

Mr Chairman

I wish to thank the Chairman of the Commission, Professor Eduardo Valencia-
Cox for introducing Chapter 2.1 into this Committee. South Africa

welcomes the work done on the topic entitled "**Protection of the Atmosphere**" and congratulate Professor Shinya Murase, Special Rapporteur, on the excellent work done on this topic. Since the Commission decided to include this topic at its sixty-fifth session in 2013, we have observed robust engagements from member States. South Africa further

welcomes the fact that the Commission is dealing with issues that are of great importance to the world community today. There can be no doubt that human

and structural issues remain that require further attention. South Africa

South Africa congratulates the progress being made by the Special Rapporteur, Professor Dire Tladi, with whom we have a special bond. The comprehensive and wide-ranging third report on the consequences and legal effects of *jus cogens* submitted by the Special Rapporteur in February 2018, is a testament to a large volume of work covered since the first and second reports. The third report does much to move towards a common understanding on *jus cogens*.

Mr Chairman

the text in the Commission and in the Sixth Committee before adopting the

It is a difficult task to reconcile the principle of enforceability of treaties with invalidity because of the operation of *jus cogens* and an interpretation of a treaty to reconcile both principles, as outlined by the Special Rapporteur, is

preferred.

Mr Chairman

The work on the issues of the consequences of *jus cogens* on State

Mr Chairman

South Africa looks forward to the Special Rapporteur's fourth report that is

to be published in the near future. It requests you how to proceed with the question of

illustrative list of his cases names and consider any miscellaneous issues

Although we maintain the view that an illustrative list would soon become