



PEOPLE'S REPUBLIC OF CHINA  
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12/20/2013

Statement by Mr. Xu Shuang on 12/20/13

Mr. Xu Shuang, Director of the Department of Economic and Social Affairs, Ministry of Foreign Affairs, said that China has always been committed to the Sustainable Development Goals and will continue to work with the international community to promote sustainable development.

China's Contribution to Sustainable Development

China has made significant progress in poverty reduction, economic growth, and environmental protection.

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On Sustainable Development

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China's Contribution to Sustainable Development

Mr. Chairperson,

First of all, I would like to draw the Committee's attention to the fact that in

the statement made by the representative of an observer made



delegation noted that the Commission had adopted on first reading a set of 12 draft guidelines, with commentaries thereto. We are of the view that the scope of legally binding obligations on the parties concerned created by the provisional application should be defined cautiously, with due respect for the genuine intentions of those parties. The conditions and procedures of the

following two points:

First, draft conclusion 17 states that binding resolutions of the Security Council of the United Nations do not establish binding obligations if they conflict with *ius cogens*. China does not agree with this conclusion. We have

noted that the Commission has not fully discussed this yet, and therefore, will follow closely its future discussions. The Security Council is at the

center of the UN collective security system established after World War II

Rapporteur proposed that draft conclusions 22 and 23 be replaced with a single clause, which would read: “[t]he present draft conclusions are in contradiction to the consequences of specific/individual/particular

Mr. Chairperson,

Since I will not be here to participate in the discussions next week, I'd like to present China's views on Cluster III as well.

On the topic of "Protection of the environment..."

**conflicts**". the Chinese delegation has taken note of the Commission's

respect of State responsibilities and what little State practice that is available is specific to complex political and historical contexts that vary from State to State, all of which poses a real challenge to any attempt to codify a general rule. We encourage the Commission to consider whether it is



immunity implications and the issue of immunity does not come into the equation at this stage. China is of the view that immunity of State officials is not only required to safeguard the performance of their functions, but also arises from the principle of "*par in parem non habet imperium*" ("*an equal has no power over an equal*"), which is a basic principle of international law, and as such is a mark of respect for State sovereignty. In light of this

and when the forum State initiates legal proceedings against an act of a foreign official in performance of his or her functions, even if these proceedings have no binding force, impose no obligations or have no impact on the performance of his or her functions, they still have the potential to violate the immunity of the official and, by extension, to infringe on the sovereignty of the State of the official. Therefore, in situations like this, it

