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DRAFT INTERNATIONAL COVENANTS ON HUMAN RIGHTS

Working paper prepared by the Secretary-General

1. In resolution 833 (IX), the General Assembly requests the Secretary-General:
 - (a) to prepare a concise annotation of the draft international covenants on human rights; (b) to distribute to Governments as soon as they are received the observations on the draft covenants made by Member and non-Member States and specialized agencies in response to the General Assembly's invitation addressed to them in this resolution, and (c) to prepare as a working paper a compilation of all amendments and proposed new articles submitted by Governments in their observations.
2. The annotation is contained in document A/2929. The comments of Governments and specialized agencies are contained in A/2910 and Add.1-3, and A/2907 and Add.2 respectively. Comments by the United Nations High Commissioner for Refugees are contained in document A/2907/Add.1.
3. By 16 September 1955, the following Governments had sent observations:

Austria	A/2910/Add.1
Australia	A/2910/Add.2
Ceylon	A/2910
Netherlands	A/2910/Add.3
Thailand	A/2910/Add.2
Union of Soviet Socialist Republics	A/2910/Add.1
United Kingdom of Great Britain and Northern Ireland	A/2910/Add.1

The Government of Japan stated that it was not considering any amendment or addition to the draft covenants at this stage. The Government of Costa Rica

expressed its intention of making any comments which it might deem desirable at the General Assembly's tenth session.

4. By the same date, the following specialized agencies had submitted observations:

ILO A/2907/Add.2

UNESCO A/2907

5. This document contains the compilation of amendments and new articles proposed by Governments in the observations mentioned above. It includes also amendments submitted by the following representatives on the Third Committee at the ninth session of the General Assembly, during the second part of the first reading of the draft Covenants (See A/2808, paragraphs 40-51):

Australia

Belgium

Brazil

Cuba, Denmark, Dominican Republic, Norway, Sweden,
Yugoslavia

Saudi Arabia

Uruguay

6. The compilation includes all changes proposed to the texts of articles, but not comments thereon if no alternative wording was suggested. Nor does it include the arguments advanced in favour of the amendments. These are reproduced only in the observations of Governments (A/2910 and Add.1-3). It was not always clear whether the proposed changes were intended to be formal amendments or were suggestions, recommendations or preferences expressed by Governments. Where they were not clearly formal amendments, the wording used by the Government in presenting the proposed changes has been inserted.

7. The amendments are presented under each article or paragraph or sub-paragraph of each article in the English alphabetical order of the names of the Governments submitting them.

8. Attention is drawn to certain proposals and amendments relating to reservations which were submitted to the Commission on Human Rights at its tenth session and are contained in Annex II of the Report of the Commission (Official Records of the ECOSOC, XVIIIth session, supplement No. 7, E/2573). The texts of the draft Covenants are contained in Annex I of the same document.

I. DRAFT COVENANT ON CIVIL AND POLITICAL RIGHTS

PREAMBLE

Brazil*:

Add to the preambles of both draft covenants:

"Considering that all peoples and all nations have the right of self-determination, namely, the right freely to determine their political, economic, social and cultural status, and that the full exercise of this right must be ensured as an essential condition for universal respect for, and observance of, human rights,

"Considering further that the right of peoples to self-determination also includes permanent sovereignty over their natural wealth and resources, and that in no case may a people be deprived of its own means of subsistence on the grounds of any rights that may be claimed by other States."

PART I

ARTICLE 1

Australia, Netherlands, United Kingdom of Great Britain and Northern Ireland:

Delete article 1.

Brazil**:

"Delete article 1 in both draft covenants, article 28 in the draft Covenant on Economic, Social and Cultural Rights, articles 48 and 53 in the draft Covenant on Civil and Political Rights, and any other provision relevant to the matters dealt with in those articles.

"The Commission on Human Rights should be requested to prepare a draft protocol as an annex to the covenants, the said protocol to embody the principles proclaimed in article 1, paragraph 2, of both draft covenants, in article 28 of the draft Covenant on Economic, Social and Cultural Rights, in articles 48 and 53 of the draft Covenant on Civil and Political Rights, or in any other provision relevant to the matters dealt with in those articles."

* This amendment is closely linked to the amendments proposed by Brazil to article 1 of both draft covenants, article 28 of the draft covenant on economic, social and cultural rights, articles 48 and 53 of the draft covenant on civil and political rights. See under article 1.

** See also under Preamble.

Paragraph 1

Thailand recommends that:

The words "self-governing or dependent status" should be added to the enumeration.

Paragraph 3

Thailand considers the following addition at the end of paragraph 3 would be useful:

"including provisions which may have been inserted by reason of contingent circumstances in a treaty of peace."

PART II

ARTICLE 2

Paragraph 1

Thailand:

Delete the word "property."

Paragraph 2

United Kingdom:

Delete this paragraph.

Paragraph 3

Sub-paragraph (c)

Thailand suggests the following wording:

"To organize a control by the said competent authorities in order to enforce, under due sanction inserted in the laws, the enforcement of such remedies when granted."

ARTICLE 3

United Kingdom:

Delete this article.

ARTICLE 4

Paragraph 1

Thailand wonders why the word "birth" is not repeated in the enumeration.

Paragraph 2

Netherlands:

Add the words "paragraphs 1, 2 and 4" in parentheses after the words "articles 6."

Paragraph 3

Thailand considers that it would be commendable to add the following:

"and communicate to them the official texts of the legislative enactments issued to that effect."

ARTICLES 4 AND 5

Thailand considers that articles 4 and 5 should be inverted.

PART III

ARTICLE 6

Australia proposes the following redraft, with a view to reconsideration of the text of the article:

- "1. Everyone's right to life shall be protected by law.
2. The death penalty, where it exists, shall be confined to the gravest crimes. It may only be imposed by a competent court, following a conviction for such a crime, in accordance with law that is not contrary to the provisions of this Covenant.
3. (
4.) as in existing draft article."

Thailand suggests that the article should include the following provision:

"Capital punishment shall never be inflicted for a political offence which did not constitute also a non-political offence punishable by death."

Paragraph 1.

Netherlands:

Amend paragraph 1 as follows:

"1. Everyone's right to life shall be protected by law. No one shall be deprived of his life intentionally save in the execution of a sentence of a court following his conviction of a crime for which this penalty is provided by law."

United Kingdom:

Delete the first sentence.

Paragraph 2

Netherlands:

Amend paragraph 2 as follows:

"2. Deprivation of life shall not be regarded as inflicted in contravention of this Article when it results from lawful acts of war or from the use of force which is not more than absolutely necessary:

- (a) in defence of any person from unlawful violence;
- (b) in order to effect a lawful arrest or to prevent the escape of a person lawfully detained;
- (c) in action lawfully taken for the purpose of quelling a riot or insurrection."

ARTICLE 7

Netherlands assumes that the word "experimentation" does not cover experimental methods of medical treatment having the welfare of the patient in view. If this interpretation is correct the part of this article after the words "involving risk" should be deleted.

Thailand suggests as follows:

Add after the words "involving risk" the phrase "or physical suffering or pain."

ARTICLE 8

Paragraph 3

Sub-paragraph (c)(i)

Netherlands:

Add at the end the following words:

"or of a person during conditional release of such detention."

ARTICLE 9

Paragraph 1

Netherlands:

Amend paragraph 1 as follows:

"Everyone has the right to liberty and security of person. No one shall be deprived of his liberty save in the following cases and in accordance with a procedure prescribed by law:

- (a) The lawful detention of a person after conviction by a competent court;
- (b) The lawful arrest or detention of a person for non-compliance with the lawful order of a court or in order to secure the fulfilment of any obligation prescribed by law;
- (c) The lawful arrest or detention of a person effected for the purpose of bringing him before the competent legal authority on reasonable suspicion of having committed an offence or when it is reasonably considered necessary to prevent his committing an offence;
- (d) The detention of a minor by lawful order for the purpose of educational supervision or his lawful detention for the purpose of bringing him before the competent legal authority;
- (e) The lawful detention of persons for the prevention of the spreading of infectious diseases, of persons of unsound mind, alcoholics or drug addicts or vagrants;
- (f) The lawful arrest or detention of a person to prevent his effecting an unauthorized entry into the country or of a person against whom action is being taken with a view to deportation or extradition."

United Kingdom:

Delete the second sentence.

Add at the end of the paragraph "and as are not in themselves incompatible with respect for the right to liberty and security of person."

Paragraph 2

Netherlands states that it seems more appropriate to word paragraph 2 as follows:

Paragraph 3

Thailand considers that the second sentence would be much more decisive and imperative if it were written as follows:

"In case of persons awaiting trial, the general rule shall not be to detain them in custody but to release them subject to guarantees to appear..."

Paragraph 5

Netherlands:

Substitute for the words "unlawful arrest or deprivation of liberty" the words: "arrest or deprivation of liberty in contravention of the provisions of this article."

United Kingdom:

Substitute for the words "deprivation of liberty" the word "detention."

ARTICLE 10

Paragraph 2

Netherlands would consider the elimination of this paragraph as an advantage or, alternatively, would suggest that the word "normally", or a similar term, be inserted between "shall" and "be". The Government would also prefer to substitute the word "entitled" for the word "subject" in paragraph 2.

ARTICLE 11

Netherlands believes that this article does not exclude the possibility of imprisoning civilly, persons refusing to meet duly contracted financial obligations, including obligations to provide alimentation. The Government suggests that, if there is any doubt on this point, the article should be worded more restrictively so as to exclude such cases, for example, as follows:

"No one shall be imprisoned merely on the ground of inability to fulfil a contractual obligation to perform labour."

Thailand considers the following should be said:

"...on the ground of inability not due to bad faith to fulfil a contractual obligation."

ARTICLE 12

Paragraph 1

Netherlands:

Amend as follows:

"1. Subject to any general law of the State concerned which provides for such reasonable restrictions as may be necessary to protect national security, public safety, health or morals or the rights and freedoms of others, consistent with the other rights recognized in this Covenant, everyone legally within the territory of a State shall, within that territory, have the right to

- (1) Liberty of movement and
- (2) Freedom to choose his residence;

"2. Everyone shall be free to leave any country, including his own, subject to the restrictions mentioned in the preceding paragraph and to any outstanding obligations with regard to national service, tax liabilities or voluntarily contracted obligations binding the individual to the Government."

Paragraph 2

Netherlands:

Renumber as paragraph 3.

ARTICLE 13

Thailand:

Amend the end of the sentence to read:

"...be allowed to submit the reasons against his expulsion to, and to have his case reviewed by, and to be represented for the purpose before, the competent authority..."

ARTICLE 14

Paragraph 1

United Kingdom:

Delete the first sentence.

Paragraph 2

United Kingdom:

Begin a new paragraph, numbered 3, with the second sentence.

Paragraph 3

United Kingdom:

Renumber as paragraph 4.

Paragraph 4.

Netherlands, United Kingdom:

Delete this paragraph.

ARTICLE 15

Paragraph 1

Netherlands:

Delete the last sentence.

United Kingdom:

Substitute for the last sentence the following:

"If the maximum penalty under the law in force at the time when the sentence is passed is less than was provided by the law in force at the time when the offence was committed, the offender shall benefit thereby."

Paragraph 2

Netherlands:

Substitute for the words: "the general principles of law recognized by the community of nations" the words: "the general principles of law recognized by civilized nations."

ARTICLE 16

United Kingdom:

Delete the word "everywhere."

ARTICLE 17

Netherlands would prefer the text of the article to be stated more precisely as follows:

"(1) Everyone has the right to respect for his private and family life, his home and correspondence;

- (2) There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others;
- (3) No one shall be subjected to unlawful attacks on his honour and reputation. Everyone has the right to the protection of the law against such attacks."

United Kingdom:

Redraft as follows:

- "1. No one shall be subjected to unlawful interference with his privacy, home or correspondence. Everyone has the right to the protection of the law against such interference. Any interference by public authority with privacy, home or correspondence shall be limited to what is required in the general interest and is authorized by laws which are not in themselves incompatible with respect for the right to personal privacy and to privacy of home and correspondence.
2. No one shall be subjected to unlawful attacks on his honour and reputation. Everyone has the right to the protection of the law against such attacks."

ARTICLE 18

Paragraph 1

Saudi Arabia:

Delete the following words in the second sentence:

"to maintain or to change his religion or belief, and freedom."

Paragraph 2

Saudi Arabia:

Replace this paragraph by the following:

"No one shall be subject to coercion which would deprive him of his right to freedom of religion or belief."

Paragraph 3

Netherlands would prefer the following text for this paragraph:

"Freedom to manifest one's religion or beliefs shall be subject only to such limitations as are prescribed by law and are necessary in a democratic society in the interests of public safety, for the protection of public order, health or morals, or for the protection of the rights and freedoms of others."

ARTICLE 19

Paragraph 2

Netherlands:

Add the following sentence at the end of this paragraph:

"This article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises."

United Kingdom:

Substitute for the words "or through any other media of his choice" the words "or through the medium of any lawfully operated devices."

Paragraph 3

Netherlands would prefer the following text to be substituted for this paragraph:

"The exercise of the rights provided for in the foregoing paragraph, since it carries with it duties and responsibilities may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence or for maintaining the authority and impartiality of the judiciary."

