

A CONVENTION ON THE RESPONSIBILITY OF STATES FOR INTERNATIONALLY WRONGFUL ACTS

Concept Note

Background

This is the third in a series of events organized to create awareness on the process and prepare for the taking of a decision at the 70th

The most recent debate in the Sixth Committee (2013) revealed a strong plurality of States, across all regional groups, in favor of proceeding to the adoption of a convention.

Arguments in favor include, among others:

- The articles have sufficiently solidified the law on international responsibility to justify serving as the basis for an international convention;
- Notwithstanding the generally positive reception of their content, the status of the articles remains unclear, and would be clarified through encapsulation in a treaty;
- Despite their general positive reception, the work remains incomplete in the sense that some gaps, which have been identified in the interceding years, could be addressed, and some provisions could benefit from further clarification;
- A diplomatic conference to negotiate a treaty would allow for the participation of all States, .2(lo)-6.7(m(,)9.9(.2(l)-2.9(i)51e)-3(rn 0 -1.lu3(o)-6(s)-(n-9(i)51)1.7(n-9(i)51)a)-2.9(.2(l67(s)-

- the importance of codification and the central role of States, as an instrument to strengthen multilateralism in the creation of international law and the role of the ILC;
- the possible steps that could be taken towards adopting a convention (the process), including the role of a Conference and the General Assembly and how to approach the substantive issues.

The 4th November event (“Containment” and “Substance”)

The next 4th November event aims at further reflecting on the scope and content of a possible con