

Here is the version resulting from our work at Kioni's home this afternoon.

Topic: "Review of UNGA Resolution 1469"

The General Assembly,

Affirming the inalienable right of all peoples to self-determination and independence in accordance with Chapter XI of the Charter of the United Nations and General Assembly Resolution 1514 (XV);

Noting that in the year 1946, the United States in accordance with Chapter XI of the Charter of the United Nations and General Assembly Resolution 66 (I) submitted the Hawaiian Islands to be placed onto the list of non-self-governing territories to be decolonized;

Understanding the United States, as the Administering Power, assumed the obligation under Article 73 of the Charter, to assist the Hawaiian Islands to attain "a full measure of self-government" and to accept as a "sacred trust, the obligation to promote to the utmost, within the system of international peace and security established by the present Charter, the well-being of the inhabitants of these territories";

Acknowledging other responsibilities under Article 73 are:

- a. "to ensure, with due respect for the culture of the peoples concerned, their political, economic, social, and educational advancement, their just treatment, and their protection against abuses" and
- b. "to develop self-government, to take due account of the political aspirations of the peoples, and to assist them in the progressive development of their free political institutions, according to the particular circumstances of each territory and its peoples and their varying stages of advancement"; and,

Mindful that the United States' Report A/4226, transmitted on 24 September 1959 to the General Assembly, might have misstated the United States' compliance with its obligations under Chapter XI of the Charter of the United Nations, in particular Article 73, and General Assembly Resolution 66 (I); and,

Expressing concern that new evidence has been brought forth which claims that the adoption of United Nations General Assembly Resolution 1469 of December 12, 1959 allowing the United States to cease transmitting information on the status of the Hawaiian Islands in compliance with Article 73 e of the Charter, and congratulating the people of Hawaii for exercising their right to self-determination and freely choosing their present status (becoming a state of the United States), may have been based on misinformation and misrepresentations and may have served to deny the people of the Hawaiian Islands their rights to self-determination and independence; and,

Recognizing that an *erga omnes* obligation exists which establishes the right and power to make this Notice of Error and to call for a special session in accordance with GA Rules and Procedures to review the factors that led to the adoption of UNGA Resolution 1469 of December 12, 1959; and, if the review finds that the full measure of self-determination was not properly afforded the residents of the Hawaiian Islands, as contemplated by Article 73 of the Charter, to take appropriate remedial steps to address any failures of the full measure of self-determination, taking into consideration the direct voices from the concerned residents of the Hawaiian Islands as so contemplated by the Charter of the United Nations.