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COMMISSION ON HUMAN RIGHTS
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DISCRIMINATION AND PROTECTION
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Item 4 of the agenda

DRAFT INTERNATIONAL CONVENTION ON THE ELIMINATION
OF ALL FORMS OF RACIAL DISCRIMINATION

Messrs. Ivanov and Ketrzynski: Draft Convention on the
Elimination of All Forms of Racial Discrimination

The Contracting Parties,

Considering that, in conformity with the principles and objectives of the Charter of the United Nations, the Universal Declaration of Human Rights of 1948 has established that everyone shall have all rights and all freedoms proclaimed in the Declaration, without distinction of any kind, in particular as to race, colour or national origin,

Recalling that the Declaration on the granting of independence to colonial countries and Peoples adopted by the United Nations in 1960 has urged to bring colonialism and all practices of segregation and discrimination associated therewith to a speedy and unconditional end,

Proceeding from the Declaration on the Elimination of All Forms of Racial Discrimination of 1963 which has proclaimed that any doctrine of racial differentiation or superiority is scientifically false, morally condemnable, socially unjust and dangerous, and that there is no justification for racial discrimination either in theory or in practice,

Desiring to adopt further measures in order to eliminate racial discrimination in all its forms and manifestations as soon as possible,

Have agreed as follows:

ARTICLE I

1. For the purpose of the present Convention the term "racial discrimination" shall mean any differentiation, ban on access, exclusion, preference or limitation based on race, colour, national or ethnic origin, which has the purpose or effect of nullifying or impairing equality in granting or practising human rights and freedoms in political, economic, social, cultural, or any other field or public life.
2. Racial discrimination, which is an offence to human dignity, shall be condemned as a denial of the rules of international law and principles of the Charter of the United Nations, as a violation of the human rights and fundamental freedoms proclaimed in the Universal Declaration of Human Rights, as an obstacle to friendly and peaceful relations among nations and as a fact capable of disturbing peace and security among peoples, and shall therefore be prohibited by the present Convention.

ARTICLE II

1. Each Contracting Party shall undertake to admit within its territory no acts or manifestations of racial discrimination of any kind, and to provide for, if appropriate, in its legislation, and implement, necessary measures with a view to speedy elimination of racial discrimination.
2. Accordingly, each Contracting Party shall undertake, inter alia, to adopt appropriate measures:
 - (a) to prohibit and disband racist, fascist and any other organizations practising or inciting to racial discrimination;
 - (b) to admit no propaganda of any kind for the superiority of one race or national group over another, or any propaganda with a view to justifying or promoting racial discrimination in any form;
 - (c) to consider all participation in the activity of such organizations as those mentioned in sub-paragraphs 2 (a) and 2 (b) of the present article, as well as incitement to or acts of violence against an individual group of persons on the ground of their race, national or ethnic origin, as criminal offence counter to the interests of society punishable under law, and to prosecute those guilty thereof;

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- (d) to admit no racial discrimination in granting political rights to, and their enjoyment by every citizen, including the inalienable right to participate in determining the nature of the social and political structure of his country, the rights to participate in elections through universal and equal suffrage, the right to actual participation by racial, national and ethnic groups in legislative and executive bodies, as well as equal access to public service;
- (e) to admit no racial discrimination in the granting and enjoyment of the right to form and join trade unions;
- (f) to ensure equality for all before the law, without distinction as to race, colour, national or ethnic origin, personal security and protection against violence, as well as the right to an effective protection and remedy;
- (g) to admit no racial discrimination in the field of economic rights, inter alia, the right to employment and equal pay;
- (h) to admit no racial discrimination in granting the enjoyment of the right to education, and to provide the training of skilled manpower and expert personnel from among the groups of population formerly deprived of the right to education in consequence of discrimination based on race, colour, national or ethnic origin;
- (i) to admit no racial discrimination in the field of housing and to abolish reservations perpetuating and aggravating racial discrimination;
- (j) to admit no racial discrimination in public health, medical care and social security;
- (k) to admit no racial discrimination in access to all kinds of transport, recreation and public facilities, including restaurants, hotels, cinemas, parks, cafes, etc.;
- (l) to admit no racial discrimination in access to citizenship and enjoyment of civil rights, including the right to marriage.

ARTICLE III

Nothing in the present Convention shall be regarded as diminishing in any way the obligations taken by the States under the 1958 Convention concerning discrimination in respect of employment and occupations, the 1960 Convention against discrimination in education, and other international agreements designed to secure the fundamental human rights and freedoms.

ARTICLE IV

1. The present Convention is open for signature by all States at the United Nations Headquarters.
2. The present Convention shall be ratified; the instruments of ratification shall be deposited with the Secretary-General of the United Nations.

ARTICLE V

1. The present Convention shall enter into force on the thirtieth day from the date of the deposit with the Secretary-General of the United Nations of the fifth instrument of ratification or instrument of accession.
2. For the States ratifying the Convention or acceding to it after the deposit of the fifth instrument of ratification or instrument of accession the present Convention shall enter into force on the thirtieth day from the date of the deposit of their own instruments of ratification or instruments of accession.

ARTICLE VI

The Secretary-General of the United Nations Organization shall notify all States of:

- (a) signature of the Convention and receipt of the instruments of ratification under Article IV;
- (b) receipt of the instruments of accession under Article V;
- (c) date of entry into force of the present Convention under Article V.

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ARTICLE VII

1. The present Convention, the Chinese, English, French, Russian and Spanish texts of which are equally authentic, shall be deposited with the United Nations Organization.
2. The Secretary-General of the United Nations Organization shall communicate certified copies of this Convention to all States.

