

Chapter I Introduction

1. The International Law Commission held the first part of its seventy-third session from 18 April to 3 June 2022 and the second part from 4 July to 5 August 2022 at its seat at the United Nations Office at Geneva. Both parts were held in a hybrid format (in person and virtually). The session was opened by Mr. Mahmoud D. Hmoud, Chair of the seventy-second session of the Commission.

A. Membership

2. The Commission consists of the following members:

Mr. Ali Mohsen Fetais Al-Marri (Qatar)
Mr. Carlos J. Argüello Gómez (Nicaragua)
Mr. Bogdan Aurescu (Romania)
Mr. Yacouba Cissé (Côte d'Ivoire)
Ms. Concepción Escobar Hernández (Spain)
Mr. Mathias Forteau (France)
Ms. Patrícia Galvão Teles (Portugal)
Mr. Juan Manuel Gómez-Robledo (Mexico)
Mr. Claudio Grossman Guiloff (Chile)
Mr. Hussein A. Hassouna (Egypt)
Mr. Mahmoud D. Hmoud (Jordan)
Mr. Huikang Huang (China)
Mr. Charles Chernor Jalloh (Sierra Leone)
Mr. Ahmed Laraba (Algeria)
Ms. Marja Lehto (Finland)
Mr. Shinya Murase (Japan)
Mr. Sean D. Murphy (United States of America)
Mr. Hong Thao Nguyen (Viet Nam)
Ms. Nilüfer Oral (Türkiye)
Mr. Hassan Ouazzani Chahdi (Morocco)
Mr. Ki Gab Park (Republic of Korea)
Mr. Chris Maina Peter (United Republic of Tanzania)
Mr. Ernest Petrič (Slovenia)
Mr. Aniruddha Rajput (India)
Mr. August Reinisch (Austria)
Mr. Juan José Ruda Santolaria (Peru)
Mr. Gilberto Vergne Saboia (Brazil)
Mr. Pavel Šturma (Czech Republic)
Mr. Dire D. Tladi (South Africa)
Mr. Eduardo Valencia-Ospina (Colombia)

Mr. Marcelo Vázquez-Bermúdez (Ecuador)
 Mr. Amos S. Wako (Kenya)
 Sir Michael Wood (United Kingdom of Great Britain and Northern Ireland)
 Mr. Evgeny Zagaynov (Russian Federation)

B. Officers and the Enlarged Bureau

3. At its 3564th meeting, on 19 April 2022, the Commission elected the following officers:

Chair:	Mr. Dire D. Tladi (South Africa)
First Vice-Chair:	Sir Michael Wood (United Kingdom)
Second Vice-Chair:	Mr. Marcelo Vázquez-Bermúdez (Ecuador)
Chair of the Drafting Committee:	Mr. Ki Gab Park (Republic of Korea)
Rapporteur:	Mr. Pavel Šturma (Czech Republic)

4. The Enlarged Bureau of the Commission was composed of the officers of the present session, the previous Chairs of the Commission,¹ the Special Rapporteurs² and the Co-Chairs of the Study Group on sea-level rise in relation to international law.³

5. On 27 May 2022, the Planning Group was constituted, composed of the following members: Sir Michael Wood (Chair), Mr. Carlos J. Argüello Gómez, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Ms. Patrícia Galvão Teles, Mr. Claudio Grossman Guiloff, Mr. Hussein A. Hassouna, Mr. Mahmoud D. Hmoud, Mr. Huikang Huang, Mr. Charles Chernor Jalloh, Mr. Ahmed Laraba, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Ernest Petrič, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Dire D. Tladi, Mr. Eduardo Valencia-Ospina, Mr. Marcelo Vázquez-Bermúdez, Mr. Amos S. Wako, Mr. Evgeny Zagaynov and Mr. Pavel Šturma (*ex officio*).

C. Drafting Committee

6. At its 3564th, 3569th, 3577th and 3592nd meetings, on 19 and 27 April, on 10 May and on 12 July 2022, the Commission established a Drafting Committee, composed of the following members for the topics indicated:

(a) *Immunity of State officials from foreign criminal jurisdiction*: Mr. Ki Gab Park (Chair), Ms. Concepción Escobar Hernández (Special Rapporteur), Mr. Bogdan Aurescu, Mr. Mathias Forteau, Ms. Patrícia Galvão Teles, Mr. Claudio Grossman Guiloff, Mr. Mahmoud D. Hmoud, Mr. Charles Chernor Jalloh, Ms. Marja Lehto, Mr. Sean D. Murphy, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Pavel Šturma (*ex officio*);

(b) *Peremptory norms of general international law (jus cogens)*: Mr. Ki Gab Park (Chair), Mr. Dire D. Tladi (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Mr. Yacouba Cissé, Mr. Mathias Forteau, Ms. Patrícia Galvão Teles, Mr. Claudio Grossman Guiloff, Mr. Mahmoud D. Hmoud, Mr. Charles Chernor Jalloh, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Ms. Nilüfer Oral, Mr. Ernest Petrič, Mr. Aniruddha Rajput, Mr. August Reinisch,

¹ Mr. Mahmoud D. Hmoud, Mr. Ernest Petrič, Mr. Pavel Šturma and Mr. Eduardo Valencia-Ospina.

