

Provisional

For participants only

15 June 2021

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International Law Commission
Seventy-second session (first part)

Provisional summary record of the 3528th meeting

Held at the Palais des Nations, Geneva, on Friday, 21 May 2021, at 3 p.m.

Chair: Mr. Hmoud

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Succession of States in respect of State responsibility

Immunity of State officials from foreign criminal jurisdiction (*continued*)

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Present:

Chair:	Mr. Hmoud
Members:	Mr. Cissé
	Ms. Escobar Hernández
	Mr. Forteau
	Ms. Galvão Teles
	Mr. Gómez-Robledo
	Mr. Grossman Guiloff
	Mr. Hassouna
	Mr. Jalloh
	Ms. Lehto
	Mr. Murphy
	Mr. Nguyen
	Ms. Oral
	Mr. Park
	Mr. Petrič
	Mr. Rajput
	Mr. Reinisch
	Mr. Ruda Santolaria
	Mr. Saboia
	Mr. Šturma
	Mr. Tladi
	Mr. Valencia-Ospina
	Mr. Vázquez-Bermúdez
	Sir Michael Wood

Secretariat:

Mr. Llewellyn	Secretary to the Commission
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The meeting was called to order at 3.05 p.m.

Succession of States in respect of State responsibility (agenda item 6)
([A/CN.4/L.939/Add.1](#))

The Chair said that, at its seventy-first session, for lack of time, the Commission had simply taken note of draft articles 7, 8 and 9 on “Succession of States in respect of State responsibility”, as contained in document [A/CN.4/L.939/Add.1](#). In order to enable the Special Rapporteur to proceed with the preparation of the corresponding commentaries for adoption at the present session, he invited the Commission to turn its attention to those draft articles.

In the absence of any objections, he took it that the Commission wished to adopt the text of draft articles 7, 8 and 9 as contained in document [A/CN.4/L.939/Add.1](#).

It was so decided.

Immunity of State officials from foreign criminal jurisdiction (agenda item 3)
(*continued*) ([A/CN.4/739](#))

The Chair said he took it that the Commission wished to refer to the Drafting Committee the text of draft guidelines 17 and 18 on “Immunity of State officials from foreign criminal jurisdiction”, as contained in the Special Rapporteur’s eighth report ([A/CN.4/739](#)), taking into account the comments and observations made during the debate.

It was so decided.

The meeting rose at 3.15 p.m.