

Mr. Chairman,

Taking into account the distinct nature and functions of international organizations, it seems doubtful whether state responsibility in certain aspects are attributable to the responsibility of international organizations, *inter alia* the matters such as self-defense, subsidiary or joint responsibility, necessity and counter measure.

Furthermore, the subsidiary or joint responsibility of the Member States of an organization for its actions is a problematic issue. In situations where an organization fails to comply with an obligation to respect a relevant principle of international law, however, including where it is responsible for damage to the extent that it is unable to provide redress to the injured state for the internationally wrongful act attributable to it, the brunt of the responsibility should be borne by its members in view of their -making or their stance within the organization that has contributed to its wrongful act. Those situations might be covered by draft

member of an international organization under the rules of that organization seemed highly unlikely.

Finally, Mr. Chairman, the time for reaching agreement on the convention on the Responsibility of International Organizations is imminent. We maintain that the rules of responsibility of international organizations should be crystallized in the form of a binding treaty. A well-elaborated convention on the responsibility of international organizations could contribute to legal certainty and improved application and, consequently, promotion of international law. Therefore, we welcome the Draft Articles.

I thank you, Mr. Chairman.