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COMMISSION ON HUMAN RIGHTS  
SUB-COMMISSION ON PREVENTION OF  
DISCRIMINATION AND PROTECTION  
OF MINORITIES  
Sixteenth session  
Agenda item 4

Mr. Calvocoressi: Draft Convention on the Elimination  
of All Forms of Racial Discrimination

THE CONTRACTING STATES,

Recalling Article 55 of the United Nations Charter;

Acting in pursuance of resolution 1904 (XVIII), adopted by the General Assembly  
of the United Nations on 20 November 1963;

Desiring to eliminate all forms of racial discrimination and to secure respect  
for the dignity of the human person;

Have AGREED as follows:

Article I

- (1) For the purposes of this Convention:
  - (a) "person" includes a group of persons;
  - (b) "discrimination" means any distinction, exclusion, limitation or preference made on the basis of race, colour or ethnic origin.
- (2) Nothing in this Convention shall be interpreted as implying any right to discriminate on any basis other than those listed in Article I (1) (b) above, such as sex, language, religion, political or other opinion, social origin, property, birth or other status.

Article II

- (1) A Contracting State shall not discriminate or support discrimination against any person in any manner. In particular, a Contracting State shall not discriminate against any person as regards civil rights, access to citizenship, education, religion, employment, occupation or housing.
- (2) A Contracting State shall pursue a national policy designed to prevent discrimination within its territory.
- (3) Within the territory of a Contracting State, it shall be an offence to commit, or to incite to commit, an act of violence against another person on the grounds of race, colour or ethnic origin.

Article III

- (1) The Contracting States shall secure to everyone within their territory the rights defined in this Article.
- (2) Everyone, without discrimination, shall have the right:
  - (a) to equality before the law;
  - (b) to security of person against bodily harm;
  - (c) to equal access to any place intended for use by the general public.
- (3) Every national of a Contracting State, without discrimination, shall:
  - (a) have the right in that State to participate in elections and in the government; and
  - (b) be eligible for admission to the public service of that State, in accordance with the national procedures.
- (4) Everyone whose rights as set forth in this Article are violated shall have an effective remedy before a national authority or tribunal.

Article IV

- (1) This Convention shall be open until for signature by any State Member of the United Nations or any of its Specialized Agencies, at the Headquarters of the United Nations.
- (2) This Convention shall be subject to ratification. Instruments of ratification shall be deposited with the Secretary-General of the United Nations.

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(3) This Convention shall be open to accession by any State referred to in paragraph (1) of this Article. Instruments of accession shall be deposited with the Secretary-General of the United Nations.

#### Article V

The States Parties to this Convention recognize that the Convention is applicable not only to their metropolitan territory but also to all non-self-governing, trust, colonial and other territories for the international relation of which they are responsible; they undertake to consult, if necessary, the governments or other competent authorities of these territories on or before ratification, acceptance or accession with a view to securing the application of the Convention to those territories, and to notify the Secretary-General of the United Nations of the territories to which it is accordingly applied, the notification to take effect three months after the date of its receipt.

#### Article VI

- (1) This Convention shall enter into force ninety days after the date of deposit of the [twentieth] instrument of ratification or accession.
- (2) For each State ratifying or acceding after the date of deposit of the [twentieth] instrument of ratification or accession, this Convention shall enter into force ninety days after the deposit of the instrument.

#### Article VII

A Contracting State may denounce this Convention on its own behalf or on behalf of any territory for whose international relations it is responsible, by a written notification to the Secretary-General of the United Nations.

A denunciation shall take effect for that State one year after the date of its receipt by the Secretary-General.

#### Article VIII

The Secretary-General of the United Nations shall inform all the States referred to in paragraph (1) of Article IV of the following particular:

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- (a) Signatures, ratifications and accessions under Article IV;
- (b) extensions under Article V;
- (c) the date of entry into force of this Convention under Article VI;
- (d) denunciations under Article VII.

IN WITNESS WHEREOF the undersigned Plenipotentiaries have signed this Convention.

Done at New York, this                      day of                      196 , in a single copy, of which the Chinese, English, French, Russian and Spanish texts are equally authentic and which shall be deposited in the archives of the United Nations, and certified copies of which shall be sent by the Secretary-General of the United Nations to all the States referred to in paragraph (1) of Article IV of this Convention.

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