



Check against delivery

Thank you Mr Chair and good morning colleagues.

1. I will provide comments on draft Articles 6, 7 and 10.

Draft Article 6 Criminalization under national law

Official position

2. On draft Article 6(5), the UK notes the statement in the commentary that its effect is that, where an offence is committed by a person holding an official position, that fact alone does not exclude substantive criminal responsibility. The UK reaffirms its position (and that of many other states) that paragraph 5 has no effect on any procedural immunity that a foreign State official may enjoy, which continues to be governed by general and customary international law.

Statute of limitations

3. The UK strongly supports the inclusion of draft Article 6(6) which requires States to ensure that statutes of limitations do not apply to crimes against humanity. We are aware that this has widespread support. This will allow survivors to seek judicial remedy when they are ready, which could be many years after the incident. The UK welcomes the clarification made by the Commission in paragraph 33 of the commentary to draft Article 6 ycommentary to draft493(mi)59.25 82 sstiy c()2D4(3)6eD4(3)6ef3 0

