



PEOPLE'S REPUBLIC OF CHINA

EMBASSY TO THE UNITED STATES OF AMERICA

FOR EAST ASIAN STUDIES IN AMERICA

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(Continued)

Chinese Communist Party, 1949-1956

Journal of the Institute of Modern History
of Tsinghua University, 1956-1957

1956-1957

Journal of the Institute of Modern History, 1956-1957

1956-1957

Journal of the Institute of Modern History, 1956-1957

Journal of the Institute of Modern History, 1956-1957

Mr. Chairman.

72nd session of the General Assembly as the representative of China, please allow me to congratulate you on your election as the Chairman. I am

Paragraph 11 explains the draft paragraph 2 which

of general international law (*jus cogens*)", the commentary cites as evidence the language contained in the commentary on the Commission's draft

are committed by legal persons, it should be highlighted that there are major differences between those acts and crimes against humanity in terms of nature and elements. The attached commentary falls short of being
~~conclusive about the likelihood of actual participation of legal persons in~~

the proscribed acts, and the necessity for criminalization under domestic law. This issue is better left to the autonomous decision of States.

Mr. Chairman,

With respect to “**Provisional application of treaties**”, the Commission adopted at this year’s session the draft guidelines 1 to 11 and the commentaries thereto. The Chinese delegation commends the Commission for its progress on this topic. We have noted that draft guideline 6 establishes a “default rule”, namely the provisional application of a treaty produces the same legal effect as if the treaty were in force, unless the parties indicate to the contrary. As this formulation represents a major
~~development of the rules governing the provisional application of treaties as~~