



Mr Chair,

1. My statement will address the topic *Provisional Application of Treaties*. Ireland aligns itself with the statement delivered by the European Union.
2. My delegation welcomes the adoption on first reading of a full set of draft Guidelines and Commentaries on this topic. We would like to express our gratitude to the Special Rapporteur, Mr Juan Manuel Gómez-Robledo, for his fifth report and the Drafting Committee for its consideration of the draft guidelines.
3. Turning first to draft Guideline 6, Ireland welcomes the decision of the Drafting Committee to amend the guideline and replace the phrase “the same legal effects” with “a legally binding obligation to apply the treaty or a part thereof”. The clarification in paragraph 5 of the Commentary that this new formulation does not imply that provisional application has same legal effect as entry into force is also a useful addition.

memorandum. In particular, the Secretariat noted that this flexibility reveals itself with regard to the terminology used, the type of agreement on and conditions for provisional applications. If these model clauses are adopted, it would be important to note in the commentaries that they are provided simply as a useful guide for parties seeking to avail of provisional application.