

Noting the existence of a common interest in the elaboration of a full and detailed international convention on the rights of the child, as already evinced by the representatives of many countries and international organizations,

Recalling that the universally acknowledged standards and principles in the field of human rights impose on States the obligation to protect all individuals under their jurisdiction from infringements of their freedom and dignity by any private person,

1. *Calls the attention* of States to the proliferation of cases of removal and retention of children and invites them to co-operate actively with a view to preventing the occurrence of such cases and to solving them speedily, out of concern for the interest of the child;

2. *Invites* States to organize such co-operation through the conclusion of bilateral arrangements or through accession to regional conventions or international conventions such as the Hague Convention on the Civil Aspects of International Child Abduction of 25 October 1980, which is open to all States;

3. *Invites* the Commission on Human Rights, when drafting the convention on the rights of the child, to take into consideration the protection of the rights of the child in cases of unauthorized international removal;

4. *Requests* the Secretary-General to consult with Governments on this problem and to report to the Commission on Human Rights at its thirty-ninth session under the agenda item entitled "Question of a convention on the rights of the child".

*28th plenary meeting
7 May 1982*

1982/40. Report of the Ad Hoc Working Group of Experts of the Commission on Human Rights on allegations of infringements of trade union rights in the Republic of South Africa

The Economic and Social Council,

Recalling its resolution 1981/41 of 8 May 1981,

Recalling its decision 1981/155 of 8 May 1981, by which it transmitted to the Ad Hoc Working Group of Experts of the Commission on Human Rights, for consideration, the allegations regarding infringements of trade union rights in South Africa submitted by the International Confederation of Free Trade Unions,

Having examined the reports of the Ad Hoc Working Group of Experts,⁷⁷

Noting that the Government of South Africa continues to violate, by its legislation, international standards concerning trade union rights.

Noting further with grave concern that police and State interference in industrial disputes and repression against the independent black trade union movement has persisted.

1. *Takes note* of the report of the Ad Hoc Working Group of Experts prepared in accordance with Council resolution 1981/41;⁷⁸

2. *Takes note with appreciation* of the report of the Ad Hoc Working Group of Experts prepared in accordance with Council decision 1981/155,⁷⁹ and of the conclusions contained therein;

3. *Demands* the immediate recognition of the unimpeded exercise of freedom of association and trade union rights by the entire population of South Africa, without discrimination of any kind;

4. *Calls once again* for the immediate release of all the imprisoned trade unionists and the lifting of all banning orders imposed on persons engaged in trade union activities;

5. *Demands* the lifting of the ban on fund-raising drives by the Federation of South African Trade Unions;

6. *Reiterates* its demand for the cessation of all government and police interference in labour disputes;

7. *Requests* the Ad Hoc Working Group of Experts to continue to study the situation and to report thereon to the Commission on Human Rights and the Council, as appropriate;

8. *Also requests* the Ad Hoc Working Group of Experts, in the discharge of its mandate, to consult with the International Labour Organisation and the Special Committee against Apartheid, as well as with international and African trade union confederations;

9. *Decides* to consider at its first regular session of 1983 the question of allegations of infringements of trade union rights in South Africa as a subitem under the item entitled "Human rights questions".

*28th plenary meeting
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⁷⁷ E/1982/31, annex, and E/1982/47, annex.

⁷⁸ E/1982/31, annex.

⁷⁹ E/1982/47, annex.