12 SET. 1945
SAÍDO

DELEGAÇÃO
DOS ESTADOS UNIDOS DO BRASIL

Comissão Preparatória das Nações Unidas

Londres em 31 de agôsto de 1945.

Nº 9

Instalação de sete subcomitês

502.(04)

S. R. E. DAS RELAÇÕES EXTERIORES
Serviço de Comunicações
12 SET 1945
Nº 12878

12878

Senhor Ministro,

Tenho a honra de passar às mãos de Vossa Excelência, na fórmula ôntem aprovada, o documento intitulado "Suggested Methods of work of the Executive Committee". Tal documento constitúe o Regimento da reunião de Londres e figuram em seu apêndice disposições a respeito da competência dos dez subcomitês criados.

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2. Foram hoje instalados os subcomitês nº 1, 3, 5, 6, 8, 9 e 10. Designei para membro dos de nº 1, 6 e 9 o Senhor Henrique Valle, dos de nº 3 e 8 o Senhor E. Dayrell de Lima e dos de nº 5 e 10 o Senhor George A. Maciel. Reservei-me o direito de comparecer a qualquer dêles, buscando acorrer onde minha presença fôr necessária para acompanhar qualquer dos três colegas antes mencionados.

3. O Senhor Henrique Valle, auxiliado pelo Senhor F.C. de Bittencourt Berenguer, continuará assegurando o serviço

A Sua Excelência o Senhor P. Leão Velloso,
Ministro de Estado interino das Relações Exteriores.

F.B.B.

serviço de secretaria da Delegação, inclusive a parte de criptografia. Os Senhores Lima e Maciel, quando não estiverem presos em Church House, continuarão a cuidar na Embaixada e no Consulado Geral de suas tarefas de costume.

4. Graças à autorização de Vossa Excelência e à bôa vontade de meus caros colegas Moniz de Aragão e Ildefonso Falcão, vae ser assim possível ao Brasil estar presente nos sete subcomités que hoje se instalam.

5. Mas é de meu dever fazer ressaltar que sou o único chefe de delegação sem suplente e informar de que se considera falta de espírito cooperativo por parte do Brasil o fato de não existir funcionário oficial brasileiro no Secretariado Internacional, cousa a que fiz alusão em telegrama mandado logo após minha chegada a Londres. Continua a ser hoje minha resposta aquela que dei então, de que a cousa não nos interessava por causa de não ser o português língua oficial.

6. Mas isso foi desculpa e seria bom principiarem desde já os chefes do Itamaraty a pensar em uma dezena de pessôas que pudessem desejar entrar para o futuro Secretariado permanente das Nações Unidas. Além de capacidade especializada, deveriam os candidatos dominar o francês e o inglês.

Aproveito a oportunidade para renovar a Vossa Excelência os protestos da minha respeitosa consideração.

C. de Freitas Vaux

RESTRICTED

PC/EX/Prel.1/Rev.13
30 August, 1945.

EPARATORY COMMISSION OF THE UNITED NATIONS

FURTHER REVISION OF MEMORANDUM ENTITLED: SUGGESTED METHODS OF WORK OF THE EXECUTIVE COMMITTEE

1. T he terms of reference of the interim arrangements shall be carried out by the Executive Committee which shall meet from time to time at the call of the Chairman, of any of its members or of the Executive Secretary. In addition to formal meetings, the Executive Committee may occasionally find it desirable to constitute itself a committee of the whole to pe mit the Chief Delegates or their representatives to consider informally and in a preliminary way proposals submitted by the Delegations and reports submitted by the Sub-Committees.

2. The voting procedure of the Executive Committee shall be that on questions of procedure decisions shall be taken by a simple majority vote, and on questions of substance by a two-thirds majority vote of those present and voting. On other questions of procedure the San Francisco rules shall likewise apply. The Chairman of each Sub-Committee shall be chosen by its members.

3. Whenever possible the meetings of the Executive Committee shall be open to representatives of the Press.

SUB-COMMITTEES

4. Sub-Committees shall be established. The terms of reference of ten are given in Annex A. Numbers 1,3,5,6,8,9 and 10 will begin work immediately.

