



SLOVENIA

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STATEMENT

BY

Ms. Zala Crček Beović, Minister Counsellor at the Permanent Mission of Slovenia to the United Nations on Agenda item 88: Strengthening and promoting the international treaty framework

**76th Session of the General Assembly
Sixth Committee**

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Madam Chair/Mr. Chair,

Allow me to begin by expressing Slovenia's appreciation that the item "Strengthening and promoting the international treaty framework" continues to be included on the 6th Committee's agenda.

Slovenia would like to reiterate its last year's belief that this item could be used as a platform for a more general discussion on issues related to treaties and treaty framework, taking into full consideration the activities of the International Law Commission. We believe that this could in fact provide an opportunity for all states to discuss practical treaty-related issues that are not relevant in the sense of the ILC's mandate or are not – or not yet – included in the ILC's programme of work. If certain issues arise during such discussions that could be relevant for the ILC, they will be brought to its attention. So, in addition to providing states with the opportunity to discuss specific treaty-related topics, the ILC would also benefit from receiving input on treaty-related topics considered by states to be relevant for its consideration.

Last year, in relation to Article 1 of the regulations, Slovenia welcomed the outline of the Secretariat's practice relating to the registration of provisionally applied treaties. While we recognize that in practice provisionally applied treaties are being registered based on the

internal interpretation of the regulations, we continue to believe that the current practice is not sufficiently clear.

For example, according to the last year's report of the Secretary General entitled "Review of the regulations to give effect to Article 102 of the Charter of the United Nations" (A/75/136), the practice is to indicate whether the treaty "entered into force" provisionally or definitely. However, the ILC stated in its final version of the Guide to Provisional Application of Treaties (A/76/10) in the commentary to Guideline 1 that the use of terms such as "provisional entry into force" has been creating confusion regarding the scope and the effect of provisional application. Furthermore, the Commission stated in the commentary to Guideline 6 that the legal effect of provisional application should not be equated with entry into force.

Thus, according to Slovenia, in the interest of clarity and transparency, Article 1(2) would benefit from clarification by inserting explicit wording on the registration of provisionally applied treaties. In that regard, we support Mexico's drafting proposal in relation to that Article.

Let me conclude by reiterating Slovenia's appreciation of the presence of the item "Strengthening and promoting the international treaty framework" on the 6th Committee's agenda, as well as our full support to maintaining it on the agenda and – as already mentioned – expanding it to new topics.

Thank you, Madam Chair/Mr. Chair.