



United Nations General Assembly | Sixth Committee

Crimes against humanity (Agenda item 80)

October 9th, 2024

(check against delivery)

Mister Chair,

[My delegation aligns itself to the statements to be delivered by Cabo Verde, on behalf of the Community of Portuguese Language Countries, and by XXX on behalf of some GRULAC countries].

Brazil is grateful to the Gambia and Mexico for having taken the initiative that led to resolution 77/249 and now for proposing a draft resolution that will give a concrete follow-up to the International Law Commission's draft articles on crimes against humanity.

Not only did those proposals provide a welcome focus to the discussions on this topic, but they are also a remarkable example

of how the Sixth Committee can give appropriate treatment to the products of the International Law Commission.

During the two resumed sessions of 2023 and 2024, Brazil had the opportunity to delve into the draft articles' legal minutiae. It has also greatly benefitted from other States' views on the articles and became acquainted with particularities of diverse legal cultures.

In my government's view, the articles are a good basis for the elaboration of an international convention on crimes against humanity. Still, there is room for improvement. Like other Member States, we also have concerns over specific provisions.

We have suggested adjustments to their content without precluding possible changes in our stances at the stage of actual negotiations. Motivated by the need to reinforce the legal certainty of some provisions, these suggestions are related, *inter alia*, to mental elements; the description of certain conducts that

We also witnessed Member States exchanging differing views on matters that, important though they are, are tangential to the core of the draft articles.

Differences are natural and expected against the rich, multifaceted backdrop of legal traditions that the Sixth Committee has the privilege to provide. Those differences have not prevented us from acting in other critical moments in history in which the international community had to answer to the call of duty.

The Mexican and Gambian draft resolution is presented to us in this special juncture where, in the face of widespread conflict and blatant disregard for international law, our societies expect us to fight against impunity. They need our action to fill a glaring gap

