

(Translation from Spanish)

REPORT OF THE INTERNATIONAL LAW COMMISSION / PART I

MEMBER OF THE COMMISSION, DONOSO PEREZ, LEGAL ADVISER OF THE CHIEF OF

FOREIGN MINISTRY

Mr. Chair (Burhan Gafoor, Singapore),

As this is my first statement, I would like to begin by congratulating you on your well-deserved election to the chair of this, the Sixth Committee. I convey my respects also to the other members of the Bureau.

exchange views on the work of the International Law Commission and the future work that it will undertake.

In its recent work, the Commission has focused not just on the drafting of articles, but also

on guidelines, principles and conclusions. Nonetheless, the item of "Crimes against humanity" still calls to mind the great project undertaken by the Commission in the past

grounds for believing that he or she would be in danger of being subjected to a crime against humanity.”

We believe that today it is more important than ever to establish that States are duty-bound not to deliver, return or extradite persons who may be victims of crimes against humanity

in the territory of another State. This should be an undertaking made by the entire

I turn now to the fifth chapter of the report on the "Provisional application of treaties", a topic entrusted to the Special Rapporteur, Mr. Juan Manuel Gómez Robledo. At the current

the Committee in 2010, back to the Drafting Committee, it was stated that

Since March this year an interesting memorandum prepared by the secretariat of the Commission has been at our disposal, which examines in detail the practice of States in respect of the provisional application of treaties, taking as a basis the bilateral and multilateral treaties deposited and registered with the Secretary-General of the United Nations since 1 January 1996, which provide for their temporary implementation. Treaties which have not yet entered into force were also analysed. While the Commission has decided to defer the analysis of this important document to next year, I would like to