PERMANENT MISSION OF THE PRINCIPALITY OF LIECHTENSTEIN., TO THE LIMITED NATIONS.

NEW YORK

NEW YORK, 10/11 APRIL 2023

CHECK AGAINST DELIVERY

LEGAL ADVISER

Chair,

Liechtenstein welcomes the opportunity to contribute to this robust discussion on the substance of the

Article 2. As currently drafted,

when an act

of persecution may constitute a crime against humanity as compared to the Rome Statute of the International Criminal Court. Under Article 7(1)(h) of the Rome Statute, persecution may constitute the foundational act of a crime against humanity where the persecution is connection with any of the other acts that may constitute a crime against humanity, as well as where the persecution is in connection with any crime within the jurisdiction of the ICC. The other core crimes within the jurisdiction of the Court include war crimes, the genocide, and the crime of aggression. Liechtenstein would propose amending

Draft Article 2(1)(h) to incorporate reference to all three of these crimes.

referred to in this paragraph or in connection with

is reinstated, it is important that the crime of aggression be added to the listed crimes, consistent with the scope of persecution as a crime against humanity under the Rome Statute. The definitions of the core crimes in the Rome Statute, including on crimes against humanity, have been used both inside and outside of the Rome Statute context and have