

UNITED NATIONS
ECONOMIC
AND
SOCIAL COUNCIL



Distr.
GENERAL

E/CN.4/554/Add.1
19 January 1953
ENGLISH
ORIGINAL: ENGLISH-FRENCH

COMMISSION ON HUMAN RIGHTS

Ninth session

DRAFT INTERNATIONAL COVENANTS ON HUMAN RIGHTS
AND MEASURES ON IMPLEMENTATION

Text of the Protocol of 20 March 1952 to the Convention
for the Protection of Human Rights and Fundamental Freedoms
of 4 November 1950

Note: At the request of the Commission on Human Rights at its seventh session the Secretariat circulated in document E/CN.4/554 the text of the Convention for the Protection of Human Rights and Fundamental Freedoms of 4 November 1950 drawn up under the auspices of the Council of Europe. On 20 March 1952 a Protocol to this Convention was signed at Paris. The text of the Protocol is reproduced in this addendum to document E/CN.4/554 for the information of the Commission.

53-01044

The Governments signatory hereto, being Members of the Council of Europe,
Being resolved to take steps to ensure the collective enforcement of
certain rights and freedoms other than those already included in Section I
of the Convention for the Protection of Human Rights and Fundamental Freedoms
signed at Rome on 4th November 1950 (hereinafter referred to as "the Convention"),
Have agreed as follows:

Article 1

Every natural or legal person is entitled to the peaceful enjoyment
of his possessions. No one shall be deprived of his possessions except in
the public interest and subject to the conditions provided for by law and by
the general principles of international law.

The preceding provisions shall not, however, in any way impair the right
of a State to enforce such laws as it deems necessary to control the use of
property in accordance with the general interest or to secure the payment of
taxes or other contributions or penalties.

Article 2

No person shall be denied the right to education. In the exercise of
any functions which it assumes in relation to education and to teaching, the
State shall respect the right of parents to ensure such education and teaching
in conformity with their own religious and philosophical convictions.

Article 3

The High Contracting Parties undertake to hold free elections at reasonable
intervals by secret ballot, under conditions which will ensure the free
expression of the opinion of the people in the choice of the legislature.

Article 4

Any High Contracting Party may at the time of signature or ratification
or at any time thereafter communicate to the Secretary-General of the Council of
Europe a declaration stating the extent to which it undertakes that the
provisions of the present Protocol shall apply to such of the territories
for the international relations of which it is responsible as are named therein.

Any High Contracting Party which has communicated a declaration in virtue of the preceding paragraph may from time to time communicate a further declaration modifying the terms of any former declaration or terminating the application of the provisions of this Protocol in respect of any territory.

A declaration made in accordance with this Article shall be deemed to have been made in accordance with Paragraph (1) of Article 63 of the Convention.

Article 5

As between the High Contracting Parties the provisions of Articles 1, 2, 3 and 4 of this Protocol shall be regarded as additional Articles to the Convention and all the provisions of the Convention shall apply accordingly.

Article 6

This Protocol shall be open for signature by the Members of the Council of Europe, who are the signatories of the Convention; it shall be ratified at the same time as or after the ratification of the Convention. It shall enter into force after the deposit of ten instruments of ratification. As regards any signatory ratifying subsequently, the Protocol shall enter into force at the date of the deposit of its instrument of ratification.

The instruments of ratification shall be deposited with the Secretary-General of the Council of Europe, who will notify all Members of the names of those who have ratified.

Done at Paris on the 20th day of March 1952, in English and French, both texts being equally authentic, in a single copy which shall remain deposited in the archives of the Council of Europe. The Secretary-General shall transmit certified copies to each of the signatory Governments.
