



New Zealand Permanent Mission to the United Nations
Te Aka Aorere

United Nations General Assembly Sixth
Committee, Agenda Item 82 Cluster III.
Report of the International Law
Commission

New Zealand Statement delivered by
First Secretary Mr. Luke Roughton

2 November 2021

CHECK AGAINST DELIVERY

We note with appreciation the general observations given by the Special Rapporteur in his second report, including, importantly, that recognition is the essential condition for the existence of a general

methodology for the identification of general principles of law derived from national legal systems that is, first, determining the existence of a principle common to the principal legal systems of the world, and second, ascertaining the transposition of that principle to the international legal system.

With regard to the second category of general principles of law

Zealand notes

the idea of paying attention to norms formed within the international legal system but considers that general principles of law formed within the international legal system and rules of customary international law must be clearly distinguished.