

Canada

CHECK AGAINST DELIVERY
VÉRIFIER AU PRONONCÉ

STATEMENT BY
MR. HUGH ADSHEAD
DEPUTY MINISTER
DE
FOREIGN AFFAIRS, TRADE AND DEVELOPMENT CANADA

TO THE SIXTY-THIRD COMPLEY OPEN DEBATE ON THE REPORT OF THE
INTERNATIONAL LAW COMMISSION ON THE PROVISION OF HUMAN RIGHTS

NEW YORK, 29 OCTOBER 2013

DÉCLARATION DE
M. HUGH ADSHEAD
MINISTRE ADJOINT
AFFAIRES ÉTRANGÈRES, COMMERCE ET DÉVELOPPEMENT CANADA
AU DÉBAT SUR LE DROIT INTERNATIONAL ET L'EXÉCUTION DES OBLIGATIONS

NEW YORK, LE 29 OCTOBRE 2013

Mr. President,

Canada respects the Commission's work on this complex subject and appreciates the ongoing contribution of our Special Rapporteur Maurice Kamto. Indeed, Mr. Kamto has delivered his reports on the expulsion of aliens over the course of nearly a decade.

We appreciate the opportunity to comment on these Draft Articles and have read Mr. Kamto's reports with great interest.

As noted by the Special Rapporteur in his Eighth Report, there exists a "considerable body of international legal instruments, international jurisprudence, a wide variety of custom, and national legislation and jurisprudence, and well-developed doctrine" regarding the expulsion of aliens. Canada notes that while certain principles such as *non-refoulement* are well developed and widely accepted, the articles also contain standards drawn from this wide array of international and regional instruments, with a view to their adherence, as well as from domestic legislation and jurisprudence. We will therefore continue to carefully examine the draft articles and we will provide written comments.

Once again, I would like to express Canada's interest in this endeavor. It will be important to maintain the careful balance struck in international law between promoting and protecting human rights, such as the right to seek asylum, and states' sovereign rights. We will continue to work with our colleagues from other members and look forward to continued cooperation on this important subject.