

UNITED NATIONS
ECONOMIC
AND
SOCIAL COUNCIL



GENERAL

E/CN.4/538
16 April 1951

Original: FRENCH

COMMISSION ON HUMAN RIGHTS

Dual Distribution

Seventh Session

Item 3(b) of the Agenda

DRAFT INTERNATIONAL COVENANT ON HUMAN RIGHTS AND
MEASURES OF IMPLEMENTATION

Federal People's Republic of Yugoslavia.

Draft Articles concerning Economic, Social
and Cultural Rights, submitted by the
representative of the Federal People's
Republic of Yugoslavia.

- 1) Every person as a member of society shall enjoy the economic, social and cultural rights, particularly those laid down in the present Covenant, essential for his livelihood and the unimpeded development of his personality.
- 2) Every individual shall have the right to means of subsistence consisting of:
 - a) the right to work according to his capacity, with due regard to his aptitude;
 - b) rights safeguarding his basic needs and those of his family in the event of unemployment arising from causes beyond his control;
 - c) the right to social welfare for the satisfaction of his essential needs in the event of his finding himself without means of subsistence and incapacitated.

- 3) In labour relations, every employed person shall be entitled to:
- a) a wage in accordance with output and working conditions in the various categories, sufficient to provide a decent living for himself and his family, on the basis of equal pay for equal work, without any distinction as to sex, race, colour etc.;
 - b) regulation working hours restricted by law to a maximum of eight hours per day, and correspondingly lower in the case of arduous or unhealthy work, the wage to be equal to that payable for normal working hours. Overtime to be authorized only in exceptional instances, in accordance with prescribed conditions and involving ~~special overtime rates~~;
 - c) reasonable working conditions as regards ~~safety measures, technical, sanitary and hygienic safeguards, and facilities~~ for rendering the work more congenial;
 - d) paid holidays of not less than 15 working days per year, one day off per week, and leave with pay for justifiable reasons to be specified;
 - e) social insurance for himself and his dependants guaranteeing ~~the basic requirements of food, clothing, housing and medical~~ attention in the event of unemployment, sickness, old age, partial or total disability, whether permanent or temporary, and death.
- 4) Women in employment shall enjoy the same rights as men and shall also be entitled to the following special privileges:
- a) appointment, during pregnancy, to work which is not prejudicial to the development of the foetus;
 - b) paid leave for a reasonable period before and after confinement;
 - c) light work, and the opportunity to nurse and care for their babies during working hours;
 - d) immunity from dismissal from employment during pregnancy and for a reasonable period after confinement.

- 5) All children, whether legitimate or illegitimate, and minors in general, shall have the right to assistance and special protection against treatment or employment calculated to prevent or handicap their normal development.
- 6) Everyone whose income is normally derived from work shall have the right:
 - a) to join local, national and international trade union organizations and to exercise trade union rights without hindrance, including the right to strike, in order to implement and ensure his rights, in particular, those enumerated in the present Covenant;
 - b) to elect his representative through trade union organizations and to participate, through their agency, in the direction of organizations for the protection of labour.

No-one may be dismissed from work or persecuted in any way by reason of his participation in the trade union movement or because he has exercised the right to strike.

- 7) Everyone shall have the right to education. Elementary education shall be free and compulsory. Technical and vocational training shall be made generally available. Access to higher studies shall be open to all in accordance with their abilities, on a basis of complete equality.

The purpose of education shall be the full development of the human personality and the reinforcement of respect for human rights and fundamental freedoms. Education shall promote understanding, tolerance and friendship between all nations and all racial or religious groups, and the development of United Nations activities for the maintenance of peace.