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Thirty-sixth session
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

Joint proposal by Mexico and Morocco

Re-draft paragraphs (i) to (x) of article 4 as follows:

- (i) The right to life, liberty and security of person;
- (ii) The right to protection against arbitrary or unlawful interference or with privacy, family, home and correspondence;
- (iii) The right to equal access to, and equal treatment before, courts and tribunals and other judicial or administrative bodies, and [in formal proceedings] to have the free assistance of an interpreter where necessary;
- (iv) The right to leave the country [and return to it.]
- (v) The right to marriage and choice of spouse, and to live with the spouse and their dependent children, [subject only to the right of the State to control the entry of persons for residence;]
- (vi) [see new article 4 bis.]
- (vii) The right to freedom of thought, conscience and religion;
- (viii) The right to freedom of opinion and expression;
- (ix) [see new article 4 bis.]
- (x) The right to retain his own language, culture and traditions;

Add, a new article 4 bis, as follows:

Subject to such restrictions as are prescribed by law and which are necessary in a democratic society in the interests of national security or public safety, public order (ordre public) public health or morals or the protection of the rights and freedoms of others, aliens shall enjoy:

- (i) the right to freedom of movement and to choice of residence within the borders of the State,
- (ii) the right to own property alone as well as in association with others,
- (iii) the right to freedom of peaceful assembly and association.