5. The Sub-Committees shall be composed of the members of the various Delegations who are nominated for that purpose for regular service. Any Government represented on the Executive Committee which has not arranged for regular representation is, however, at libe ty to send a representative to a meeting of a Sub-Committee whenever it so desires.

6. Sub-Committees shall normally start work on the basis of a paper or papers submitted to it by any Delegation. They shall make use of the special knowledge and experience of, and take evidence from, the qualified International Organisations. Sub-Committees may also avail themselves of the special knowledge and experience of qualified national Organisations or individuals. They are authorised in addition to correspond with such organisations or persons but such correspondence shall be conducted through the Executive Secretary.

7. Since some of the tasks of the Sub-Committees overlap, it may be necessary to arrange either for joint meetings or for means whereby any one Sub-Committee can continuously consult any other. The Executive Secretary shall have general authority to see that this necessary liaison is ensured.

Once a draft report has been approved by a Sub-Committee, it should be circulated to the Executive Committee by the Executive Secretary, who will then arrange for it to be put on the agenda at the appropriate time. After discussion there, it might, if necessary, be referred back to the Sub-Committee concerned for amendment.

SECRETARIAT

9. (i) The Executive Secretary shall submit to the Executive Committee for its approval a provisional list of the senior staff of the Preparatory Commission. He shall have authority to appoint such other staff as may be required.

(ii) In recruiting and allocating the staff, the Executive Secretary shall bear in mind :

(a) that the staff shall be composed of nationals of the United Nations;

(b) the importance of recruiting the staff on as wide a geographical basis as possible;

(c) the instruction in the interim arrangements that, so far as possible, the staff shall be composed of officials appointed for this purpose, on the invitation of the Executive Secretary, by the governments of the United Nations; and

(d) the paramount consideration of securing the highest standards of efficiency, competence and integrity so that the Executive Committee may discharge its responsibilities as quickly as possible.

10. The Executive Secretary shall divide the Secretariat into Sections corresponding to the Sub-Committees listed in Annex A. As a general rule there should be a Chief of Section and one or more Associate Chiefs of Section. In addition there should be Committee Secretaries and other staff whose duties would be entirely technical and who would be chosen by the Executive Secretary.

11. It shall be the duty of each Section of the Secretariat to draft the necessary reports in consultation with the Chairman of the Sub-Committee concerned. In addition to their drafting functions the Secretariat will keep the minutes of the Sub-Committees, supply the necessary documentation, and perform such secretarial functions as are necessary. The more important "owrking papers" shall be circulated to all members of the Executive Committee by the Executive Secretary.

LANGUAGES

12. With regard to languages, the San Francisco rules shall apply. Thus there will be five official languages, but the working languages will be English and French.

ANNEX A.

Sub-Committee 1 - General Assembly.

This Sub-Committee should be concerned with the preparation of the provisional agenda and appropriate documents for the first sessions of the General Assembly.

It should, in addition, prepare recommendations for the necessary measures which the General Assembly will have to take in order to establish itself and fulfil its initial obligations under the Charter, and notably the methods whereby it can fulfil its obligations with regard to the other organs of the United Nations. More particularly it should prepare recommendations concerning the immediate tasks of the General Assembly, its Committee structure, its procedure, its standard forms and other official documents. Its recommendations on the staff of this organ should be submitted to Sub-Committee 6 for consideration.

The responsibility of the General Assembly to establish regulations on the Secretariat should be examined by Sub-Committee 6.

The financial responsibilities of the General Assembly should be examined by Sub-Committee 7.

Sub-Committee 2 - Security Council.

This Sub-Committee should be concerned with the preparation of the provisional agenda and appropriate documents for the first session of the Security Council. It should prepare recommendations on those procedural and other matters on which decisions of the Security Council would be needed in order to establish and organise itself initially. Recommendations on the staff of this organ should be transmitted to Sub-Committee 6 for its consideration.

Sub-Committee 3 - Economic and Social Council.

This Sub-Committee should be concerned with the preparation of the agenda and the appropriate documents for the first session of the Economic and Social Council.

It should prepare recommendations concerning the organisation of the work of the Council, its staff, its procedure, its standard forms and other official documents. In addition it should examine and make recommendations in regard to the problems connected with the establishment and operation of the various Commissions referred to in the Charter. Recommendations on the staff of the Economic and Social Council should be transmitted to Sub-Committee 6 for its consideration.

