

Check against delivery

69<sup>th</sup> Session of the General Assembly of the United Nations  
Sixth Committee

Agenda item 7 8

International Law Commission



Arbitration (France v. US) which, on its turn, invoked the 1962 Temple of Preah Vihear Case. Neither of these cases could be regarded as a strong basis for amendment or modification of a treaty through State practice. However, since the line between interpretation and modification is thin, and since examples of modification through State practice have been given (paras 30 and 31 of the Commentaries), the second phrase of paragraph 3 might be seen as too restrictive.

Moving further to Conclusion 9, the Romanian delegation would like to point to paragraph 23 of the Commentaries, mentioning a “new agreement replac[ing] the previous one as an authentic means of interpretation from the date of its existence at least with effect for the future.”



improvement, as the initial proposal would have been too narrow in terms of identifying the beneficiaries of the immunity.

Romania is looking forward with great interest for the next reports on the matter and especially for the one addressing the exceptions to immunity from foreign criminal jurisdiction.

Thank you.