

in relation to the protection of human rights. Should not the declaration refer to the responsibility of the State for the realization of human rights, particularly the social and economic rights? Against this view it had been argued that the declaration as a straightforward statement of rights was not the place to deal with the realization of those rights. That was a problem to be considered in connection with the covenant and measures of implementation. Besides, the members of the United Nations did not recognize to an equal degree State responsibility for the realization of human rights.

The Commission had, however, gone some way to meeting the Soviet point of view by the insertion of two so-called "umbrella" articles. These were substantially accepted by the Third Committee and appear in the final text as Articles 22 and 28. Thus Article 28 provides that "Every one is entitled to a social and international order in which the rights and freedoms set forth in this Declaration can be fully realized," while Article 22 deals more specifically with the social, economic, and cultural rights.

Again, Soviet amendments emphasized that a declaration of rights should set out the duties of the individual to the State; and that in the last resort the exercise of rights is dependent upon the interests of the State. This Soviet point of view was shown in persistent efforts to have such qualifying words as "in accordance with the laws of the country" inserted in certain articles. These efforts were, in each case, defeated by the Committee. For instance, it refused to accept a Soviet proposal that paragraph 1 of Article 13 should read "Every one has the right to freedom of movement and residence within the borders of each State *in accordance with the laws of that State.*"

The *New Zealand* delegation expressed a particular interest in the following articles:—

Preamble

Believing that the Commission text of the Preamble was unnecessarily long and out of proportion with the remainder of the declaration, the delegation presented a much shorter redraft. This redraft was commended by a number of speakers, but when it appeared that failure to support the Commission text might lead to further additions to the Preamble it was withdrawn. In fact, a *Soviet* addition was accepted and appears in the fourth recital of the Preamble.

Article 2, paragraph 2

The *Yugoslav* delegation proposed an additional article reading: "The rights proclaimed in this declaration also apply to any person belonging to the population of trust and non-self-governing territories."