**Comments and Textual Suggestions by Bangladesh**

**on Draft Convention on the Right to Development**

**Preamble**

1. The preamble of the draft Convention may start with reaffirming the principles of the Charter of the United Nations.
2. “including digital divides” and “pandemics” should be added in the second paragraph.

*Concerned* at the existence of serious obstacles to the realization of the right to development constituted, inter alia, by poverty, inequality within and across countries, [including digital divides], climate change, [diseases,] colonization, neo-colonization, forced displacement, racism, conflicts, aggression and threats against national sovereignty, national unity and territorial integrity, and the denial of other human rights,

1. A new paragraph after the sixth paragraph.

Recognizing that hunger and extreme poverty, in all their forms and dimensions, are the greatest global challenges and require the collective commitment of the international community for their eradication through development,

*[****Explanation:*** *based on UNGA Resolution 76/163]*

1. “international” and “instruments” should be added in and “treaties” should be deleted from the twelfth paragraph.

*Recalling* the provisions of all [international] human rights [instruments] [**~~treaties]~~,** the United Nations Declaration on the Rights of Indigenous Peoples and the United Nations Declaration on the Rights of Peasants and Other People Working in Rural Areas,

1. “now” should be deleted from twenty-sixth paragraph.

*Convinced* that a comprehensive and integral international convention to promote and secure the realization of the right to development, through appropriate and enabling national and international action, is [**~~now]~~** essential,

*[****Explanation:*** *the word ‘now’ inherently relates the necessity of the Convention with a timeframe]*

**Part I**

1. Article 1: “protect” should be added.

The object and purpose of the present Convention is to promote[, protect] and ensure the full, equal and meaningful enjoyment of the right to development by every human person and all peoples everywhere, and to guarantee its effective operationalization and full implementation at the national and international levels.

1. Article 3: “Human rights-based approach to” should be deleted from and “as human right” should be added in paragraph (c).

**~~[Human rights-based approach to]~~** [D~~d]~~evelopment [as human right]: development is a human right and should be realized as such and in a manner consistent with and based on all other human rights;

1. Article 3: “cooperation and” should be added in paragraph (g).

International [cooperation and] solidarity: the realization of the right to development requires an enabling national and international environment created through a spirit of unity among individuals, peoples, States and international organizations, encompassing the union of interests, purposes and actions and the recognition of different needs and rights to achieve common goals; this principle includes the duty to cooperate;

**Part III**

1. Article 12: “enhancing” should be deleted from and “fulfilling” should be added in paragraph 1.

Each State Party undertakes to take measures, individually and through international assistance and cooperation, with a view to progressively [**~~enhancing~~**] [fulfilling] the right to development, without prejudice to their obligations to respect and protect the right to development contained in articles 10 and 11 or to those obligations contained in the present Convention that are of immediate effect. States Parties may take such measures through any appropriate means, including in particular the adoption of legislative measures.

1. Article 13: a new paragraph should be added after sub-paragraph (g) under paragraph 4.

Enhancing access to international climate finance to support all climate actions in developing countries, especially those that are particularly vulnerable to the adverse effects of climate change;

*[****Explanation:*** *based on UNGA resolution 76/205]*

1. Article 13: “and responsible” should be deleted from sub-paragraph (h) under paragraph 4.

Facilitating orderly, safe, regular [**~~and responsible]~~** migration and mobility of people, including through the implementation of planned and well-managed rights-based migration policies.

1. Article 22: a new paragraph should be added after paragraph (c).

The effective global partnership for sustainable development, based on a spirit of strengthened international cooperation and global solidarity.

*[****Explanation:*** *based on 2030 Agenda for Sustainable Development]*