

Statement by Ambassador/DPR Jongin Bae

Permanent Mission of the Republic of Korea to the United Nations

The Rule of Law at the National and International Levels (Agenda Item 85)

Sixth Committee, 76th Session of the UNGA

12 October 2021

<Check against delivery>

Thank you, Chair,

The Republic of Korea is committed to promoting and advancing the rule of law—a guiding principle around which governance should be organized, exercised, and evaluated—as a requisite foundation on which democracy thrives and human rights are protected.

The rule of law is not just a concept in isolation. It ought to be put into practice and, in doing so, needs to be coordinated with other goals. As an indispensable building block for stability and order, its absence is a cause of conflicts, and is acutely felt in post-conflict settings.

The Republic of Korea has supported rule-of-law assistance

well as the critical role that data collection, disaggregation, and analysis play in evidence-based policymaking.

Chair,

We must caution ourselves against the possibility that the rule of law can be exploited as a pretext for unduly restricting basic human rights. As our High-level Declaration from 10 years ago states, the rule of law is interlinked to, and mutually reinforcing with, human rights.

Our response to the pandemic offers a valuable lesson in this regard. Any restrictive measure had to be debated and compared with less invasive alternatives, and made within the confines of law and through the legal process. As a result of civic feedback and interactions, such measures were rectified, modified, or even lifted as a result of human rights considerations.

My Government has learned through these interactions that public-private partnerships, one of the most effective responses to our ongoing challenges, can only be forged on the basis of trust.

And this trust can only be gained through the rule of law underpinned with human rights. My delegation believes that this lesson holds valid vis-à-vis counter-terrorism measures.

In the same vein, we look forward to a new vision of the rule of law, as suggested in SG's Our Common Agenda, with more emphasis on "people-centered" approach. We expect this vision to meet the legitimate expectation of the people, especially since the COVID-19 pandemic.

My delegation believes that the contemporary notion of the rule of law is inherently linked to human rights already.

Therefore, we hope that this new vision we-US

presenting and pursuing practical outcomes.

Chair,

My delegation believes that there are a few issues that deserve more attention for the future in terms of the rule of law.

First the formal codification efforts for multilateral conventions declined, while the so-called non-binding norms increased. We are not yet judgmental, but this is an issue that should be looked into further.

The second issue, related to the first, would be how we address such emerging areas as cybersecurity and outer space in light of the rule of law. The fact that international law applies to cybersecurity and outer space has been reaffirmed.

The question remains how the current rules of international law are applicable, and if there are any loopholes or necessary adaptations. And we should make sure the culture of the rule of law should prevail in these areas as well.

In this connection, the Republic of Korea believes that a set of voluntary norms, as agreed and discussed in those areas, is complementary and mutually

We also note with appreciation that more diverse and alternative ways of resolving disputes are being explored and have turned out to be helpful, as exemplified by the Timor Sea conciliation between East Timor and Australia.

Chair,

The Republic of Korea appreciates the SG's efforts to revitalize the global legal framework, and warmly anticipates a global