

UN LIBRARY

FEB 16 1983

E/CN.4/1983/WG.1/WP.8

25 January 1983

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS

Thirty-ninth session

UN/SA COLLECTION

Pre-sessional open-ended Working Group  
on the Question of a Convention on the  
Rights of the Child  
24-28 January 1983  
Item 13 of the provisional agenda

QUESTION OF A CONVENTION ON THE RIGHTS OF THE CHILD

Revised version submitted by the United States of America

Article 6 bis

1. The States Parties to the present Convention shall accord to the child and his parents the right to leave any State, including their own, and the right to enter their own State.
2. Applications by a child or his parents to leave a State Party for the purpose of family reunification shall be dealt with by States Parties in a positive, humane and expeditious manner. States Parties shall charge only moderate fees in connection with such applications and shall not discriminate against or punish in any way the applicant(s) or other members of the family concerned. States Parties shall ensure that applications for the purpose of reunification of parents with their children which are not granted for any reason may be renewed at the appropriate level and will be considered at reasonably short intervals by the competent authorities, with fees in such cases to be charged only when applications are granted.
3. States Parties shall recognize the right of a child whose parents lawfully reside in different States Parties to maintain at all times, save in exceptional circumstances, personal relations and direct contacts on the basis of family ties with both parents through regular meetings. In such cases, States Parties shall ensure that the child's preference as to which parent he wishes to reside with shall be an important consideration in any determination made by competent authorities concerning the child's places of residence.