



CROATIA

Statement by

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at the

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Cluster I**

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- *Check against delivery* -

Mr. Chairman, distinguished colleagues,

First of all, allow me once again to congratulate H. E. Ambassador Michal Mlynár on the election as the Chair of the 6th Committee.

I would also like to take this opportunity to welcome other members of the Bureau and the Chair and Members of the International Law Commission and to thank them for their presence today as well as for the presentation of the Commission's report.

With regard to the draft articles presented in the third report, we would particularly point out draft article 14 “Dissolution of States”, which entitles a successor State to claim reparation from the responsible State, taking into consideration “*a nexus between the consequences of the internationally wrongful act and the territory or nationals of the successor State, an equitable portion and other relevant factors*”. We find this provision as a good starting point which needs to be further considered and elaborated, especially by defining and specifying the term “*other relevant factors*”.

Furthermore, as we stated last year, having in mind different forms of succession of State responsibility, we reiterate that in future work on this topic it should take into account situations in which part or parts of the predecessor State that become successor States, could bear responsibility for international wrongful acts not only towards third States, but also towards other successor States of the once common state.

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[General principles of law]

Mr. Chairman,

The following topic of Croatia's interest is "General principles of law", which ILC decided to include in its programme of work at its 70th session (2018) and we have been looking forward to the first report of the Special Rapporteur Mr. Marcelo Vázquez-Bermúdez on this topic.

Croatia shares the views of the ILC that the distinction between general principles of law and customary international law is highly important and crucial for this topic. It is our impression that this distinction is not clearly enough explained in the first report, particularly concerning the

