

Chapter I

ORGANIZATION OF THE SESSION

1. The International Law Commission held the first part of its sixty-sixth session from 5 May to 6 June 2014 and the second part from 7 July to 8 August 2014 at its seat at the United Nations Office at Geneva. The session was opened by Mr. Bernd H. Niehaus, Chairperson of the sixty-fifth session of the Commission.

A. Membership

2. The Commission consists of the following members:

Mr. Mohammed Bello ADOKE (Nigeria)
Mr. Ali Mohsen Fetais AL-MARRI (Qatar)
Mr. Lucius CAFLISCH (Switzerland)
Mr. Enrique J. A. CANDIOTI (Argentina)
Mr. Pedro COMISSÁRIO AFONSO (Mozambique)
Mr. Abdelrazeg EL-MURTADI SULEIMAN GOUIDER (Libya)
Ms. Concepción ESCOBAR HERNÁNDEZ (Spain)
Mr. Mathias FORTEAU (France)
Mr. Kirill GEVORGIAN (Russian Federation)
Mr. Juan Manuel GÓMEZ ROBLEDO (Mexico)
Mr. Hussein A. HASSOUNA (Egypt)
Mr. Mahmoud D. HMOUD (Jordan)
Mr. Huikang HUANG (China)
Ms. Marie G. JACOBSSON (Sweden)
Mr. Maurice KAMTO (Cameroon)
Mr. Kriangsak KITTICHAISAREE (Thailand)
Mr. Ahmed LARABA (Algeria)
Mr. Donald M. McRAE (Canada)
Mr. Shinya MURASE (Japan)
Mr. Sean D. MURPHY (United States of America)
Mr. Bernd H. NIEHAUS (Costa Rica)
Mr. Georg NOLTE (Germany)
Mr. Ki Gab PARK (Republic of Korea)
Mr. Chris Maina PETER (United Republic of Tanzania)
Mr. Ernest PETRIČ (Slovenia)
Mr. Gilberto VERGNE SABOIA (Brazil)
Mr. Narinder SINGH (India)
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)

Mr. Nugroho WISNUMURTI (Indonesia)

Sir Michael WOOD (United Kingdom of Great Britain and Northern Ireland)

B. Officers and the Enlarged Bureau

3. At its 3198th meeting, on 5 May 2014, the Commission elected the following officers:

Chairperson: Mr. Kirill Gevorgian (Russian Federation)

First Vice-Chairperson: Mr. Shinya Murase (Japan)

Second Vice-Chairperson: Ms. Concepción Escobar Hernández (Spain)

Chairperson of the Drafting Committee: Mr. Gilberto Vergne Saboia (Brazil)

Rapporteur: Mr. Dire D. Tladi (South Africa)

4. The Enlarged Bureau of the Commission was composed of the officers of the present session, the previous Chairpersons of the Commission¹ and the Special Rapporteurs.²

5. The Commission set up a Planning Group composed of the following members: Mr. S. Murase (Chairperson), Mr. L. Caffisch, Mr. P. Comissário Afonso, Mr. A. El-Murtadi Suleiman Gouider, Ms. C. Escobar Hernández, Mr. M. Forteau, Mr. H. A. Hassouna, Mr. M. D. Hmoud, Ms. M. G. Jacobsson, Mr. M. Kamto, Mr. K. Kittichaisaree, Mr. A. Laraba, Mr. D. M. McRae, Mr. S. D. Murphy, Mr. B. H. Niehaus, Mr. G. Nolte, Mr. K. G. Park, Mr. E. Petrič, Mr. G. V. Saboia, Mr. N. Singh, Mr. P. Šturma, Mr. E. Valencia-Ospina, Mr. M. Vázquez-Bermúdez, Mr. N. Wisnumurti, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

C. Drafting Committee

6. At its 3200th, 3204th, 3210th, 3222nd and 3227th meetings, on 7, 14 and 23 May and on 11 and 18 July 2014, the Commission established a Drafting

¹ Mr. L. Caffisch, Mr. E. J. A. Candioti, Mr. M. Kamto, Mr. B. H. Niehaus, Mr. E. Petrič and Mr. N. Wisnumurti.

² Ms. C. Escobar Hernández, Mr. J. M. Gómez Robledo, Ms. M. G. Jacobsson, Mr. M. Kamto, Mr. S. Murase, Mr. S. D. Murphy, Mr. G. Nolte, Mr. E. Valencia-Ospina and Sir Michael Wood.

