groups of States (e.g. the African Group) or political groupings (such as the Non-Aligned Movement [NAM] and G77) are often able to influence the character of debates and the voting patterns of the plenary and the six main committees. For many developing countries, the UN is the source of much of their diplomatic influence and the principal outlet for their foreign relations initiatives.

The five regional groups

All but two of the UN's current member states have arranged themselves into the following regional groups:

1. African Group - 54 members
2. Asian Group - 53 members (Asia Pacific, including much of the Middle East)
3. Eastern European Group - 23 members
4. GRULAC - 33 members (Latin America and the Caribbean)
5. WEOG - 28 members (Western European and Others – EU [plus Turkey], Australia, Canada, New Zealand, Israel [subject to renewal every four years]).

One exception is Kiribati (geographically in Asia), which does not participate in any regional grouping within the UN. The other special case is the US, which is not a member of any group but attends meetings of the WEOG as an observer and is considered a member of this group for electoral purposes.

2.2 Political groupings

The four most powerful and influential political groupings operating at the UN are:

- **Organization of Islamic Cooperation (OIC)**¹ which was established in 1969 to strengthen solidarity and cooperation among its membership, and now includes 57 Islamic States which span four continents (29 percent of the GA). It describes itself as ‘the collective voice of the Muslim world ...espousing all causes close to the hearts of over 1.5 billion Muslims.’ Its Charter contains a pledge in ‘support of the struggle of the people of Palestine, to help them regain their rights and liberate their land’ and as a result, OIC members are strong critics of Israel. The **United Arab Emirates** is the Chair during the 67th session.
- **Non-Aligned Movement (NAM)** was founded in 1961 to ensure ‘the national independence, sovereignty, territorial integrity and security of non-aligned countries’ in their ‘struggle against imperialism, colonialism, neo-colonialism, racism, Zionism, and all forms of foreign aggression, occupation, domination, interference or hegemony as well as against great power and bloc politics.’ Very much a product of the Cold War, its members sought to distance themselves from the US and the Soviet Union. In reality, most NAM members were sympathetic, if not aligned, with the Soviet Union.² With the end of the Cold War, NAM (particularly Cuba, Iran, North Korea, Sudan, Venezuela, and Egypt) has rallied its members around opposition to US foreign policy. Its current

¹ It changed its name from the Organisation of the Islamic Conference on 28 June 2011.

² Brett D. Schaefer, *Who leads the United Nations?*, Heritage Lecture Series No. 1054, The Heritage Foundation, 4 December 2007, available at <http://www.heritage.org/Research/internationalorganizations/hl1054.cfm>

membership stands at about 118 States (61 percent of the GA). Iran will coordinate the NAM this session.

- **Group of 77 (G-77)** was established in 1964 by 77 developing countries. Its aim is to coordinate, articulate, and promote the economic interests of developing countries by leveraging their 'joint negotiating capacity on all major international economic issues within the United Nations system.' Its current membership stands at 131 States (67 percent of the GA). Like the OIC, the G-77 offers resolutions and decisions in the GA, its committees, and various U.N. bodies and specialised agencies. **Algeria** is coordinating the G77 this session.

Since 2008 in the General Assembly plenary, the G77 and NAM have increasingly begun to operate as a single block, which they refer to as the **JCC** (Joint Coordinating Committee of the G77 and NAM). When they do so, their combined membership is sufficient to pass resolutions in the GA. However, in the Third Committee they still tend to initiate resolutions as two separate entities. For example, the G77 + China sponsor the annual resolution on follow-up to the Durban Declaration and Plan of Action on racism, whereas the NAM sponsors the resolution on the right to development.

- The **European Union (EU)** is an international organization that coordinates cooperation among member states on issues such as human rights, trade, development and security. It includes 27 UN member states. In the Third Committee, the EU historically has addressed country specific issues, and undertaken efforts with regard to the abolition of the death penalty. It works on the implementation of human rights standards, and is active across a number of Committee thematic issues, including women's rights, children's rights, and rights of peoples with disabilities. The EU Delegation to the UN has progressively assumed the role of the former rotating presidency, representing the EU in most areas of UN activity, when consensus has been reached among all EU member states.
- On 3 May 2011 the United Nations General Assembly adopted a resolution upgrading the status of the European Union's participation in the GA. The resolution (A/65/276) on the participation of the EU in the work of the UN will allow senior EU representatives to present the common positions to the GA, to make interventions during sessions, and to be invited to participate in the general debate of the GA. It also permits EU communications relating to the sessions and work of the GA to be circulated directly as documents of the GA. Furthermore, EU representatives will also have the right to present proposals and amendments agreed by EU Member States. They will not, however, be able to challenge decisions of the GA's presiding officer. EU representatives will also be able to exercise the right of reply concerning the positions of the EU. They will be seated among the observers, but they will not have the right to vote or to put forward candidates.

