



General Assembly Security Council

Distr.  
GENERAL

A/43/989  
S/20346  
27 December 1988

ORIGINAL: ENGLISH

GENERAL ASSEMBLY  
Forty-third session  
Agenda item 29  
QUESTION OF NAMIBIA

SECURITY COUNCIL  
Forty-third year

Note verbale dated 22 December 1988 from the Permanent  
Representative of the United States of America to the  
United Nations addressed to the Secretary-General

The Permanent Representative of the United States of America to the United Nations presents his compliments to the Secretary-General of the United Nations and has the honour to enclose the Agreement signed by the People's Republic of Angola, the Republic of Cuba and the Republic of South Africa on 22 December 1988 at the United Nations and to request that the text of this agreement be circulated as an official document of the General Assembly, under agenda item 29, and of the Security Council.

ANNEX

Agreement among the People's Republic of Angola, the Republic of Cuba, and the Republic of South Africa

The Governments of the People's Republic of Angola, the Republic of Cuba, and the Republic of South Africa, hereinafter designated as "the Parties",

Taking into account the "Principles for a Peaceful Settlement in Southwestern Africa", approved by the Parties on 20 July 1988, and the subsequent negotiations with respect to the implementation of these Principles, each of which is indispensable to a comprehensive settlement,

Considering the acceptance by the Parties of the implementation of United Nations Security Council resolution 435 (1978), adopted on 29 September 1978, hereinafter designated as "UNSCR 435/78",

Considering the conclusion of the bilateral agreement between the People's Republic of Angola and the Republic of Cuba providing for the redeployment toward the North and the staged and total withdrawal of Cuban troops from the territory of the People's Republic of Angola,

Recognizing the role of the United Nations Security Council in implementing UNSCR 435/78 and in supporting the implementation of the present agreement,

Affirming the sovereignty, sovereign equality, and independence of all States of southwestern Africa,

Affirming the principle of non-interference in the internal affairs of States,

Affirming the principle of abstention from the threat or use of force against the territorial integrity or political independence of States,

Reaffirming the right of the peoples of the southwestern region of Africa to self-determination, independence, and equality of rights, and of the States of southwestern Africa to peace, development, and social progress,

Urging African and international co-operation for the settlement of the problems of the development of the southwestern region of Africa,

Expressing their appreciation for the mediating role of the Government of the United States of America,

Desiring to contribute to the establishment of peace and security in southwestern Africa,

Agree to the provisions set forth below.

1. The Parties shall immediately request the Secretary-General of the United Nations to seek authority from the Security Council to commence implementation of UNSCR 435/78 on 1 April 1989.

2. All military forces of the Republic of South Africa shall depart Namibia in accordance with UNSCR 435/78.

3. Consistent with the provisions of UNSCR 435/78, the Republic of South Africa and the People's Republic of Angola shall co-operate with the Secretary-General to ensure the independence of Namibia through free and fair elections and shall abstain from any action that could prevent the execution of UNSCR 435/78. The Parties shall respect the territorial integrity and inviolability of borders of Namibia and shall ensure that their territories are not used by any State, organization, or person in connection with acts of war, aggression, or violence against the territorial integrity or inviolability of borders of Namibia or any other action which could prevent the execution of UNSCR 435/78.

4. The People's Republic of Angola and the Republic of Cuba shall implement the bilateral agreement, signed on the date of signature of this agreement, providing for the redeployment toward the North and the staged and total withdrawal of Cuban troops from the territory of the People's Republic of Angola, and the arrangements made with the Security Council of the United Nations for the on-site verification of that withdrawal.

5. Consistent with their obligations under the Charter of the United Nations, the Parties shall refrain from the threat or use of force, and shall ensure that their respective territories are not used by any State, organization, or person in connection with any acts of war, aggression, or violence, against the territorial integrity, inviolability of borders, or independence of any State of southwestern Africa.

6. The Parties shall respect the principle of non-interference in the internal affairs of the States of southwestern Africa.

7. The Parties shall comply in good faith with all obligations undertaken in this agreement and shall resolve through negotiation and in a spirit of co-operation any disputes with respect to the interpretation or implementation thereof.

8. This agreement shall enter into force upon signature.

Signed at New York in triplicate in the Portuguese, Spanish and English languages, each language being equally authentic, this 22nd day of December 1988.

FOR THE PEOPLE'S REPUBLIC OF  
ANGOLA:

(Signed)  
Afonso VAN DUNEM M'BINDA

FOR THE REPUBLIC OF  
CUBA:

(Signed)  
Isidoro MALMIERCA PEOLI

FOR THE REPUBLIC OF  
SOUTH AFRICA:

(Signed)  
Roelof F. BOTHA