



MALAYSIA

PERMANENT MISSION TO THE UNITED NATIONS



CANDIDATE
to the
UNITED NATIONS
SECURITY COUNCIL
for the term 2015-2016

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**STATEMENT BY
H.E. AMBASSADOR HUSSEIN HANIFF
PERMANENT REPRESENTATIVE OF MALAYSIA
TO THE UNITED NATIONS**

**ON AGENDA ITEM 81 ENTITLED
“REPORT OF THE SPECIAL COMMITTEE ON
THE CHARTER OF THE UNITED NATIONS
AND ON
THE STRENGTHENING OF THE ROLE OF THE ORGANISATION”
AT THE SIXTH COMMITTEE OF THE SIXTY-NINTH SESSION OF
THE UNITED NATIONS GENERAL ASSEMBLY
NEW YORK, 14 OCTOBER 2014**

Mr. Chairman,

At the outset, Malaysia wishes to associate itself with the statement made by the Islamic Republic of Iran on behalf of the Non-Aligned Movement (NAM). We extend our appreciation to the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization for its report as contained in document A/69/33.

Mr. Chairman,

2. Malaysia wishes to register its appreciation on the work of the Special Committee on the Charter of the United Nations (UN) and on the Strengthening of the Role of the Organization. Not only did the mechanism contributes positively to the maintenance of international peace and security, promote peaceful settlement of disputes, but most importantly, its serves as a platform within the UN system, to discuss issues relating to the UN Charter.

Mr. Chairman,

3. My delegation wishes to convey its concern on the impact of the application of sanctions especially on the question of maintaining international peace and security. In principle, we are against the application of sanctions even though Malaysia appreciates the improvements made by the sanctions committees. We believe that sanctions are an ineffective way to punish intended targets. Most of the time, they brought collateral damage towards innocent people of a State. It is because of this, my delegation believes that sanctions should only be considered as a last resort and when there is a

clear threat to international peace and security. Sanctions should not be considered for preventive measures. Besides, sanctions should only be applied in accordance to the UN Charter and relevant principles of international law.

4. Malaysia appreciates the report of the Secretary General on the Implementation of the provisions of the Charter of the UN related to assistance to third States affected by the application of sanctions, as contained in document A/69/119. We note the improvements by the Security Council in shifting from comprehensive economic sanctions to targeted sanctions. We believe this shift will help to minimise the potential negative impact on third States.

Mr. Chairman,

5. On the proposal to study the proper implementation of the Charter of the UN with respect to the functional relationship of its organs, we have seen the need for concrete proposals to be made for discussion. Many delegations continue to underscore that the General Assembly remains the chief deliberative, policy-making and representative organ of the UN. Consequently, its role and authority must be preserved. The Special Committee, in accordance with its mandate as provided for by relevant General Assembly resolutions, is thus, an appropriate forum to consider this issue.

6. Notwithstanding that, my delegation is concerned on the continuing trend of encroachment of the Security Council into functions and powers that fall within the competence of other principal UN organs. Malaysia is of the view that the Special Committee has an important role to play when it comes to dividing the work of the UN principal organs. In this relation, we call for the principal organs of the United Nations to faithfully respect each other's mandate in accordance with the principles established by the UN Charter.

7. Malaysia is pleased with the progress made in compiling the Repertory Practice of UN Organs and towards updating the Repertoire of the Practice of the Security Council, as disclosed in document A/69/159. We appreciate the work done by the Secretariat in its effort to eliminate the backlog in the Repertory. However, we believe there are much more work to be done and efforts be made in particularly to eliminate the backlog in volume III of the Repertory.

Mr. Chairman,

8. To conclude, my delegation wishes to express its concerns on the lack of progress in studying the proposal of the Special Committee. We believe that Member States need to show the political will in pursuing progress on the items reflected in the Report of the Special Committee. Nevertheless, Malaysia wishes to reiterate its support for the Special Committee to continue its work and find ways to address the issues highlighted in its report.

I thank you.