

Statement by
DELEGATION OF VIET NAM
at the 74th Session of the Sixth Committee of UNGA
on Agenda Item 79: “Report of the International Law Commission”

Cluster III (Chapters VII and IX)

New York, 6 November 2019

Thank you Mr. Chairman/Madame Chair,

1. With respect to Cluster III, my Delegation would like to first address the topic of **Succession of States in respect of State responsibility**. We have a brief observation on this topic.

2. My Delegation takes note that the Special Rapporteur, Mr. Pavel Sturma, has submitted his third report with draft articles and commentaries revised upon the comments and observations made by Member States in the Sixth Committee during the last meeting. We support the revisions and commend efforts of the Special Rapporteur as well as the Commission to work on this diverse, context-specific, yet sensitive topic of international law. This is mainly due to the scarcity of State practice regarding the treatment of succession of States. We, therefore, highly appreciate the methodology and approach taken by the Special Rapporteur in order to provide a comprehensive overview of the relevant state practice, jurisprudence and doctrines of states succession in respect of state responsibility. In our view, the succession of States in respect of state responsibility should be carried out on the basis of committed negotiations, in a free will manner and in an appropriate timeframe.

Mr. Chairman/Madame Chair,

4. Turning next to the topic of **General principles of law**, my Delegation welcomes the first report of the Special Rapporteur, Mr. Marcelo Vazquez-Bermudez on this topic.

5 Similar to the topic of Peremptory norms of international law (*ius cogens*)

currently being worked on by the Commission, Viet Nam commends the Special Rapporteur and the Commission to work on this difficult as well as highly-theoretical topic of general international law, even though the present report bears

only a preliminary and introductory nature of the topic.

6. Our delegation takes note of the methodology proposed by the Special Rapporteur, in which he break down four groups of issues to be studied further.