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Item 80 of the provisional agenda\*

ELIMINATION OF ALL FORMS OF RELIGIOUS INTOLERANCE

Note by the Secretary-General

I. DRAFT DECLARATION ON THE ELIMINATION OF ALL FORMS  
OF RELIGIOUS INTOLERANCE

A. Action by the General Assembly

1. In resolution 3267 (XXIX) of 10 December 1974, the General Assembly requested the Secretary-General to transmit to the Commission on Human Rights all the opinions expressed and suggestions put forward in the course of the discussion of the question at the twenty-ninth session of the General Assembly; also requested the Commission on Human Rights to submit, through the Economic and Social Council, to the General Assembly at its thirtieth session a single draft Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief; and decided to include in the provisional agenda of its thirtieth session the item entitled "Elimination of all forms of religious intolerance" with a view to assessing progress on the elaboration of a Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief and to considering, completing and adopting, if possible, the Declaration, provided a single draft was completed by the Commission on Human Rights.

B. Action by the Commission on Human Rights

2. The Commission on Human Rights considered the question at its thirty-first session, held at Geneva from 5 February to 5 March 1975. The Commission had before it: (a) a report of the Secretary-General (A/9134 and Add.1 and 2) containing the observations submitted by Governments pursuant to General Assembly resolution 3027 (XXVII) of 18 December 1972; (b) a note by the Secretary-General (A/9135) containing an analytical presentation of the observations in document A/9134;

\* A/10150.

(c) the summary records of the 2006th and 2009th to 2014th meetings of the Third Committee of the General Assembly at its twenty-eighth session; (d) the summary records of the 2091st to 2096th meetings of the Third Committee of the General Assembly at its twenty-ninth session (A/C.3/SR.2091-2096) and the record of the 2311th meeting of the General Assembly (A/PV.2311); (e) the report of the Third Committee on the question to the General Assembly at its twenty-ninth session (A/9893); (f) a working paper prepared by the Secretariat (E/CN.4/1145) indicating the present state of consideration of the texts which the General Assembly, at its twenty-eighth session, took as a basis for discussion of a draft Declaration on the Elimination of All Forms of Religious Intolerance; and (g) a report of the Secretary-General (E/CN.4/1146 and Add.1-3) containing the replies received from Governments in compliance with General Assembly resolution 3069 (XXVIII).

3. At its 1293rd meeting, the Commission set up an informal Working Group open to all members of the Commission to continue the consideration of a draft Declaration on the Elimination of All Forms of Intolerance and Discrimination based on Religion and Belief. The informal Working Group considered paragraphs 2 to 9 of the preamble of a draft declaration based on the text submitted by the representative of the Byelorussian Soviet Socialist Republic to the Commission at its thirtieth session (E/5464, para. 57) and a text proposed by the Netherlands (E/CN.4/L.1289/Add.1). The Working Group adopted provisionally the second, third, fourth, sixth, seventh and eighth paragraphs of the preamble of a draft declaration (E/5635, paras. 169-176). The Commission decided to request the Economic and Social Council to inform the General Assembly that, although the Commission had made some progress, it had not completed its work on the draft declaration and that it intended to accord priority to the drafting of the declaration at its next session.

#### C. Action by the Economic and Social Council

4. The Economic and Social Council considered the matter at its fifty-eighth session. At its 1948th plenary meeting, held on 6 May 1975, the Council decided to transmit to the General Assembly the above-mentioned information furnished by the Commission on Human Rights.

#### II. DRAFT INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS OF INTOLERANCE AND OF DISCRIMINATION BASED ON RELIGION OR BELIEF

5. In resolution 3027 (XXVII) of 18 December 1972, the General Assembly decided to accord priority to the completion of the Declaration on the Elimination of All Forms of Religious Intolerance before resuming consideration of the draft International Convention on this subject.

6. In a note submitted to the General Assembly at its twenty-sixth session (A/8330), 1/ the Secretary-General gave an account of previous consideration of the question by United Nations organs. The note contains in paragraphs 16 to 21 details of the action taken by the Assembly when it last considered this item at its twenty-second session, and, as annexes, the following texts relating to a draft international convention on the subject:

Preamble and 12 articles of the draft International Convention on the Elimination of All Forms of Religious Intolerance, adopted by the Commission on Human Rights at its twenty-first, twenty-second and twenty-third sessions (annex III);

Additional draft article submitted by Jamaica to the Commission on Human Rights (annex IV);

Draft article XIII submitted by the Sub-Commission on Prevention of Discrimination and Protection of Minorities to the Commission on Human Rights (annex V);

Preliminary draft on additional measures of implementation transmitted to the Commission on Human Rights by the Sub-Commission on Prevention of Discrimination and Protection of Minorities (annex VI).

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1/ In compliance with General Assembly resolution 2836 (XXVI) of 17 December 1971 on publications and documentation of the United Nations, the material contained in document A/8330 is not reproduced in the present report. Copies of that document will be available upon request.