² Ms. Concepción Escobar Hernández, Ms. Marja Lehto, Mr. Pavel Šturma, Mr. Dire D. Tladi and Mr. Marcelo Vázquez-Bermúdez.

³ Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Patrícia Galvão Teles, Ms. Nilüfer Oral and Mr. Juan José Ruda Santolaria.

Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood and Mr. Pavel Šturma (*ex officio*);

(c) *Protection of the environment in relation to armed conflicts*: Mr. Ki Gab Park (Chair), Ms. Marja Lehto (Special Rapporteur), Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Ms. Patrícia Galvão Teles, Mr. Claudio Grossman Guiloff, Mr. Mahmoud D. Hmoud, Mr. Charles Chernor Jalloh, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Ms. Nilüfer Oral, Mr. Aniruddha Rajput, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood and Mr. Pavel Šturma (*ex officio*);

(d) *Succession of States in respect of State responsibility*: Mr. Ki Gab Park (Chair), Mr. Pavel Šturma (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Mr. Charles Chernor Jalloh, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Ernest Petrič, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Sir Michael Wood and Mr. Pavel Šturma (*ex officio*);

(e) *General principles of law*: Mr. Ki Gab Park (Chair), Mr. Marcelo Vázquez-Bermúdez (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Mr. Juan Manuel Gómez-Robledo, Mr. Claudio Grossman Guiloff, Mr. Mahmoud D. Hmoud, Mr. Huikang Huang, Mr. Charles Chernor Jalloh, Ms. Marja Lehto, Mr. Sean D. Murphy, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Dire D. Tladi, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Pavel Šturma (*ex officio*).

7. The Drafting Committee held a total of 56 meetings on the five topics indicated above.

D. Working Groups and Study Group

8. On 1 June 2022, the Planning Group established the following Working Groups:

(a) *Working Group on the long-term programme of work*: Mr. Mahmoud D. Hmoud (Chair), Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Mr. Claudio Grossman Guiloff, Mr. Hussein A. Hassouna, Mr. Huikang Huang, Mr. Charles Chernor Jalloh, Mr. Ahmed Laraba, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Chris Maina Peter, Mr. Ernest Petrič, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Dire D. Tladi, Mr. Marcelo Vázquez-Bermúdez, Mr. Amos S. Wako, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Pavel Šturma (*ex officio*);

(b) *Working Group on methods of work*: Mr. Hussein A. Hassouna (Chair), Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Ms. Patrícia Galvão Teles, Mr. Claudio Grossman Guiloff, Mr. Huikang Huang, Mr. Charles Chernor Jalloh, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Ernest Petrič, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Dire D. Tladi, Mr. Eduardo Valencia-Ospina, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Pavel Šturma, (*ex officio*).

9. At its 3583rd meeting, on 17 May 2022, the Commission established a Study Group on sea-level rise in relation to international law, composed of the following members: Mr. Bogdan Aurescu (Co-Chair), Mr. Yacouba Cissé (Co-Chair), Ms. Patrícia Galvão Teles (Co-Chair, and Chair at the current session), Ms. Nilüfer Oral (Co-Chair), Mr. Juan José Ruda Santolaria (Co-Chair, and Chair at the current session), Mr. Carlos J. Argüello Gómez, Ms. Concepción Escobar Hernández, Mr. Mathias Forteau, Mr. Juan Manuel Gómez-Robledo, Mr. Claudio Grossman Guiloff, Mr. Hussein A. Hassouna, Mr. Mahmoud D. Hmoud, Mr. Charles Chernor Jalloh, Mr. Ahmed Laraba, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Gilberto Vergne Saboia, Mr. Dire D. Tladi, Mr.

Eduardo Valencia-Ospina, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Pavel Šturma (*ex officio*).

E. Secretariat

10. Mr. Miguel de Serpa Soares, Under-Secretary-General for Legal Affairs and United Nations Legal Counsel, represented the Secretary-General. Mr. Huw Llewellyn, Director of the Codification Division of the Office of Legal Affairs, acted as Secretary to the Commission and, in the absence of the Legal Counsel, represented the Secretary-General. Mr. Arnold Pronto, Principal Legal Officer, served as Principal Assistant Secretary to the Commission. Mr. Trevor Chimimba, Senior Legal Officer, served as Senior Assistant Secretary to the Commission. Ms. Patricia Georget, Ms. Carla Hoe, Mr. Jorge Martinez Paoletti and Ms. Paola Patarroyo, Legal Officers, and Mr. Alexey Bulatov and Mr. Douglas Pivnichny, Associate Legal Officers, served as Assistant Secretaries to the Commission.

F. Agenda

11. The Commission adopted an agenda for its seventy-third session consisting of the following items:

1. Organization of the work of the session.
2. Immunity of State officials from foreign criminal jurisdiction.
3. Protection of the environment in relation to armed conflicts.
4. Peremptory norms of general international law (*jus cogens*).
5. Succession of States in respect of State responsibility.
6. General principles of law.
7. Sea-level rise in relation to international law.
8. Programme, procedures and working methods of the Commission and its documentation.
9. Date and place of the seventy-fourth session.
10. Cooperation with other bodies.
11. Other business.