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Agenda item 12

REPORT OF THE ECONOMIC AND SOCIAL COUNCIL

Draft declaration on the human rights of individuals who  
are not citizens of the country in which they live

Conference room paper submitted by the Netherlands

This paper is submitted in the understanding that both new proposed articles are read in connexion with each other.

New Article 4

- (i) Aliens shall enjoy such rights as are accorded to all individuals present within a State by the Universal Declaration of Human Rights.
- (ii) Aliens shall enjoy such rights as are accorded to all individuals present within a State by the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights and other international legal instruments to which the State is a party.
- (iii) A State not party to all or some of such instruments as mentioned in subparagraph (ii) of this Article shall endeavour to apply to aliens the rights included in these instruments.

New Final Article

This Declaration is without prejudice to rights accorded to aliens by conventional and customary international law and may not be relied upon by a State in order to take away or restrict rights which its law at present accords to aliens.

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