3. The President of the GA – role and functions

The President presides over the official four-month agenda of the GA's regular session, and he/she also oversees any remaining issues to be dealt with in the remainder of the session (January-September). The term of office is one year, beginning at the opening of the session and running until the end of the session. As a matter of practice (but not formal rule), the President may not be a national of any of the Permanent Five members of the Security Council.

The powers of the President are set out in the *Rules of Procedure of the General Assembly* (Rules 35-37). The President does not vote on GA decisions but has control over all other aspects of the discussions including time limitations for speakers, closure of the list of speakers, suspension and adjournment of debate, and ruling on points of order. In addition to these formal duties the President also has an informal facilitative role to play by consulting bilaterally with delegations to assess differences in position, propose solutions, and build consensus for proposals.

During its first decades, the GA President's role was mostly part-time and honorific. However, in the past several years the Presidency has become a full-time position, requiring great expertise, the highest diplomatic skills, and sufficient staff and resources to fulfil these responsibilities. Unfortunately, the GA has not updated its procedures for selecting the President, in line with its evolving role. No formal criteria or candidate profile for the President exists in the Charter or the GA's Rules of Procedure.

Recent GA presidents have overseen discussion and some progress on complex and contentious UN reform issues, including:

- enlargement of the Security Council *
- review of mandate holders throughout the UN system*
- management and oversight reforms*
- system-wide coherence*
- preparing for and presiding over the 2005 Summit,
- the establishment of the new Human Rights Council and Peacebuilding Commission,
- formal election of the Secretary-General.

The time required to debate and foster consensus on these matters means that a majority of the most important issues are not finished in the regular session and must be addressed by the GA throughout the remaining months of the year (January – September). As a result those reform initiatives listed above with an asterix are on-going.

3.1 Selection of the President – background to the political process

The President of the GA follows an unwritten system of regional rotation. Each year one of the regional groups nominates an individual, who is then elected by the entire GA membership in June. If action is taken by a vote, election would require a simple majority of member states. The regional rotation since 1963 has been: GRULAC; African Group; WEOG; Asian Group; Eastern Europe Group.

Candidatures for the next sessions are:

- 68th GA (2013): GRULAC
- 69th GA (2014): African Group
- 70th GA (2015): WEOG
- 71st GA (2016): Asian Group
- 72nd GA (2017): Eastern Europe

3.2 The President of the 67th session Mr. Vuk Jeremić of Serbia

8th June 2012: The GA formalised the election of Mr Vuk Jeremić of Serbia as President of the GA's 67th session. It was the rotational turn of the Eastern European to put forward the nominee for President. As there was no consensus from the Eastern European Group, a secret ballot vote was held with Mr Vuk Jeremić of Serbia running against Dalius Cekuolis of Lithuania. Mr Jeremić won the election with 99 votes. This was the first time since 1991 that there was no consensus candidate from a regional group for the GA presidency.

In his acceptance speech, Mr Jeremić commented that he: “will exercise his authority in a forthright and even-handed manner, with the utmost respect for the equal rights and dignity of each Member State.” He noted that peace was not merely the absence of war, a state of mind, a disposition for benevolence, confidence and justice. He hoped joint endeavours would bring the world closer to a day when humankind shall assuage its hurt and abolish its fears.

Among the priorities that he identified for his presidency were:

- settlement of international disputes through peaceful means
- full implementation of Rio +20
- arms control/disarmament
- combating violence against women
- terrorism

During the opening meeting of the 67th session of the GA (18 September 2012), Mr Jeremić set out the four main areas of the agenda for the session: (1) bringing about adjustment or settlement of international disputes through peaceful means; (2) sustainable development; (3) combating terrorism; and (4) combating violence against women.

