

**UNGA 79 Sixth Committee / Agenda item: 79 - Report of the International Law Commission on the work of its seventy-first session: Cluster III**  
Statement by the Delegation of Armenia

Mr Chairman,

&RQFHUQLQJ WKH WRS LF μSUHYHQWLRQ DQG ZHMSUDHQLWLRQ  
WKH ILUVW 6SHFLDO DFRSXRUDWLRQ ZRUN DQG FRQJUDWXO  
6SHFLDO 5D'SSRRXVLX 6D'YDQGLRWRD S\$RFLQDWPSHQWWSKURMHFW LV  
WKDW μHOHPHQWV RI WKH GHILQLWLRQ FRQWDLQHGH LQ D  
WKH /DZ RI WKH 6HD@ ZHUH GLILFXOW WR DSSO\ DQG WK  
WKH FODVVLGHILQLWLRQYRDBSDFRQWLVQLQDQWUHHZ RWK  
&RQYHQWLRQ GRHV μQRW FRQWDLQ SURYLVLQRQV H[SOLF

.HLVWZKHWKHU 6WDWH SUDFWLFH VXSSRUWV \$UWLFOH  
IDFLODWHQWLWLRQ RI D<sup>3</sup>PHGWURPEHU\ DIWWKHHD&RPPLVVL  
WKDW VRPH RI WKH SURYLVLQRQV SURSRVHG E\ WKH 6SH  
FRQWHQW RI WKH \$V> &RQYHQWLRQZ KHDDMMW MUV QRW UHJ  
WKHUHLQ FRQWLQXH WR EH JRYHUQHTGXEV WLG QUDFXOQWH  
WKH LQWHUSUHWDWLRQ RI SUDFWLFH

6LQ6HFXULW\ URXQWLRQ SUHDXEDDIISURDQUDS  
LQWHUQDWLRQDO ODZ DV UHIOHFWHG LQ >WKH &RQYHQW  
FRPEDWLQJ SLUDF\ DQG DUPHG UREEHU\†

PDULWLRQKH  
UHVROXWLRQV FRXOG EH LQWHUSUHWHG DV DIILUPLQJ V  
μGHURJDWELQMSRPLW WKDW PLJKW WKHXOHIXDOVERD FIRQVILH  
E\ WKH WHQ 6WDWHV WKDW FRQGLXWHGHXSRGHUWE,MY LQRQV I  
SRVVLEOH WKDW WKHWRD SURVWFHGWDXRSHGSDVDBEKDWHV  
WKH\ FRQVLGHLSGHQHUWRODWRJULMYHLQDQD LW FDQ EH FRQF  
WKSUHVFLSIVQLWLRQ RI SLUDF\ LQ FXVWRPDU\ LQWHUQDW

<sup>1</sup> § & 1 μ)LUVW &LVVp 5HSRUW† SDUD  
<sup>2</sup> A/79/10, para. 102.  
<sup>3</sup> Ibid., para. 106.  
<sup>4</sup> Ibid., para. 108.  
<sup>5</sup> Ibid., para. 102.  
<sup>6</sup> Ibid., para. 107.  
<sup>7</sup> § & 1 FJGHWDULDW OHPRUDQGXP†  
<sup>8</sup> Ibid., 48.  
<sup>9</sup> § & 1 Second Cissé Report † para. 17; A/79/10, para. 107.  
<sup>10</sup> Secretariat Memorandum (note 7) 66.



agreements within the meaning of a specific legal provision.<sup>22</sup> & R Q F H U Q L Q J W K H μ W K R U  
of the potential effect of non-legally binding international agreements, we support the approach  
R I W K H 6 S H F L D O 5 D S S R U W H X U Z K H U H E \ W K H μ V W D U W L Q J  
that such legal effects exist ¶ , Q W K L V U H V S H F W Z H U H F R P P H Q G W K D V  
legal effects exist due to the declaratory or exhortatory character of the agreement.<sup>23</sup> Although  
we remain of the view that the nature of the subject could lend itself better to an analytical  
report,<sup>24</sup> we are open to the proposal of the Special Rapporteur that the Commission adopt draft  
conclusions.<sup>25</sup>

2 Q W K H W R S L F μ V X F F H V V L R Q R I 6 W D W H V L Q U H V S H F W R I  
of the Commission to reconstitute its Working Group under the chairmanship of Mr Bimal  
Patel. We also welcome the mandate of the Working Group to S U H S D U H μ D V X P P D U \ U H  
would describe the difficulties faced in the work on the topic without going into its substance  
and that would be prepared with a view to concluding the work on the topic at the following  
V H V V L R Q R I W K H μ V X F F H V V L R Q  
For the preparatory work at summary report, we suggest that the  
Commission emphasise that the working documents prepared in the course of the project  
should not be accorded the same value as texts that are adopted by the Commission. As neither  
the draft articles with commentaries nor the draft guidelines were adopted by the Commission