This Sub-Committee should also consider what action is necessary under the provisions of the Charter to deal with urgent problems in economic, social, cultural, educational, health and

/related fields,

and related fields, and what priority might be given to these problems.

The relations between the Economic and Social Council and the Specialised Agencies should be dealt with by Sub-Committee 8.

Sub-Committee 4 - Trusteeship Council.

This Sub-Committee should be concerned with the preparation of the agenda and appropriate documents for the first session of the Trusteeship Council. It should make recommendations defining the rôle of the General Assembly and of the Security Council in trusteeship matters and of their respective relations with the Trusteeship Council. It should further prepare recommendations concerning the organisation of the work of the Trusteeship Council, its staff, its procedure, its standard forms and other official documents, and its relations with the Economic and Social Council and the various specialised agencies. Recommendations on the staff of this organ should be transmitted to Sub-Committee 6 for its consideration.

The Sub-Committee should prepare recommendations for procedures which might be followed for approving Trusteeship agreements, for examining annual reports, for receiving and examining petitions, for arranging periodic visits to territories and for establishing a questionnaire as a basis for annual reports. It should study the questions arising if the Mandates System were to be wound up and examine the feasibility of providing for such interim arrangements as may be possible pending the establishment of the Trusteeship Council.

Sub-Committee 5 - Court and Legal Problems.

This Sub-Committee should be concerned with the preparation of the provisional agenda and appropriate documents for the first session of the Court, with issuing invitations for the nomination of candidates for the Court and with related problems involved in ensuring the prompt convening and organisation of the Court.

It should prepare studies and make recommendations on the previleges and immunities of the Organisation, its officials, the representatives of Members and international officials who may be appointed in an expert capacity by the organs of the United Nations.

It should prepare recommendations for procedures which might be followed on the registration and publication of treaties and international agreements.

This Sub-Committee will also keep in contact with the arrangements being made for winding up the Permanent Court of International Justice.

It should assist the other Sub-Committees and the Executive Committee on legal problems referred to it by those Sub-Committees or by the Executive Committee.

Sub-Committee 6 - Arrangements for the Secretariat and Other International Officials.

This Sub-Committee should prepare a detailed draft scheme for the recruitment and organisation of the Secretariat, and draft regulations governing the terms and conditions of employment of staff. It should prepare proposals regarding the Office of the Secretary-General and other higher officials of the Secretariat.

It should also study the possibility and the best method of applying the Civil Service principle to the selection of officials and the necessity of securing the highest standards of efficiency, competence and integrity. Under its guidance the Executive Secretary should open a register of applications for employment in the service of the United Nations (including the Court)

Sub-Committee 7 - Financial Arrangements.

This Sub-Committee should prepare a draft scheme of financial organisation for the United Nations, including the form of budget to be adopted, and the method of assessing and collecting contributions from States Members.

This Sub-Committee should also consider methods of equitably meeting the travelling expenses of delegations for meetings of the various organs of the United Nations.

Sub-Committee 8 - Relations with Specialised Agencies.

This Sub-Committee should examine the problems involved in the establishment of the relationship between specialised inter-Governmental organisations and agencies and the Organisation.

In conformity with paragraph 5 of the memorandum on Methods of Work of the Committee, it is of special importance that this Sub-Committee should work in close cooperation with Sub-Committee 3 when that Committee is considering what specialised international agencies should be set up.

Sub-Committee 9 - League of Nations.

This Sub-Committee should formulate recommendations concerning the possible transfer of certain functions, activities, and assets of the League of Nations which it may be considered desirable for the new Organisation to take over on terms to be arranged.

This Sub-Committee should also keep in contact with the arrangements being made for winding up the League of Nations.

Sub-Committee 10 - General.

This Sub-Committee should be responsible for maintaining continuity with the work of the San Francisco Conference and, having regard for the work of Sub-Committee 1, for making recommendations on the arrangements which should be made by the Executive Secretary for the first meeting of the General Assembly.

/The Sub-Committee

Sub-Committee 10 - General. (cont.)

The Sub-Committee should also be responsible for making studies and preparing recommendations concerning the location of the permanent headquarters of the Organisation.

All questions not otherwise allocated should also be dealt with by the General Sub-Committee.