



Statement by Director General for Legal and Executive Affairs, Anna Jóhannsdóttir
on behalf of Denmark, Finland, Iceland, Norway and Sweden

General Assembly 77th session, 27 October 2021, Sixth Committee,
Agenda item 77

Report of the International Law Commission on the work of its
73rd session, Cluster 2: Immunity of State officials from foreign
ty of State officials from foreign criminal jurisdiction & Sea-level rise in relation to international law

Mme./Mr. Chair,

I will now turn to Chapter VI of the ILC report, concerning Immunity of State officials
from foreign criminal jurisdiction.

Let me start by expressing deep appreciation for the efforts of the Commission on this salient topic. I commend the eridgre efforts on this legally complex and politically sensitive matter and truly congratulate the Commission on reaching the milestone of adopting on first reading the entire set of draft articles on immunity of State officials from foreign criminal jurisdiction and the attached commentaries.

I would also like to commend the outstanding contribution of the Special Rapporteur, Ms. Concepción Escobar Hernández, and also the valuable contributions of the previous Special Rapporteur, Mr. Roman A. Kolodkin, ~~who~~ ^{which} enabled the Commission to bring to a successful conclusion its first reading of the draft articles.

Having the entire set of draft articles before us, it is the view of the Nordic countries that the Commission has succeeded in striking the balance between the interests of the forum State and the State of the official. In this regard, the procedural provisions of part four of the draft articles are particularly important, considering that they are ensuring adequate safeguards for the State of the ~~off~~ ^{official}, while also observing the interests of the forum State. Here, we also commend the Commission for the provisionally adopting the draft articles 14 to 18 of part four, which had not been provisionally adopted in the previous sessions.

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concerned, reducing the ~~potential~~ for political abuse of draft article 7 without overly inhibiting its application in good faith, and the Nordic countries find that the wording of the paragraph succeeds in fulfilling this purpose. The Nordic countries also agree with the considerations mentioned in the Statement of the Chairperson of the Drafting Committee that procedures specific to draft article 7 are necessary, and that procedures proposed will provide effective safeguards against political abuse of draft article 7.

Now turning to the draft articles 17 on consultations and 18 on settlement of disputes, the Nordic countries agree with the drafting committee that these two provisions provide a final procedural safeguard. We therefore support their inclusion. The Nordic countries als

We are pleased that the Chair intends to follow emerging and existing practice and establish and maintain contacts with a range of

and simultaneously, engaging in a structured legal discussion further with the International Law Commission this important topic