THE REPUBLIC OF KOREA

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Sixth Committee of the General Assembly

Item 78 : Report of the IL C on the work of its 66th Session - Part I

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Mr. Chainnan,

My delegation would like to express its deep appreciation for the work undertaken by the International Law Commission. I would also like to thank the Special Rapporteurs, Mr. Maurice Kamto and Mr. Eduardo Valencia-Ospina for their comprehensive and remarkable work on the topics "Expulsion of aliens" and "Protection of persons in the event of disasters". Today, my comments will be confined to the topics "Expulsion of aliens", "Protection of persons in the e, ent of disasters" and "Other decisions and conclusions" in accordance with the suggested clusters.

1. Expulsion of aliens

Mr. Chairman,

The Republic of Korea welcomes the adoption of the second reading draft articles on the "Expulsion of aliens". My Government has participated actively in this topic

However, my delegation still has reservations about the proclamation of the progressi\'e development of international law included in the second reading draft articles. For e:xample. my Government is concerned about the drafting article 23 that proclaims the obligation not to expel an alien to a State where his or her life would his

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international law(draft article 17), relationship with other rules of international law (draft article
18) and relationship to the Charter of the United Nations (draft article 19).

In the Addendum of the 7th report, eight new definitions in draft article 3 bis were presented by the Special Rapporteur: namely 'affected state', 'assisting state', 'other assisting

into account to the utmost degree because a conflict between international and domestic law may arise.

Third, we expect the TLC will also consider procedural legal aspects or this topic which are crucially important: for example questions on which States can prosecute? : How a State \\,ill prosecute an individual for crimes