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COMMISSION ON HUMAN RIGHTS
Fortieth session
Agenda item 10 (a)

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

Argentina, Finland, India, Netherlands, Senegal and Yugoslavia:
draft resolution

The Commission on Human Rights,

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

Recalling General Assembly resolution 32/62 of 8 December 1977, in which the Assembly requested the Commission on Human Rights to draw up a draft convention against torture and other cruel, inhuman or degrading treatment or punishment, in the light of the principles embodied in the Declaration.

Bearing in mind its resolution 1983/48 of 9 March 1983, in which it decided to accord the highest priority to the consideration of this question at its fortieth session,

Recalling also that the General Assembly, in its resolution 38/119 of 16 December 1983, requested the Commission on Human Rights to complete, at its fortieth session, as a matter of highest priority, the drafting of such a convention, with a view to submitting a draft, including provisions for the effective implementation of the future convention, to the General Assembly at its thirty-ninth session,

Having examined the report of the Working Group^{1/} established prior to its present session, as authorized by the Economic and Social Council in its resolution 1983/38 of 27 May 1983, to complete the work on the draft convention,

^{1/} E/CN.4/1984/L.2.

1. Expresses its appreciation for the work achieved by the Working Group in preparing the text of a draft convention against torture and other cruel, inhuman or degrading treatment or punishment;
2. Decides to transmit to the General Assembly, through the Economic and Social Council, the report of the Working Group as well as the summary records of the Commission's debate on this item during its present session;
3. Requests the Secretary-General to bring the documents referred to in paragraph 2 to the attention of the Governments of all States and to invite these Governments to communicate to him, preferably before 1 September 1984, their comments on the draft convention contained in the annex to the Working Group's report;
4. Requests the Secretary-General to submit the comments received from Governments to the General Assembly at its thirty-ninth session;
5. Recommends that the General Assembly consider, pursuant to its resolution 38/119, the draft convention contained in the annex to the Working Group's report as a matter of priority, with a view to the early adoption of a convention against torture and other cruel, inhuman or degrading treatment or punishment.