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REPORT OF THE COMMISSION ON HUMAN RIGHTS

Report of the Social Committee

1. The Social Committee, under the Chairmanship of Mr. Jiri Hajek, Second Vice-President of the Council, considered at its 516th to 521st meetings, held from 7 to 19 July 1965<sup>1/</sup> item 25 of the agenda: "Report of the Commission on Human Rights". This item had been referred to the Committee by the Council at its 1366th plenary meeting held on 1 July 1965.
2. The Committee had before it the Report on the Twenty-first Session of the Commission on Human Rights (E/4024) and a letter addressed to the President of the Economic and Social Council by the Permanent Representative of Costa Rica [E/L.1080 and Corr.1 (French only)].
3. The Committee held a general debate on the subject at its 516th to 518th meetings, and draft resolutions and new proposals before the Committee were considered at the 519th to 521st meetings.
4. During the discussion of the draft resolutions contained in Chapter XII of the Report on the Commission on Human Rights (E/4024), the following draft resolutions, amendments to draft resolutions contained in the Report and other relevant documentation were submitted to the Committee:
  - a draft resolution by Austria contained in document E/AC.7/L.462;
  - a draft resolution by Iraq on the International Year for Human Rights contained in document E/AC.7/L.464;
  - amendments by the United States of America to draft resolution IV (E/4024, Chapter XII) contained in document E/AC.7/L.463;

<sup>1/</sup> See Summary Records E/AC.7/SR.516 to 521

- an amendment by Austria to draft resolution IV (E/4024, Chapter XII) contained in document E/AC.7/L.467;
- a sub-amendment by Gabon to Amendment No. 3 by the United States (E/AC.7/L.463), contained in document E/AC.7/L.468;
- a note on the financial implications of draft resolution E/AC.7/L.464, contained in document E/AC.7/L.465.

5. The Committee's consideration and action on proposals submitted during the discussion and on draft resolutions submitted by the Commission on Human Rights, together with amendments thereto mentioned above, and on oral amendments presented during the discussion are given below, in the order in which they were considered:

DRAFT RESOLUTION III (E/4024, Chapter XII)

6. No amendments were submitted to this draft resolution. The Committee adopted unanimously draft resolution III as contained in E/4024, Chapter XII. (For text, see draft resolution D below).

DRAFT RESOLUTION I (E/4024, Chapter XII)

7. No amendments were submitted to this draft resolution and the Committee adopted draft resolution I unanimously. (For text, see draft resolution B below).

DRAFT RESOLUTION II (E/4024, Chapter XII)

8. During the consideration of this draft resolution oral amendments were introduced by the representative of Iraq and are given below.

9. The oral proposal by the representative of Iraq, on the basis of a suggestion by the representative of the USSR, to remove, in operative paragraph 8, the words "and non-governmental organizations" was rejected by 14 votes to 7, with 3 abstentions.

10. An oral proposal made by the representative of Iraq to delete operative paragraph 13 was rejected by 13 votes to 6, with 5 abstentions.

11. The oral proposal was made by the representative of Iraq to delete the second part of operative paragraph 14 following the words "Protection of Minorities". This proposal was rejected by 14 votes to 6, with 5 abstentions.

12. An oral proposal by the representative of Iraq to delete, in operative paragraph 18, the words "and other information received under the terms of this resolution" was rejected by 14 votes to 6, with 6 abstentions.

13. The oral amendment by the representative of Iraq to delete the words "and of the Sub-Commission on Prevention of Discrimination and Protection of Minorities" in operative paragraph 18 was rejected by 14 votes to 6, with 5 abstentions.

14. Draft resolution II, as contained in E/4024, Chapter XII, was adopted by the Committee by 20 votes to 1, with 4 abstentions. (For text, see draft resolution C below).

DRAFT RESOLUTION IV (E/4024, Chapter XII)

15. The representative of the USSR proposed an oral amendment to Amendment No. 1 of the United States contained in document E/AC.7/L.463, which modified the new paragraph proposed after the second preambular paragraph as follows:

"Considering that racial discrimination and in particular the policy of apartheid ....."