United Kingdom:

Add at the end of the paragraph the words: "or for the protection of official information from unauthorized disclosure."

Additional Paragraph

Brazil:

Add the following paragraph:

"Any advocacy of national, racial or religious hostility, of class hatred or of violent methods for subverting the political or social order may, however, be prohibited by the law of the State."

ARTICLE 20

Netherlands considers that, if there is any uncertainty that the general clause of the present text of the article would permit the imposition of lawful restrictions on the exercise of the right of peaceful assembly by members of the armed forces or of the police, the following explicit provision should be added:

"This article shall not prevent the imposition of lawful restrictions on the exercise of this right by members of the armed forces, of the police or of the administration of the State."

ARTICLE 21

Paragraph 2

Netherlands:

Add at the end of the paragraph the words:

"or of the administration of the State."

United Kingdom:

Add at the end of the paragraph the words:

"or by persons employed in the administration of the State."

ARTICLE 22

Paragraph 2

Netherlands suggests the following:

Add after the words "marriageable age" the words: "as determined by the law of each State."

Paragraph 4

Belgium:

Replace the first sentence by the following:

"The legislations of the States parties to this Covenant shall, within a reasonable period of time, prescribe equality of rights and responsibilities for the spouses during marriage and at its dissolution."

In the last sentence, delete the words:

"In the last-mentioned case..."

Cuba, Denmark, Dominican Republic, Norway, Sweden, Yugoslavia:

Replace the first sentence by:

"Men and women shall have equal rights and responsibilities as to marriage, during marriage and at its dissolution."

United Kingdom:

Substitute for the last sentence the following sentence:

"In the last mentioned case the law shall make provision by which all necessary protection for any children of the marriage may be assured."

ARTICLE 23

Brazil:

Replace the words "without any of the distinctions mentioned in article 2 of this covenant and without unreasonable restrictions" by the words "without distinction as to race, colour, sex, religion, political or other opinion, social origin, property, birth or other status, and without any restrictions other than those which under the constitution of his country govern eligibility to certain high offices of State."

Sub-paragraph (b)

United Kingdom:

Delete the words "shall be by universal and equal suffrage and".

ARTICLE 24

United Kingdom:

Delete the second sentence.

ARTICLE 26

Australia:

Delete the word "hatred".

Brazil, United Kingdom:

Delete this article.

PART IV

Uruguay proposed that the provisions relating to the high commissioner (attorney-general) for human rights should be inserted in part IV of the Covenant on Civil and Political Rights. (E/2573, Annex III)

ARTICLE 27

Paragraph 2

United Kingdom:

Substitute for the words "consideration being given to the usefulness of the participation of some persons having a judicial or legal experience" the words "regard being had to the desirability of its including some persons having judicial or other legal experience."

ARTICLE 30

Paragraph 4

United Kingdom:

Add at the end the word "present".

ARTICLE 32

Paragraph 1

Netherlands suggests as follows:

Between the words "temporary character" and "the Chairman of the Committee" insert the words: "or to fulfil the conditions required for membership of the Committee."

ARTICLE 33

Paragraph 1

Thailand:

Delete the words: "to four persons."

United Kingdom:

Substitute for this paragraph the following:

"When a vacancy is declared in accordance with article 32, the Secretary-General of the United Nations shall notify the States Parties to the Covenant. Each such State may, within one month, submit nominations in accordance with article 28 for the purpose of filling the vacancy."

ARTICLE 35

Thailand:

Substitute for the words: "having regard" the words "due regard being given to."

ARTICLE 38

Thailand:

Delete article 38.

ARTICLE 40

Paragraph 2

United Kingdom:

Delete the comma after the words "Secretary of the Committee."

ARTICLE 41

Netherlands:

Reword the article as follows:

"The Committee may only deal with a matter referred to it after all domestic remedies have been exhausted according to the generally recognized rules of international law."

Thailand considers that the intention of the article is to say:

"Normally, the Committee shall deal with a matter referred to it only if it is satisfied that available domestic remedies have been invoked and exhausted in the case."

ARTICLE 45

Paragraph 3

United Kingdom:

Substitute for the last two sentences the following:

"The report shall include statements of any minority opinions. Copies of written submissions and records of oral submissions made in accordance with Article 39 (2)(c) shall be annexed to the report."

