Article 1 – General prohibition of discrimination

1. The enjoyment of any right set forth by law shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth or other status.

2. No one shall be discriminated against by any public authority on any ground such as those mentioned in paragraph 1.

Article 2 – Territorial application

1. Any State may, at the time of signature or when depositing its instrument of ratification, acceptance or approval, specify the territory or territories to which this Protocol shall apply.

2. Any State may at any later date, by a declaration addressed to the Secretary General of the Council of Europe, extend the application of this Protocol to any other territory specified in the declaration. In respect of such territory the Protocol shall enter into force on the first day of the month following the expiration of a period of three months after the date of receipt by the Secretary General of such declaration.

3. Any declaration made under the two preceding paragraphs may, in respect of any territory specified in such declaration, be withdrawn or modified by a notification addressed to the Secretary General of the Council of Euro-
pe. The withdrawal or modification shall become effective on the first day of
the month following the expiration of a period of three months after the date
of receipt of such notification by the Secretary General.

4. A declaration made in accordance with this article shall be deemed to
have been made in accordance with paragraph 1 of Article 56 of the Conven-
tion.

5. Any State which has made a declaration in accordance with paragraph
1 or 2 of this article may at any time thereafter declare on behalf of one or
more of the territories to which the declaration relates that it accepts the
competence of the Court to receive applications from individuals, non-
governmental organisations or groups of individuals as provided by Article
34 of the Convention in respect of Article 1 of this Protocol.

Article 3 – Relationship to the Convention

As between the States Parties, the provisions of Articles 1 and 2 of this
Protocol shall be regarded as additional articles to the Convention, and all
the provisions of the Convention shall apply accordingly.

(Præambel og art 4-6 udeladt her)

Litteratur
Harris, O’Boyle & Warbrick, s 611-613
Kjølbro, 2010, s 1019-1032
van Dijk, von, Hoof, van Rijn og Zwaak (eds.), 2006, s 989-992
Jacobs, White & Ovey, 2010 s 567-568
Explanatory Report on Protocol nr 12 to the Convention for the Protection of
Human Rights and Fundamental Freedoms
Janis, Kay og Bradley, 2008, s 516-518
Frowein og Peukert, 2009, s 720-722

Ikrafttrædelse mv
Protokollen trådte i kraft 1/4 2005. Protokollen gælder ikke for Danmark, der
ikke har tiltrådt. I alt har kun 18 stater tiltrådt (maj 2011). P12 er omtalt i
kommentaren til art 14, note [1], afsnit 2. Der henvises i øvrigt til den angivne
litteratur.

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