

INTERNATIONAL COURT OF JUSTICE

REPORTS OF JUDGMENTS,  
ADVISORY OPINIONS AND ORDERS

LEGAL CONSEQUENCES FOR STATES OF THE  
CONTINUED PRESENCE OF SOUTH AFRICA IN  
NAMIBIA (SOUTH WEST AFRICA)  
NOTWITHSTANDING SECURITY COUNCIL  
RESOLUTION 276 (1970)

(REQUEST FOR ADVISORY OPINION)

ORDER No. 3 OF 26 JANUARY 1971

**1971**

COUR INTERNATIONALE DE JUSTICE

RECUEIL DES ARRÊTS,  
AVIS CONSULTATIFS ET ORDONNANCES

CONSÉQUENCES JURIDIQUES POUR LES ÉTATS DE  
LA PRÉSENCE CONTINUE DE L'AFRIQUE DU SUD  
EN NAMIBIE (SUD-OUEST AFRICAIN)  
NONOBTANT LA RÉOLUTION 276 (1970)  
DU CONSEIL DE SÉCURITÉ

(REQUÊTE POUR AVIS CONSULTATIF)

ORDONNANCE No 3 DU 26 JANVIER 1971

Official citation:

*Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) notwithstanding Security Council Resolution 276 (1970), Order No. 3 of 26 January 1971, I.C.J. Reports 1971, p. 9.*

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Mode officiel de citation:

*Conséquences juridiques pour les États de la présence continue de l'Afrique du Sud en Namibie (Sud-Ouest africain) nonobstant la résolution 276 (1970) du Conseil de sécurité, ordonnance n° 3 du 26 janvier 1971, C.I.J. Recueil 1971, p. 9.*

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## INTERNATIONAL COURT OF JUSTICE

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26 January 1971

LEGAL CONSEQUENCES FOR STATES OF THE  
CONTINUED PRESENCE OF SOUTH AFRICA IN  
NAMIBIA (SOUTH WEST AFRICA)  
NOTWITHSTANDING SECURITY COUNCIL  
RESOLUTION 276 (1970)

(REQUEST FOR ADVISORY OPINION)

## ORDER

(No. 3 of 26 January 1971)

*Present: President* Sir Muhammad ZAFRULLA KHAN; *Vice-President* AMMOUN; *Judges* Sir Gerald FITZMAURICE, PADILLA NERVO, FORSTER, GROS, BENZON, PETRÉN, LACHS, ONYEAMA, DILLARD, IGNACIO-PINTO, DE CASTRO, JIMÉNEZ DE ARÉCHAGA; *Registrar* AQUARONE.

THE COURT,

Composed as above,

After deliberation,

Having regard to Article 48 of the Statute of the Court,

*Makes the following Order:*

Having regard to the written statement filed by the Government of the Republic of South Africa on 19 November 1970, wherein objections are taken to the participation of certain Members of the Court in the present proceedings,

THE COURT

By ten votes to four,

Decides,

With regard to Judge Morozov, not to accede to the objection which has been raised.

Done in English and in French, the English text being authoritative, at the Peace Palace, The Hague, this twenty-sixth day of January, one thousand nine hundred and seventy-one, in fourteen copies, of which one will be placed in the Archives of the Court, one will be transmitted to the Secretary-General of the United Nations, and the others will be transmitted to the Governments of the following States, namely: Czechoslovakia, Finland, France, Hungary, India, the Netherlands, Nigeria, Pakistan, Poland, South Africa, United States of America, Yugoslavia.

*(Signed)* ZAFRULLA KHAN,  
President.

*(Signed)* S. AQUARONE,  
Registrar.