Mr. Jeremić - Biography highlights:

Mr. Jeremić was appointed as his country's Foreign Minister in May 2007. He has served as his country's representative in the General Assembly, Security Council and the high-level segments of the United Nations Human Rights Council in 2009, 2010 and 2011. In 2010 and 2011, Mr. Jeremić played a leading role in convening two groundbreaking conferences of foreign ministers, aimed at resolving the flight of refugees uprooted by the 1991-1995 crisis in the Western Balkans. Prior to his appointment as Foreign Minister, Mr. Jeremić served as Adviser to the Minister of Telecommunications of the Federal Republic of Yugoslavia, from 2000 to 2003. In June 2003, he was appointed Adviser for Foreign Affairs to the Minister of Defence of the State Union of Serbia and Montenegro. In February 2004, he was appointed Chairman of the Foreign Affairs Committee on the Democratic Party.

Before entering the political sphere, Mr. Jeremić worked for a number of financial institutions in London, including Deutsche Bank and Dresdner Kleinwort Benson, as well as for AstraZeneca Pharmaceuticals. Mr. Jeremić has a Bachelor of Science degree in theoretical physics from Cambridge University, and a Masters in Public Administration from Harvard University's John F. Kennedy School of Government.

Annex 1

The GA's agenda for the 67th session

Annex 1 contains a summary of the main topic areas covered by the provisional agenda of the 67th session of the GA. It indicates the broad scope of issues it covers, and to what extent it deals with human rights matters.

The full provisional agenda of the 67th session is contained in UN doc A/67/50, available at http://www.un.org/ga/search/view_doc.asp?symbol=A/67/50

Introductory elements: Agenda items 1-8, which includes the election of office bearers and the general debate.

A. Promotion of sustained economic growth and sustainable development in accordance with the relevant resolutions of the General Assembly and recent United Nations conferences

Agenda items 9 – 28. Includes the adoption of the report of the Economic and Social Council (ECOSOC), a broad range of social development topics (sustainable development, globalisation, eradication of poverty, advancement of women), and follow up on UN conferences such as the Conference on Least Developed Countries.

B. Maintenance of international peace and security

Agenda items 29 – 62. Includes the adoption of the report of the Security Council and the Peacebuilding Commission, as well as a broad range of thematic and country-specific issues from 'the role of diamonds in fuelling conflict' to the human rights situations in Haiti, the Middle East and Afghanistan.

C. Development of Africa

Agenda item 63 focuses on New Partnership for Africa's Development (NEPAD): progress in implementation and international support.

D. Promotion of human rights

64. Report of the Human Rights Council

65. Promotion and protection of the rights of children:

- a) Promotion and protection of the rights of children;
- b) Follow-up to the outcome of the special session on children.

66. Rights of indigenous peoples:

- a) Rights of indigenous peoples;
- b) Second International Decade of the World's Indigenous People.

67. Elimination of racism and racial discrimination:

- a) Elimination of racism, racial discrimination, xenophobia and related intolerance;
 - b) Comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action
68. Right of peoples to self-determination.
69. Promotion and protection of human rights:
- a) Implementation of human rights instruments;
 - b) Human rights questions, including alternative approaches for improving the effective enjoyment of human rights and fundamental freedoms;
 - c) Human rights situations and reports of special rapporteurs and representatives;
 - d) Comprehensive implementation of and follow-up to the Vienna Declaration and Programme of Action.

E. Effective coordination of humanitarian assistance efforts

Agenda item 70 focuses on strengthening coordination of humanitarian and disaster relief assistance of the United Nations and Agenda item 71 is on Assistance to survivors of the 1994 genocide in Rwanda, particularly orphans, widows and victims of sexual violence.

F. Promotion of justice and international law

Agenda items 72-85. Includes the report of the International Criminal Court, the International Court of Justice and the Special Tribunals for Rwanda and the Former Yugoslavia. Also focuses on a range of other issues related to international law, from the law of the sea to strengthening the rule of law internationally.

G. Disarmament

Agenda items 86-106. Includes the report of the International Atomic Energy Agency and a host of initiatives to contain the use of nuclear weapons, the spread of small arms and the use of anti-personnel mines.

H. Drug control, crime prevention and combating international terrorism in all its forms and manifestations

Agenda items 107-109.

I. Organizational, administrative and other matters

Agenda items 110-168. This is a 'catch-all' for a range of issues that don't fit under existing agenda items, including: the S-G's report on the UN, UN elections to its main bodies and their Committees, revitalization of the work of the GA, the question of increasing membership of the Security Council, and a host of budgetary and auditing matters, such as financing UN Missions. It also includes the question of observer status for various organizations or political alliances.