

Committee at its first session about their contributions to the Summit and its preparatory process;

9. *Calls upon* the non-governmental organizations in consultative status with the United Nations and those accredited to the Summit and its preparatory process to contribute fully to the work of the Preparatory Committee and to the Summit;

10. *Requests* the Preparatory Committee to report to the General Assembly at its forty-ninth session on the progress of work of the Committee and the preparations for the Summit.

85th plenary meeting
20 December 1993

48/101. United Nations African Institute for the Prevention of Crime and the Treatment of Offenders

The General Assembly,

Recalling its resolution 47/89 of 16 December 1992, and taking note of Economic and Social Council resolution 1993/33 of 27 July 1993,

Recalling also its resolution 46/152 of 18 December 1991, in the annex to which it is stated that the contributions of the regional institutes for the prevention of crime and the treatment of offenders to policy development and implementation, and their resource requirements, especially those of the United Nations African Institute for the Prevention of Crime and the Treatment of Offenders, should be fully integrated into the United Nations crime prevention and criminal justice programme,

Aware of the financial difficulties that the Institute continues to face as a result of the fact that many States of the African region are in the category of least developed countries and therefore lack the necessary resources with which to support the Institute,

Conscious of the efforts made thus far by the Institute in fulfilling its mandate through, *inter alia*, the organization of training programmes and regional seminars, as well as the provision of advisory services,

Having considered the report of the Secretary-General,⁷⁰

1. *Expresses its appreciation* to those Governments and intergovernmental bodies that have supported the United Nations African Institute for the Prevention of Crime and the Treatment of Offenders in the discharge of its responsibilities;

2. *Calls upon* Governments and intergovernmental and non-governmental organizations to provide financial and technical support to the Institute to enable it to fulfil its objectives, particularly those concerning training, technical assistance, policy guidance, research and data collection;

3. *Requests* the Secretary-General to ensure that sufficient resources are provided to the Institute, within the overall appropriation of the programme budget, to enable it to carry out, in full and on time, all its obligations;

4. *Requests* the United Nations Development Programme to continue providing programme support to the Institute;

5. *Also requests* the Secretary-General to report to the General Assembly at its forty-ninth session on the implementation of the present resolution.

85th plenary meeting
20 December 1993

48/102. Prevention of the smuggling of aliens

The General Assembly,

Concerned that the activities of criminal organizations that profit illicitly by smuggling human beings and preying on the dignity and lives of migrants contribute to the complexity of the phenomenon of increasing international migration,

Recognizing that international criminal groups often convince individuals to migrate illegally by various means for enormous profits and use the proceeds from smuggling human beings to finance other criminal activities, thus bringing great harm to the States concerned,

Aware that such activities endanger the lives of those individuals and impose severe costs on the international community, particularly upon certain States that have been called upon to rescue and to provide medical care, food, housing and transportation for those individuals,

Recognizing also that socio-economic factors influence the problem of the smuggling of aliens and also contribute to the complexity of current international migration,

Noting that smugglers, particularly in the State of destination of the smuggling of aliens, often force migrants into forms of debt, bondage or servitude, often involving criminal activities, in order to pay for their passage,

Convinced of the need to provide humane treatment and protect the full human rights of migrants,

Recognizing that this illegal smuggling activity has high social and economic costs, contributes to corruption and burdens law enforcement agencies in all States where illegal aliens transit or are found,

Recalling relevant international agreements and conventions, including the International Convention for the Safety of Life at Sea, 1960,⁷¹ the International Convention for the Safety of Life at Sea, 1974,⁷² and the Protocol relating thereto of 1978,⁷³ by which specific safety standards are established for certain passenger ships, each State party is required to take the necessary steps to ensure that no vessel covered by the Conventions and flying its flag is permitted to carry passengers on international voyages unless it meets the standards established by the Conventions, and each port State party is required to prevent a foreign flag passenger vessel from sailing from its port when the condition of the ship or of its equipment is not in compliance with the Conventions,

Recalling also the undertaking of States parties to the Supplementary Convention on the Abolition of Slavery, the Slave Trade, and Institutions and Practices Similar to Slavery,⁷⁴ done at Geneva on 7 September 1956, to take all practicable and necessary legislative and other measures to bring about progressively and as soon as possible the complete abolition or abandonment of the practice of debt bondage,

Reaffirming that the sovereignty and territorial integrity of all States must be respected, including their right to control their own borders,

