



S L O V A K I A

STATEMENT

by

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Cluster III**

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(check against delivery)

Mr. Chairman,

I and IX of the ILC Report, i.e.

Succession of States in respect of State responsibility and **General principles of law** . I thank the Chairman of the ILC for presenting the respective parts of the ILC Report to us last week.

Mr. Chairman,

Addressing first the topic of **Succession of States in respect of State responsibility**, I would like to thank the Special Rapporteur for his third report and the Secretariat for preparing a memorandum on Information on treaties which may be of relevance to the future work of the Commission on the topic. We commend the Commission for the provisional adoption of draft articles 1, 2 and 5 together with commentaries thereto.

We note many concerns with regard to this particular topic on the programme of work of the ILC. However, we are convinced that its consideration can contribute to clarifying rules that govern the sort of legal consequences of internationally wrongful acts pre-dating State succession, namely the rights and obligations relating to reparation, which have not been fully implemented before the date of state succession. Although existing cases of succession of States are diverse, we are convinced that there is existing practice of States that can help the Special Rapporteur and the Commission to identify rules governing situations where after the succession of States

The second comment relates specifically to the idea of having an illustrative list or examples of concrete principles. Slovakia would welcome the naming of the principles recognized generally *in foro domestico*, preferably in a form of an illustrative list rather than a mere inclusion of their examples in the commentaries. Providing a set of particular instances of the well-established general principles of law would definitely complement the relevance and utility of the draft conclusions and their value for practice.

Mr. Chairman,

I conclude my statement by expressing again the gratitude to the Special Rapporteur and wishing him a successful continuation in this important topic.

I thank you.