This sub-amendment was adopted by the Committee by 24 votes to none, with 1 abstention. Amendment No. 1 by the United States contained in document E/AC.7/L.463, as amended by the USSR sub-amendment, was adopted unanimously.

16. The representative of the USSR proposed the addition of the words "racial discrimination and in particular" between the words "abolition of" and the words "the policy of apartheid". This sub-amendment was adopted unanimously. Amendment No.2 of the United States, which inserts a new operative paragraph after operative paragraph 1, as amended by the USSR sub-amendment was adopted unanimously.

17. The sub-amendment by Gabon to Amendment No. 3 of the United States (E/AC.7/L.463), contained in document E/AC.7/L.468, was adopted unanimously.

Amendment No. 3 of the United States, as amended by the sub-amendment of Gabon, was also adopted unanimously.

18. The representative of Austria applied his amendment contained in document E/AC.7/L.463 to the newly-adopted operative sub-paragraph 10.(ii). His amendment, which would bring sub-paragraph (ii) of new operative paragraph 10 (operative paragraph 9 of E/4024, Chapter XII) within the first sentence of this paragraph, was adopted unanimously. Consequential changes were to renumber sub-paragraphs (iii) and (iv) as (ii) and (iii), respectively.

19. Draft resolution IV, as amended, as a whole, was adopted unanimously. (For text, see draft resolution E below).

NEW DRAFT RESOLUTION (E/AC.7/L.464)

20. Draft resolution E/AC.7/L.464 submitted by the representative of Iraq on the International Year for Human Rights was adopted unanimously by the Committee. (For text, see draft resolution F below).

NEW DRAFT RESOLUTION (E/AC.7/L.462)

21. A new draft resolution was submitted by Austria in document E/AC.7/L.462. Following a discussion in the Committee, the representative of Ecuador, with the support of the representative of Argentina, proposed that voting on this draft resolution be deferred until the Social Committee had disposed of all other items which referred to it. The Ecuadorian proposal was adopted by 3 votes to 1 with 22 abstentions.<sup>2/</sup>

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<sup>2/</sup> The Committee's action on this draft resolution (E/AC.7/L.462) will be contained in document E/4100/Add.1

D.

The question of punishment of war criminals and of persons who  
have committed crimes against humanity <sup>7/</sup>

The Economic and Social Council,

Having considered resolution 3 (XXI) of the Commission on Human Rights,  
adopted on 9 April 1965,

1. Urges all States to continue their efforts to ensure that, in accordance with international law and national laws, the criminals responsible for war crimes and crimes against humanity are traced, apprehended and equitably punished by the competent courts. For this purpose, they should co-operate, in particular, by making available any documents in their possession relating to such crimes;

2. Invites eligible States which have not yet done so to accede as soon as possible to the Convention on the Prevention and Punishment of the Crime of Genocide of 9 December 1948.

E.

International year for human rights <sup>8/</sup>

The Economic and Social Council,

Noting the report of the Commission on Human Rights on the International Year for Human Rights,

Recalling its resolution 1015 E (XXXVII) of 30 July 1964 on the International Year for Human Rights,

Recommends the following draft resolution to the General Assembly for consideration at its twentieth session:

"The General Assembly,

"Recalling its resolution 1961 (XVIII) of 12 December 1963 designating the year 1968 as International Year for Human Rights,

"Considering that the further promotion and development of respect for human rights and fundamental freedoms contributes to the strengthening of peace throughout the world and to friendship between peoples,

<sup>7/</sup> See E/4024, paragraph 567.

<sup>8/</sup> See E/4024, para. 465. See also the statement of financial implications in Annex II.

