

and Protection of Minorities,⁷⁷ and Commission on Human Rights resolution 1983/44 of 9 March 1983,⁶⁸ concerning guidelines, principles and guarantees for the protection of persons detained on grounds of mental ill-health or suffering from mental disorder,

Expressing its deep appreciation to the Special Rapporteur, Mrs. Erica-Irene A. Daes, for her work in preparing her report, on this question,⁷⁸

Noting also with appreciation the report of the Sub-Commission's sessional working group on the question of persons detained on the grounds of mental ill-health,⁷⁹

1. *Requests* the Special Rapporteur expeditiously to supplement her final report, containing the body of principles, guidelines and guarantees as well as the summary compilation of replies received from Governments and specialized agencies, taking into account the basic views expressed in the Sub-Commission on Prevention of Discrimination and Protection of Minorities and in the Commission on Human Rights, and to include in the report any new replies from Governments or specialized agencies that may be transmitted in the meantime;

2. *Requests* the Sub-Commission to establish a sessional working group and to allocate to it appropriate time and facilities for a proper examination, as a matter of the highest priority, of the above-mentioned body of principles, guidelines and guarantees, and to submit the revised final report of the Special Rapporteur including the documentation referred to in paragraph 1 above, to the Commission on Human Rights at its fortieth session;

3. *Requests* the Secretary-General to provide the Special Rapporteur with all assistance needed for the completion of her work.

*15th plenary meeting
27 May 1983*

1983/38. Question of the human rights of all persons subjected to any form of detention or imprisonment, in particular torture and other cruel, inhuman or degrading treatment or punishment

The Economic and Social Council,

Recalling General Assembly resolution 37/193 of 18 December 1982, by which the Assembly requested the Commission on Human Rights to complete as a matter of the highest priority, at its thirty-ninth session, the drafting of a convention on torture and other cruel, inhuman or degrading treatment or punishment, and Economic and Social Council resolution 1982/38 of 7 May 1982, by which the Council authorized a meeting of an open-ended working group of the Commission on Human Rights for a period of one week prior to the Commission's thirty-ninth session to complete the work on a draft convention against torture and other cruel, inhuman or degrading treatment or punishment,

Considering that it was not found possible to complete the work on the draft convention during the thirty-ninth session of the Commission,

Taking note of Commission on Human Rights resolution 1983/48 of 9 March 1983,⁶⁸

1. *Authorizes* a meeting of an open-ended working group for a period of one week prior to the fortieth ses-

sion of the Commission on Human Rights to complete the work on a draft convention against torture and other cruel, inhuman or degrading treatment or punishment;

2. *Requests* the Secretary-General to transmit to the Commission on Human Rights at its fortieth session all relevant material relating to the draft convention.

*15th plenary meeting
27 May 1983*

1983/39. Question of a convention on the rights of the child

The Economic and Social Council,

Recalling General Assembly resolution 37/190 of 18 December 1982, by which the Assembly requested the Commission on Human Rights to continue to give the highest priority at its thirty-ninth session to the question of completing the draft convention on the rights of the child, and Economic and Social Council resolution 1982/37 of 7 May 1982, by which the Council authorized a meeting of an open-ended working group for a period of one week prior to the thirty-ninth session of the Commission to facilitate the completion of the work on the draft convention on the rights of the child,

Considering that it was not found possible to complete the work on the draft convention during the thirty-ninth session of the Commission,

Taking note of Commission on Human Rights resolution 1983/52 of 10 March 1983,⁶⁸

1. *Authorizes* a meeting of an open-ended working group for a period of one week prior to the fortieth session of the Commission on Human Rights to facilitate and speed up the completion of the work on a draft convention on the rights of the child;

2. *Requests* the Secretary-General to transmit documents relating to the draft convention on the rights of the child to the Commission on Human Rights at its fortieth session and to extend all facilities to the open-ended working group during its meeting prior to the fortieth session of the Commission.

*15th plenary meeting
27 May 1983*

1983/40. Measures to improve the situation and ensure the human rights and dignity of all migrant workers and their families

The Economic and Social Council,

Mindful of the need for international co-operation in solving international problems of an economic, social, intellectual or humanitarian nature and in developing and encouraging respect for human rights and fundamental freedoms for all, without distinction as to race, sex, language or religion,

Recalling in that regard the provisions of the Universal Declaration of Human Rights,⁸⁰ of the International Convention on the Elimination of All Forms of Racial Discrimination⁸¹ and of the International Covenants on Human Rights,⁸²

⁷⁷ See E/CN.4/1983/4 and Corr.1, chap. XXI, sect. A.

⁷⁸ E/CN.4/Sub.2/1982/16.

⁷⁹ E/CN.4/Sub.2/1982/17.

⁸⁰ General Assembly resolution 217 A (III).

⁸¹ General Assembly resolution 2106 A (XX), annex.

⁸² See General Assembly resolution 2200 A (XXI), annex.

Mindful of the contribution made by migrant workers to the economic growth and the social and cultural development of the host countries,

Noting, in particular, that the problems of migrant workers, which are becoming more serious in some regions for political and economic reasons and for social and cultural reasons, constitute a matter of grave concern and continue to be of the greatest importance to certain countries,

Mindful of the important contribution made by the International Labour Organisation in the protection of the rights of all migrant workers,

Appreciating also the efforts of the United Nations Educational, Scientific and Cultural Organization in matters relating to migrant workers,

Deeply concerned at the fact that, despite the general effort made by Member States, regional intergovernmental organizations and various United Nations bodies, migrant workers are still unable fully to exercise their rights in the social field and in the labour field as defined in the Universal Declaration of Human Rights,

Emphasizing, therefore, the efforts that must still be made effectively to protect the rights of all migrant workers and their living conditions,

Recalling its resolutions 1981/21 of 6 May 1981 and 1983/16 of 26 May 1983, and Commission on Human Rights resolution 1983/45 of 9 March 1983,⁶⁸

Recalling also its resolutions 1980/16 of 30 April 1980 and 1981/35 of 9 May 1981,

1. *Welcomes* the progress made by the Working Group on the Drafting of an International Convention on the Protection of the Rights of All Migrant Workers and Their Families, established in pursuance of General Assembly resolution 34/172 of 17 December 1979;

2. *Expresses again its conviction* that the drafting of that convention will further facilitate the exchanges of views needed for protecting the human rights and improving the situation of migrant workers and their families;

3. *Expresses the hope* that substantial progress will be made by the Working Group during the two meetings to be held in 1983 in accordance with General Assembly resolution 37/170 of 17 December 1982, with a view to completing the drafting of the convention during the thirty-eighth session of the General Assembly;

4. *Decides* to consider at its first regular session of 1984 the question of measures to improve the situation and ensure the human rights and dignity of all migrant workers and to monitor the status of work done with a view to protecting the rights of all migrant workers and their families.

*15th plenary meeting
27 May 1983*

1983/41. Implementation of the International Covenant on Economic, Social and Cultural Rights

The Economic and Social Council,

Bearing in mind its important responsibilities under articles 16 and 17 of the International Covenant on Economic, Social and Cultural Rights,⁸³

Recalling its resolutions 1988 (LX) of 11 May 1976, 1979/43 of 11 May 1979 and 1982/33 of 6 May 1982 and its decision 1981/158 of 8 May 1981,

Recalling also General Assembly resolution 37/191 of 18 December 1982,

Having considered the report of the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights,⁸⁴

Noting that, as a result of continuing improvements in the work of the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights, consideration of the reports of the States parties is becoming more thorough,

Mindful of the relevant resolutions and decisions adopted by the General Assembly and the Economic and Social Council on the control and limitation of documentation,

1. *Takes note* of the report of the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights;

2. *Invites* States that have thus far neither ratified nor acceded to the International Covenant on Economic, Social and Cultural Rights to do so, pursuant to General Assembly resolution 37/191;

3. *Calls upon* States parties to the International Covenant on Economic, Social and Cultural Rights to submit reports required under article 16 thereof, in accordance with the programme established by Council resolution 1988 (LX), and urges States parties that have not yet done so to submit their initial reports as soon as possible and, in those instances in which it is not possible to do so, to inform the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights when those reports will be submitted;

4. *Invites* States parties to the Covenant, in preparing their reports, to comply with the guidelines established by the Secretary-General concerning the form and content of reports;

5. *Urges* States parties to the Covenant which are submitting reports for consideration by the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights, taking into account paragraph 24 (g) of its report,⁸⁴ to be mindful of the importance of submitting their reports twelve weeks before the session of the Group of Experts in order to permit processing by the Secretariat and adequate study by the members of the Group of Experts;

6. *Requests* the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic, Social and Cultural Rights to consider including in its report to the Council brief summaries of the consideration of each country report;

7. *Requests* the Secretary-General to ensure that the summary records of the proceedings of the Sessional Working Group of Governmental Experts on the Implementation of the International Covenant on Economic,

⁸³ *Ibid.*

⁸⁴ E/1983/41.