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8. However, we are also conscious that a proposed convention on crimes against humanity represents a substantively different endeavour to that which led to the Rome Statute.
9. The UK has therefore reflected on the concern raised by some States about the reference to Article 7 of the Rome Statute in the seventh preambular paragraph of the draft articles. We would therefore be open to the proposal made by another State in written comments of “simply noting the Rome Statute in reference to the definition of Crimes Against Humanity and adding a reference to Customary International law”. This may represent a sensible way forward for States Parties and non-States Parties to the Rome Statute alike.
10. The UK further notes that several States have expressed support for a survivor centred approach to punishing crimes against humanity. We welcome this and have made further proposals in this regard as set out in our written comments of December 2023.
11. Turning now to draft Article 1, the UK supports this provision as drafted by the ILC.