



PERMANENT MISSION OF SINGAPORE
TO THE UNITED NATIONS

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STATEMENT BY MS SERAPHINA FONG,
DELEGATE TO THE 72ND SESSION
OF THE UNITED NATIONS GENERAL ASSEMBLY
ON AGENDA ITEM 81 ON THE REPORT OF THE
INTERNATIONAL LAW COMMISSION ON THE WORK OF ITS
SIXTY-NINTH SESSION (CLUSTER 3: CHAPTERS VIII, IX & X OF A/72/10),
SIXTH COMMITTEE,
31 OCTOBER 2017

[Please check against delivery]

The criteria for the identification of jus cogens should indeed be based on and consistent with Article 53 of the Vienna Convention on the Law of Treaties.

4. On draft conclusion 7, my delegation emphasises that the peremptory nature of a norm must be endo

explanation in an accompanying commentary.

6. On the issue of whether the Commission should adopt an illustrative list of jus cogens, my delegation is of the view that the determination of the methodology that the Commission would undertake in compiling such a list, if at all, is crucial. In particular, it is essential that States' comments be sought prior to the inclusion of a crime on the list. If States are unable to agree that a crime is of jus cogens character, Singapore is of the view that it would not be possible to include such a crime on the list. Should the Commission decide to compile an illustrative list, my delegation would like to underscore that the Commission should only include norms that already clearly meet the criteria identified by the Commission for a norm to constitute jus cogens.

Succession of States in respect of State responsibility

7. We turn now to Chapter IX of the report, on the topic, "Succession of States in respect of State responsibility", Singapore thanks the Special Rapporteur, Mr Pavel Šturma, for his preliminary report on the scope and outcome of the topic, and an overview of the general provisions relating to this topic. Singapore will follow the work of the Commission of this topic closely and looks forward to concise final products that could serve as practical and authoritative guidance.

Protection of the environment in relation to armed conflicts

8. Finally, on Chapter X of the report, Protection of the environment in relation to

armed conflicts”, my delegation wishes to express our appreciation to the previous Special Rapporteur, Ms Marie Jacobsson, and would like to commend her on the invaluable work she has produced on this topic. We also welcome the decision of the Commission to appoint Ms Marja Lehto to carry on the work of Special Rapporteur and we look forward to the Commission’s further work on this topic.

9. I thank you, Mr. Chairman.