Concerned that the smuggling of aliens undermines public confidence in policies and procedures for immigration and for the protection of refugees,

Noting that the smuggling of aliens can involve criminal elements in many States, including the State or States where the smuggling scheme was planned, the State of nationality of the aliens, the State where the means of transport was prepared, the flag State of any vessels or aircraft that transport the aliens, States through which the aliens transit to their destination or in order to be repatriated and the State of destination,

Taking into account the efforts of the Office of the United Nations High Commissioner for Refugees, the International Organization for Migration, the International Civil Aviation Organization and the International Maritime Organization in responding to requests from States for assistance in dealing with the smuggling of aliens,

Emphasizing the need for States to cooperate urgently at the bilateral and multilateral levels, as appropriate, to thwart these activities,

1. *Condemns* the practice of smuggling aliens in violation of international and national law and without regard for the safety, well-being and human rights of the migrants;

2. *Commends* those States that have cooperated to combat the smuggling of aliens and to address specific incidents where smuggled aliens have needed to be processed in accordance with international standards and the domestic laws and procedures of the State concerned and returned safely to appropriate destinations;

3. *Urges* States to take appropriate steps to frustrate the objectives and activities of smugglers of aliens and thus to protect would-be migrants from exploitation and loss of life, *inter alia*, by amending criminal laws, if necessary, to encompass the smuggling of aliens and by establishing or improving procedures to permit the ready discovery of false travel documents supplied by smugglers;

4. *Requests* States to cooperate in order to prevent the illegal transport by smugglers of third country nationals through their territory;

5. *Requests* States that have not done so to make special efforts to prevent their airports, means of ground transportation and air carriers from being used by smugglers of aliens;

6. *Also requests* States to cooperate in the interest of safety of life at sea, to increase their efforts to prevent the smuggling of aliens on ships and to ensure that prompt and effective action is taken against the smuggling of aliens by ship;

7. *Calls upon* Member States and relevant specialized agencies and international organizations to take into account socio-economic factors and to cooperate at the bilateral and multilateral levels in addressing all aspects of the problem of the smuggling of aliens;

8. *Reaffirms* the importance of existing international conventions in preventing the economic exploitation and loss of life that can result from smuggling aliens, and calls upon all

States to exchange information and to consider ratifying or acceding to such conventions where they have not done so and fully to implement and enforce them;

9. *Emphasizes* that international efforts to prevent the smuggling of aliens should not inhibit legal migration or freedom of travel or undercut the protection provided by international law to refugees;

10. *Reaffirms also* the need to observe fully international and national law in dealing with the smuggling of aliens, including the provision of humane treatment and strict observance of all the human rights of migrants;

11. *Requests* the relevant specialized agencies and intergovernmental organizations, in particular the International Organization for Migration, the International Maritime Organization, the International Criminal Police Organization and the International Civil Aviation Organization, to consider ways and means, within their respective spheres of competence, to enhance international cooperation to combat the smuggling of aliens;

12. *Requests* the Commission on Crime Prevention and Criminal Justice to consider giving special attention to the question of the smuggling of aliens at its third session, to be held in 1994, in order to encourage international cooperation to address this problem within the framework of its mandate;

13. *Requests* the Secretary-General to transmit the text of the present resolution to all Member States and to relevant specialized agencies and intergovernmental organizations;

14. *Invites* Member States and relevant specialized agencies and intergovernmental organizations to report to the Secretary-General on the measures they have taken to combat the smuggling of aliens;

15. *Also requests* the Secretary-General to report to the General Assembly on the measures taken by States, specialized agencies and intergovernmental organizations to combat the smuggling of aliens, and decides to consider this question at its forty-ninth session under the item entitled "Crime prevention and criminal justice".

85th plenary meeting
20 December 1993

48/103. Crime prevention and criminal justice

The General Assembly,

Alarmed by high costs of crime, particularly in its new and transnational forms, and the danger posed to the individual as such and to societies and to the welfare of all nations by the rising incidence of crime,

Reaffirming the responsibility assumed by the United Nations in crime prevention and criminal justice,

Emphasizing the need for strengthened regional and international cooperation to combat crime in all its forms and to improve the effectiveness and efficiency of criminal justice systems,

Bearing in mind the goals of the United Nations in the field of crime prevention and criminal justice, specifically the reduction of criminality, more efficient and effective law