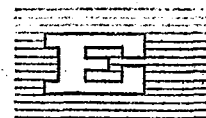


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COMMISSION ON HUMAN RIGHTS  
Working Group of governmental experts  
on the right to development  
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Geneva, 28 June-9 July 1982

DRAFT PREAMBLE OF THE DECLARATION ON THE  
RIGHT TO DEVELOPMENT

(Unofficial draft submitted by Danilo Turk)  
(Yugoslavia)

This unofficial draft is based upon the report of the Working Group (E/CN.4/1489) and the guidelines prepared by the drafting group (29 and 30, and 1982) and takes into consideration other proposals submitted to the Working Group.

The General Assembly,

I

Recalling that among the principles of the Charter of the United Nations is to achieve international co-operation in solving international problems of an economic, social, cultural or humanitarian nature, and to promote and encourage respect for human rights and for fundamental freedoms for all without distinction as to race, sex, language or religion,

Recalling the provisions of the Universal Declaration of Human Rights, particularly those contained in articles 22, 25 and 28 of the Universal Declaration,

Recalling further the provisions of the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights,

Bearing in mind relevant declarations and resolutions adopted by the General Assembly including inter alia the Declaration on the Granting of Independence to Colonial Countries and Peoples, the Declaration on the Elimination of All Forms of Racial Discrimination, the Proclamation of Teheran, the Declaration on Social Progress and Development, the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, the Declaration and the Programme of Action on the Establishment of a New International Economic Order, the Charter of Economic Rights and Duties of States, the Declaration on Strengthening of International Security and the Declaration on Preparation of Societies for Life in Peace.

II

Recalling the right of peoples to self-determination, by virtue of which all peoples have the right to freely determine their political status and freely pursue their economic, social and cultural development and may, for their own ends, freely exercise their sovereignty over their wealth, resources and economic activities,

Recalling the principle of universal respect for and observance of human rights and fundamental freedoms for all without distinction of any kind such as race, colour, sex, language, religion, political or other opinions,

Recalling also the principle of peaceful and equitable international co-operation, taking into account the fact of human interdependence and the need for human solidarity,

Emphasizing that all aspects of the human right to development in both its individual and collective dimensions are indivisible and interdependent; the full enjoyment of each of them is possible only when due respect is paid to the others,

III

Considering that removal of all obstacles which impede the realization of all human rights and fundamental freedoms and particularly the elimination of massive and flagrant violations of human rights including such situations as those resulting from colonialism, neo-colonialism, apartheid, all forms of racial discrimination, foreign domination and occupation, aggression and threats against national sovereignty, national unity and territorial integrity and the refusal to recognize the fundamental rights of peoples to self-determination and the right of all nations to exercise full sovereignty over their wealth and natural resources would contribute to the establishment of circumstances favourable to realization of the right to development,

Considering further that the present unjust international economic order is an obstacle for the effective promotion and full enjoyment of human rights and fundamental freedoms for all,

Recognizing that the ultimate aim of the right to development is the integral development of the individual and that the realization of the potentialities of the human person in harmony with the community should be seen as the central purpose of development,

Recognizing that the human person should be regarded as the subject of the development process and that all individuals should be accorded a position of active and meaningful participation in decision-making for development and in the distribution of benefits resulting therefrom,

Recognizing that the creation of conditions favourable to the development of individuals and peoples is the primary responsibility of their states,

Recognizing further that the establishment of a new international economic order is an essential element for the full realization of human rights and fundamental freedoms of all,

Recognizing also that it is necessary to affirm universal recognition of the right to development as an inalienable individual and collective human right and that equality of opportunity for development is a prerogative both of nations and of individuals who make up nations,

Considering that international peace is essential for the achievement of the aforementioned objectives and that it constitutes an objective in itself,

Considering that the comprehensive realization of the right to development is one of the urgent needs of humanity as a whole,

Solemnly proclaims the following Declaration: