

Germany fully aligns itself with the statement delivered by the European Union on Cluster 2, which covers the core of the new Convention.

The definition of crimes against humanity contained in Article 2 of the draft articles is based verbatim on Article 7 of the Rome Statute, with technical adjustments only. This text appears to be a solid contemporary proposal, which gained widest support. Furthermore, the definition appears to be balanced insofar as it refrains from going into too much detail. It leaves space for more prescriptive national legislation that might exist already or would be considered appropriate in the future. The 'without prejudice' clause in its paragraph 3 clarifies that States may go beyond the definition contained in the draft articles.