NEW ARTICLE

Australia, United Kingdom:

Insert a new article as follows:

"The Committee shall deal with any matter referred to it under article 40 but shall take no action with regard to any matter:

- (a) For which any organ of the United Nations or specialized agency competent to do so has established a special procedure by which the States concerned are governed,
- (b) With which the International Court of Justice is already seized."

Note: The United Kingdom proposes to insert this article after article 43; Australia does not propose any particular place for its insertion.

ARTICLE 46

Netherlands suggests that the article be drafted along the following lines:

"A State Party to the Covenant complained of may, if the Committee has stated its opinion that the facts found disclose a breach by that State of its obligations under the Covenant, bring the case before the International Court of Justice.

"Subject to the provisions of article 47 a State Party to the Covenant lodging a complaint may, if no solution has been reached within the terms of article 43, paragraph 1, submit the case to such procedures of judicial settlement of disputes as are provided for in conventions or agreements to which both the State Party complained of and the State Party lodging a complaint are parties."

ARTICLE 47

Netherlands suggests that the article be drafted along the following lines:

"The provisions of this Covenant shall not prevent the States Parties to the Covenant from submitting to the International Court of Justice, in accordance with conventions and agreements to which they may be parties, any dispute arising out of the interpretation or application of the Covenant in a matter within the competence of the Committee.

"The submission referred to in the preceding paragraph shall stay any proceedings before the Committee.

"A judgment rendered by the International Court of Justice under the first paragraph of the present article shall be binding also upon the Committee."

United Kingdom considers that article 46, when read with article 47, appears to preclude the premature withdrawal from the Committee, for reference to the International Court of Justice, of a matter of which the Committee is seized, but if there is any doubt on this point, it would be desirable to add to article 47 a sentence on the following lines:

"If, however, a complaint has been lodged with the Committee by a State Party to the Covenant, any dispute between the States Parties to the Covenant arising out of that complaint will not be brought before the International Court of Justice until the report provided for in Article 43 (paragraph 3) has been drawn up."

ARTICLE 48

Australia, Brazil*, United Kingdom:

Delete this article.

Paragraph 2

Thailand considers that the words "political status" should not concern exclusively the political form of government, but also the right to select as between a "self-governing or dependent status." If there is any doubt on this point the words "self-governing or dependent status" should be added.

PART V

ARTICLE 49

United Kingdom:

Delete this article.

PART VI

ARTICLE 52

Australia proposes consideration of the following text:

"1. A federal State may at the time of signature or ratification of, or accession to, this Covenant make a declaration stating that it is a federal State to which this article is applicable. In the event that such a declaration is made, paragraphs 2, 3 and 4 of this article shall apply to it. The Secretary-General of the United Nations shall inform the other States Parties to this Covenant of such declaration.

"2. This Covenant shall not operate so as to bring within the jurisdiction of the federal authority of a federal State making such declaration, any of the matters referred to in this Covenant which, independently of the Covenant, would not be within the jurisdiction of the federal authority.

"3. Subject to paragraph 2 of this article, the obligation of such federal States shall be:

* See under article 1.

(a) In respect of any provisions of the Covenant, the implementation of which is, under the constitution of the federation, wholly or in part within federal jurisdiction, the obligations of the federal government shall, to that extent, be the same as those of Parties which have not made a declaration under this Article;

(b) In respect of any provisions of the Covenant, the implementation of which is, under the constitution of the federation, wholly or in part within the jurisdiction of the constituent units (whether described as states, provinces, cantons, autonomous regions, or by any other name), and which are not, to this extent, under the constitutional system bound to take legislative action, the federal government shall bring such provisions with favourable recommendations to the notice of the appropriate authorities of the constituent units, and shall also request such authorities to inform the federal government as to the law of the constituent units in relation to those provisions of the Covenant. The federal government shall transmit such information received from constituent units to the Secretary-General of the United Nations, who shall communicate them to the States Parties to the Covenant;

(c) Subsequently, the federal government shall notify the Secretary-General, for communication to States Parties to the Covenant, the legislative or other measures which the above-mentioned units have taken in implementation of the provisions of the Covenant.

"4. A contracting State shall not be entitled to avail itself of the present Covenant against other contracting States except to the extent that it is bound by the Covenant."

ARTICLE 53

Australia recommends reconsideration of the following text submitted at the sixth session of the Commission on Human Rights:

"At the time of deposit of its instrument of ratification or accession, each State which is responsible for the external relations of other territories shall declare to which of such Territories this Covenant extends and the reasons why the Covenant has not been extended to the remainder. As from the date of receipt by the Secretary-General of the Declaration, the Covenant shall extend to each territory to which a State declares it to extend. Each such State shall take as soon as possible the necessary steps to have the application of this Covenant extended to all such territories, subject where necessary for constitutional reasons to the consent of the Governments of such territories."

Brazil.*

Delete this article.

United Kingdom:

Substitute for this article the following:

"Each Contracting State shall, as soon as possible, take all necessary steps to extend the application of this Covenant to all non-metropolitan territories for whose international relations it is responsible, provided that where necessary for constitutional reasons or in accordance with customary procedures, the Governments of such territories consent thereto.

"When such steps have been taken and any necessary consents received in relation to all or any of such territories, the Contracting State concerned shall notify the Secretary-General, and this Covenant shall apply to the territory or territories named in any such notification from the date of its receipt."

* See under article 1.

II. DRAFT COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS

PREAMBLE

See under the Preamble of the draft covenant on civil and political rights.

PART I

ARTICLE 1

See under article 1 of the draft covenant on civil and political rights.

PART II

ARTICLE 2

Paragraph 1

Netherlands would prefer to add at the end of this paragraph the principle of non-discrimination now laid down in the second paragraph. The paragraph would then read:

"Each State Party hereto undertakes to take steps, individually and through international cooperation, to the maximum of its available resources, with a view to achieving progressively the full realization of the rights recognized in this Covenant by legislative as well as by other means and without distinction of any kind, such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status."

United Kingdom:

Substitute for the words "as well as" the word "or".

Paragraph 2

Thailand:

Delete the word "property".

ARTICLE 3

United Kingdom:

Delete article 3.

PART III

ARTICLE 7

Sub-paragraph (a)

Thailand suggests the addition of the following:

"especially in the case of works which are dangerous for any reason (fire, toxic substances, explosions, etc.) by enacting protective regulations or by using and having permanently available implements which may be used in case of emergency."

Sub-paragraph (b)

United Kingdom states that consideration might be given to the desirability of retaining the words "as a minimum".

Sub-paragraph (b)(i)

Netherlands, United Kingdom:

Delete the words: "in particular, women being guaranteed conditions of work not inferior to those enjoyed by men, with equal pay for equal work."

Sub-paragraph (b) (ii)

Netherlands suggests that this sub-paragraph be deleted.

ARTICLE 8

Netherlands proposes to bring this article into conformity with article 21 of the draft covenant on civil and political rights, including the addition with members of the administration of the State which was proposed as an amendment to paragraph 2 of the latter article (see under article 21 of the draft covenant on civil and political rights).

United Kingdom considers that this article should be brought into conformity with article 21 of the draft covenant on civil and political rights, with the addition relating to persons in the employment of the State which is proposed as an amendment of that article (see under article 21 of the draft covenant on civil and political rights).

ARTICLE 10

Paragraph 2

Netherlands:

Insert the words "or morals" between the words "health" and "or dangerous to life".

United Kingdom:

Delete the last sentence of this paragraph.

Paragraph 3

Thailand:

Delete the second sentence of this paragraph.

ARTICLE 11

Thailand suggests the following draft:

".....recognize the right of everyone to obtain adequate assistance in cases where he happens to be deprived of essential means of living such as food, place of sleeping, shelter against inclemencies of weather, etc.; and to claim an adequate standard of living and the continuous improvement of living conditions."

United Kingdom:

Delete article 11.

ARTICLE 14

Paragraph 1

United Kingdom:

Insert the word "and" before the word "racial" in the last sentence.

Paragraph 2

United Kingdom:

Substitute for the words "it is understood" the words
"The States Parties to the Covenant recognize".

Sub-paragraph (b)

Netherlands:

Substitute for the words "and shall be made progressively free"
the words: "and measures shall be taken to ensure that no one
for financial reasons only will be deprived of secondary education."

United Kingdom:

Substitute for the word "professional" the word "vocational".

Sub-paragraph (c)

Netherlands:

Substitute for the words "and shall be made progressively free"
the words: "and measures shall be taken to ensure that no one for
financial reasons only will be deprived of higher education."

ARTICLE 15

Australia, United Kingdom:

Delete article 15.

Netherlands:

Delete the words: "or other territories under its jurisdiction".

PART IV

ARTICLE 21

United Kingdom:

Delete the words: "The States Parties directly concerned and the
specialized agencies" and substitute "Any State Party and any
specialized agency".

ARTICLE 27

See under article 52 of the draft covenant on civil and political rights.

ARTICLE 28

See under article 53 of the draft covenant on civil and political rights.
