

**Statement by Mr. Vinícius Cançado Trindade (Brazil), Coordinator,
introducing draft resolution A/C.6/77/L.17 on behalf of the Bureau**

Mr./Madam Chair,

On behalf of the Bureau, I have the honour to introduce the text of the draft resolution entitled “**Responsibility of States for internationally wrongful acts**”, contained in document **A/C.6/77/L.17**.

The draft resolution contained in document *A/C.6/77/L.17* builds on and strengthens resolution 74/180 of 18 December 2019. The informal consultations considered a number of proposals to further the consideration of the draft articles, taking into account the recommendation of the Commission thereon, and reached an agreement to include new text and request from the Secretariat a new report on procedural options based on precedents ahead of our next consideration of the agenda item at the eightieth session.

Three new preambular paragraphs have been added to the draft resolution. By the first, preambular paragraph 2, the General Assembly would note the recommendation of the Commission, namely that the Assembly should take note of the draft articles on responsibility of States for internationally wrongful acts in a resolution and annex the draft articles to that resolution, and that it should consider at a later stage, in the light of the importance of the topic, the possibility of convening an international conference of plenipotentiaries to examine the draft articles with a view to concluding a convention on the topic.

New preambular paragraph 3 would acknowledge the twentieth anniversary, last December, of the adoption of resolution 56/83, the annex to which contains the text of the articles on responsibility of States for internationally wrongful acts.

By the new preambular paragraph 4, the Assembly would also acknowledge the constructive dialogue in the context of successive working groups on the question of a

convention or other appropriate action on the basis of the articles, and all the views expressed thereon.

Turning to the operative paragraphs, in operative paragraph 6, the draft resolution would request the Secretary-General to provide a report on all procedural options based on precedents regarding actions taken on other products of the International Law Commission, without prejudice to the question of whether such possible action is appropriate, and take note of the discussion on procedural precedents for such action, including all views, comments and concerns expressed thereon, thus far.

Operative paragraph 8 would build on resolution 74/180 by specifying that the informal intersessional substantive dialogue should be continued, including on the basis of information provided in advance by the Secretary-General at the seventy-ninth session of the General Assembly, regarding the new report I have just mentioned.

A number of paragraphs have also been amended with technical updates, by which the General Assembly would update the references to its resolutions and reports by the Secretary-General and reiterate its previous requests to the Secretary-General. A change has been agreed to the request contained in operative paragraph 5 to update the technical report listing, in a tabular format, references to the articles. The Secretariat would no longer be requested to include references to the articles made in the submissions of Member States before international courts, tribunals and others bodies.

Mr./Madam Chair,

This concludes my introduction of draft resolution **A/C.6/77/L.17**, which I commended to the Sixth Committee for adoption by consensus.

Allow me to take this opportunity to express my gratitude to the Secretariat, especially to the Codification Division, for their invaluable assistance throughout this process, as well as to thank all delegations for their engagement. I am confident

that the draft resolution represents an important further step in our consideration of the articles on responsibility of States for internationally wrongful acts.

I thank you.