

Statement by Ms. Nguyen Thi Minh Nguyet

Representative of Viet Nam

At the Meeting of the Sixth Committee

**On Agenda Item 78: Report of the International Law Commission
on the Work of its Sixty- sixth Session
(Part II - Chapters VI-IX, Part III Chapter XVIII)**

Mr. Chairman,

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obligation to extradite or prosecute as a duty of states to cooperate in fighting against impunity bring perpetrators of any crimes to justice. This obligation applies to a wide range of crimes and has been incorporated in many multilateral treaties, including a series of conventions against international terrorism concluded since 1970.

In this regard, the final report of the International Law Commission on obligation to extradite or prosecute is of practical value to States. It provides a useful guidance for States in interpreting and implementing existing treaties relating to the subject. We highly appreciate that the report of the ILC covers all related issues raised in the Sixth Committee during the prevdu te TJET EMC MICID 484

Rapporteur, in his commentaries, took stock of the enriched jurisprudence of, *inter alia*, the International Court of Justice, the World Trade Organisation dispute settlement bodies, the European Court of Human Rights and arbitral tribunals of *ad hoc*

the one hand, MFN provision is of treaty nature and their interpretation is a product of specific treaty dependent on other provisions of the relevant treaty; thus, MFN provision resists a uniform approach. On the other hand, in the background of proliferation of investment agreement, the ongoing negotiation of several major free trade agreements and increasing number of arbitration cases, the outcome of the Study Group is expected to serve as a useful source for treaty negotiators, policy makers and practitioners involved in the investment booming area. With this, we look forward to reading the final report of the Study Group.

I thank you, Mr. Chairman.