

Ireland's (abridged) National Statement for delivery in the Sixth Committee debate on the
International Law Commission's Report

Cluster II Chps: VI (Immunity of State officials from foreign criminal jurisdiction) and
IX (Sea-level rise in relation to international law)

29 October 2021

Immunity of State officials from foreign criminal jurisdiction:

Mr/Madam Chair

1. I will first speak today on the topic of "Immunity of State officials from foreign criminal jurisdiction." In the interest of time, please note that I will be delivering an abbreviated statement and will submit a longer version in writing.
2. My remarks will address the draft articles and commentaries adopted by the Commission this year, the draft articles to be considered by the Drafting Committee and finally the future direction of the Commission's work.
3. Regarding the draft articles adopted by the Drafting Committee, Ireland reiterates its view that procedural provisions and safeguards are relevant to the draft articles as a whole and therefore welcomes that this position is reflected in Article 8 *ante*.
4. The commentary to Article 8 *ante* states that the draft article does not prejudge and is without prejudice to the adoption of any additional procedural guarantees and

change to the location of the low water line where this has occurred. In this sense, the normal baseline is ambulatory in that it may ambulate landward or seaward depending on a variety of factors, including coastal erosion and land reclamation.

27. Our straight baseline system was first prescribed in 1959 shortly after the adoption of the Geneva Convention on the Territorial Sea and the Contiguous Zone. The basepoints used in the construction of this system were all physically resurveyed in 2015 using