

STATEMENT BY KENYA
AT THE
76TH SESSION OF THE UNITED NATIONS GENERAL ASSEMBLY
UNDER
AGENDA ITEM 83:

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Madam Chairperson,

Kenya aligns itself at the outset with the Statement delivered by the African Group.

We have continued to follow keenly discussions on this important topic since the topic was introduced in the agenda of the International Law Commission and this Committee. We welcome the progress made in the ensuing study, deliberations and conclusion by the Commission leading to the final submission of work to the General Assembly in 2019. We have taken note with interest of the & R P P L V s V L R Q ¶ recommendation on the potential final outcome.

At this stage in the process, Kenya believes that in continuing the efforts of seeking to agree on the final outcome, W K H 6 L [W K & R P P L V s V L R Q ¶ would remain informed and guided by the desire of reaching general consensus on the basis of transparency and flexibility. The success of such an endeavour would unreservedly be assured. We take full account of

In giving consideration to this recommendation and expressing our position, Kenya is fully aware of the many achievements that have been made by adopting several such instruments covering the wider subject of criminal accountability. These include instruments that now provide for the prevention and punishment of the acts of torture, genocide, war crimes, corruption and transnational organized crimes, to mention but a few. Kenya is also aware that there have been no conventions so far, specifically adopted to address the topic of preventing and punishing crimes against humanity. The value of the work of the Commission and the resulting draft articles is therefore self-evident.

In conclusion, Kenya is of the view that the stated purpose by the Commission for undertaking this project has been to provide States with an outcome that would assist them to close this normative gap in the overall, wider subject of