"Considering that racial discrimination and in particular the policy of apartheid constitutes one of the most flagrant abuses of human rights and fundamental freedoms and that persistent and intense efforts must be made to secure its abandonment,

"Reaffirming the belief that the cause of human rights will be well served by an increasing awareness of the extent of the progress made, and the conviction that the year 1968 should be devoted to intensified national and international efforts and undertakings in the field of human rights and also to an international review of the achievements in this field,

"Stressing the importance of further development and implementation in practice of the principles of the protection of human rights laid down in the Charter of the United Nations, the Universal Declaration of Human Rights, the Declaration on the granting of independence to colonial countries and peoples and the Declaration on the Elimination of all Forms of Racial Discrimination,

"Convinced that an intensification of efforts in the intervening years will heighten the progress that can be made by 1968,

"Convinced further that the proposed international review of progress in the field of human rights can advantageously be carried out by means of an international conference,

"Noting that the interim programme of measures and activities to be undertaken in connexion with the International Year for Human Rights and in celebration of the twentieth anniversary of the Universal Declaration of Human Rights, recommended by the Commission on Human Rights and which is set out in the interim programme annexed to the present resolution,

"Noting further that the Commission on Human Rights is continuing the preparation of a programme of observances, measures and activities to be undertaken in 1968,

"1. Calls upon Member States, States Members of the specialized agencies, regional inter-governmental organizations, the specialized agencies and the national and international organizations concerned, to devote the year 1968 to intensified efforts and undertakings in the field of human rights, including an international review of achievements in this field;

"2. Urges Member States to take appropriate measures in preparation for International Year for Human Rights, especially to emphasize the urgent need to eliminate discrimination and other violations of human dignity, with special attention to the abolition of racial discrimination and in particular the policy of apartheid.

"3. Confirms the necessity to implement Economic and Social Council resolution 1015 E (XXXVII) of 30 July 1964 concerning the ratification by States Members of the United Nations before 1968 of the conventions already concluded in the field of human rights, the earlier conclusion of the draft conventions referred to in paragraph 2 of that resolution, so that they may be open for ratification and accession before 1968, and the completion by 1968 of the consideration and preparation of the draft declarations listed in paragraph 3 of that resolution;

"4. Approves the interim programme of measures and activities envisaged for the United Nations annexed to this resolution, and requests the Secretary-General to proceed with the arrangements for the measures to be undertaken by the United Nations set out in the annex;

"5. Invites Member States to consider, in connexion with the International Year, the possible advantage of undertaking, on a regional basis, common studies in order to establish more effective protection of human rights;

"6. Invites regional intergovernmental organizations with competence in the field to provide the international conference envisaged for 1968 with full information on their accomplishments, programmes and other measures to realize protection of human rights;

"7. Invites the Commission on the Status of Women to participate and co-operate at every stage in the preparatory work for the international year for human rights;

"8. Requests the Secretary-General to transmit the present resolution and the interim programme annexed to the resolution to Member States, States members of the specialized agencies, regional inter-governmental organizations, the specialized agencies, and the interested international organizations;

"9. Commends to these States, regional inter-governmental organizations, agencies and organizations the programme of measures and activities set out in that annex and invites their co-operation and participation in this programme with a view to making the celebrations successful and meaningful;

"10. Decides that, in order to develop further and guarantee political, civil, economic, social and cultural rights and to end all discrimination and denial of human rights and fundamental freedoms, on grounds of race, colour, sex, language or religion, and in particular to permit the elimination of apartheid, an international conference on human rights should be convened during 1968 in order to:

- "(i) review the progress which has been made in the field of human rights since the adoption of the Universal Declaration on Human Rights,
  - "(ii) evaluate the effectiveness of the methods used by the United Nations in the field of human rights, and
  - "(iii) formulate and prepare a programme of further measures to be taken subsequent to the celebrations of Human Rights Year, and
- "11. Requests the Economic and Social Council to invite the Commission on Human Rights, in particular, to elaborate for the consideration of the General Assembly the agenda, duration and venue of the conference, to make recommendations in regard to the preparation of the necessary preliminary evaluation studies and other documentation and in regard to means of defraying the expenses of the conference."