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COMMISSION ON HUMAN RIGHTS
Forty-first session
Agenda item 10

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QUESTION OF THE HUMAN RIGHTS OF ALL PERSONS SUBJECTED
TO ANY FORM OF DETENTION OR IMPRISONMENT

Argentina, Australia, Austria, Belgium*, Costa Rica, Cyprus,
Denmark*, Finland, France, Greece*, Italy*, Netherlands,
Norway*, Senegal, Spain, Sweden*, Venezuela and Yugoslavia:
draft resolution

Status of the Convention against Torture and Other Cruel, Inhuman or Degrading
Treatment or Punishment

The Commission on Human Rights,

Considering that, in accordance with the principle proclaimed in the Charter of the United Nations, recognition of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world,

Considering also the obligation of States under the Charter, in particular Article 55, to promote universal respect for, and observance of, human rights and fundamental freedoms,

Recalling article 5 of the Universal Declaration of Human Rights and article 7 of the International Covenant of Civil and Political Rights, which state that no one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment,

Determined to promote full implementation of the prohibition under international and national law of the practice of torture and other cruel, inhuman or degrading treatment or punishment,

Recalling the Declaration on the Protection of All Persons from Being Subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, adopted by the General Assembly in its resolution 3452 (XXX) of 9 December 1975,

* In accordance with rule 69, paragraph 3, of the rules of procedure of the functional commissions of the Economic and Social Council.

Recalling also General Assembly resolution 39/46 of 10 December 1984, by which the Assembly adopted and opened for signature, ratification and accession the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and called upon all Governments to consider signing and ratifying the Convention as a matter of priority,

1. Expresses its great satisfaction that, since the adoption by the General Assembly of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment in December 1984, 24 Member States have signed the Convention;
2. Invites all States to become parties to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, by signing and ratifying the Convention, as a matter of priority;
3. Requests the Sub-Commission on Prevention of Discrimination and Protection of Minorities to include the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment in the list of human rights instruments referred to in paragraph 1 of Sub-Commission resolution 1 B (XXXII) of 5 September 1979;
4. Requests the Secretary-General to submit to the General Assembly at its fortieth session and to the Commission on Human Rights at its forty-second session a report on the status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;
5. Decides to consider the report of the Secretary-General at its forty-second session under a subitem entitled "The status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment".