



Permanent Mission of the Republic of Kenya
To the United Nations, New York

STATEMENT ON AGENDA ITEM 79:

**“REPORT OF THE INTERNATIONAL LAW COMMISSION ON THE
WORK OF ITS SEVENTY-THIRD AND SEVENTY-FOURTH SESSIONS”**

CLUSTER 3

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78TH UNITED NATIONS GENERAL ASSEMBLY

SIXTH COMMITTEE

Mr. Chairman, thank you for giving me the floor. Kenya aligns itself with the statement of the African Group on the entire Report of the Commission. On the topic ‘Subsidiary means for the determination of rules of international law’, Kenya is grateful to the Special Rapporteur, Mr. Charles Jalloh, for his first report.

Like many other speakers, Kenya considers that the Commission’s work on this topic will complement its earlier work. My delegation hopes that this topic will be brought to a successful conclusion, as it will have a significant impact on the development of international law. My delegation shall remain seized of this and other matters on the agenda of the Commission.

Mr. Chairman, With your kind indulgence allow me to make some comments on Chapter X **Other decisions and conclusions of the Commission** that was considered under cluster I. These comments have been driven by developments that occurred after the Committee had concluded its consideration of this Cluster. We appreciate the opportunity for the optimal extensive engagement between the Sixth Committee and Members of the Commission, following what has crystalized as a very rich tradition to actualize this relationship.

Kenya is grateful to the Chair of the Working Group on methods of work, Mr. Charles Jalloh, for his work and untiring efforts in seeking an improvement of the same. We welcome the views expressed on how best to enhance the interaction with the Sixth Committee and other legal bodies, in particular the prioritization of the relationship between the Commission and the Sixth Committee, through formal and informal contact. In this regard, we appreciate the creation of a standing agenda that will be discussed and debated each year.

From the foregoing and in tandem with the efforts of the Commission in this regard, my delegation calls for an in-depth introspection of the working methods of the Sixth Committee on the agenda item the Report of the International Law Commission. We call for deliberations to come up with practical and pragmatic solutions to improve our working method so that we may revitalize what has become an annual ritualistic discussion of this agenda item.

Mr. Chairman, In this regard, my delegation proposes that the Bureau and Member States consider holding informal consultations during one of the reserved meetings during this current session. We appreciate the side event that was organized by The Center for International Law and Policy in Africa (CILPA), in collaboration with the Permanent Missions of Mexico and Sierra Leone to the United Nations a few days ago and humbly suggest that the rich discourse there, form the basis for discussions in the proposed informal consultations.

Thank you for your kind attention.