Committee, composed of the following members for the topics indicated:

(a) *Protection of persons in the event of disasters*: Mr. G. V. Saboia (Chairperson), Mr. E. Valencia-Ospina (Special Rapporteur), Mr. M. Forteau, Mr. M. D. Hmoud, Mr. K. Kittichaisaree, Mr. S. Murase, Mr. S. D. Murphy, Mr. K. G. Park, Mr. E. Petrič, Mr. N. Singh, Mr. M. Vázquez-Bermúdez, Mr. N. Wisnumurti, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

(b) *Expulsion of aliens*: Mr. G. V. Saboia (Chairperson), Mr. M. Kamto (Special Rapporteur), Mr. E. J. A. Candioti, Mr. M. Forteau, Mr. J. M. Gómez Robledo, Mr. M. D. Hmoud, Mr. K. Kittichaisaree, Mr. S. D. Murphy, Mr. G. Nolte, Mr. K. G. Park, Mr. N. Singh, Mr. P. Šturma, Mr. M. Vázquez-Bermúdez, Mr. A. S. Wako, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

(c) *Subsequent agreements and subsequent practice in relation to the interpretation of treaties*: Mr. G. V. Saboia (Chairperson), Mr. G. Nolte (Special Rapporteur), Mr. M. D. Hmoud, Mr. K. Kittichaisaree, Mr. S. D. Murphy, Mr. K. G. Park, Mr. M. Vázquez-Bermúdez, Mr. N. Wisnumurti, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

(d) *Immunity of State officials from foreign criminal jurisdiction*: Mr. G. V. Saboia (Chairperson), Ms. C. Escobar Hernández (Special Rapporteur), Mr. E. J. A. Candioti, Mr. M. Forteau, Mr. H. Huang, Ms. M. G. Jacobsson, Mr. K. Kamto, Mr. K. Kittichaisaree, Mr. S. D. Murphy, Mr. K. G. Park, Mr. E. Petrič, Mr. N. Singh, Mr. P. Šturma, Mr. M. Vázquez-Bermúdez, Mr. A. S. Wako, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

(e) *Identification of customary international law*: Mr. G. V. Saboia (Chairperson), Sir Michael Wood (Special Rapporteur), Ms. C. Escobar Hernández, Mr. M. Forteau, Mr. J. M. Gómez Robledo, Mr. M. D. Hmoud, Mr. K. Kamto, Mr. K. Kittichaisaree, Mr. S. Murase, Mr. S. D. Murphy, Mr. G. Nolte, Mr. K. G. Park, Mr. E. Petrič, Mr. M. Vázquez-Bermúdez and Mr. D. D. Tladi (*ex officio*).

7. The Drafting Committee held a total of 31 meetings on the five topics indicated above.

D. Working groups and study group

8. At its 3199th and 3218th meetings, on 6 May and 8 July 2014, the Commission reconstituted the following Working Group and Study Group:

(a) *Working Group on the obligation to extradite or prosecute (aut dedere aut judicare)*: Mr. K. Kittichaisaree (Chairperson), Mr. A. El-Murtadi Suleiman Gouider, Ms. C. Escobar Hernández, Mr. M. Forteau, Mr. A. Laraba, Mr. S. D. Murphy, Mr. K. G. Park, Mr. N. Singh, Mr. P. Šturma, Mr. M. Vázquez-Bermúdez and Mr. D. D. Tladi (*ex officio*).

(b) *Study Group on the most-favoured-nation clause*: Mr. D. M. McRae (Chairperson), Mr. L. Cafilisch, Ms. C. Escobar Hernández, Mr. M. Forteau, Mr. M. D. Hmoud, Mr. M. Kamto, Mr. S. Murase, Mr. S. D. Murphy, Mr. K.

G. Park, Mr. N. Singh, Mr. P. Šturma, Mr. M. Vázquez-Bermúdez, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

9. The Planning Group reconstituted the following Working Group:

Working Group on the long-term programme of work for the quinquennium: Mr. D. McRae (Chairperson), Mr. L. Cafilisch, Ms. C. Escobar Hernández, Mr. M. Forteau, Mr. K. Gevorgian, Mr. J. M. Gómez Robledo, Mr. H. A. Hassouna, Mr. M. D. Hmoud, Ms. M. G. Jacobsson, Mr. M. Kamto, Mr. K. Kittichaisaree, Mr. A. Laraba, Mr. S. Murase, Mr. S. D. Murphy, Mr. B. H. Niehaus, Mr. G. Nolte, Mr. K. G. Park, Mr. E. Petrič, Mr. N. Singh, Mr. P. Šturma, Mr. M. Vázquez-Bermúdez, Mr. A. S. Wako, Mr. N. Wisnumurti, Sir Michael Wood and Mr. D. D. Tladi (*ex officio*).

E. Secretariat

10. Mr. Miguel de Serpa Soares, Under-Secretary-General and United Nations Legal Counsel, represented the Secretary-General. Mr. George Korontzis, Director of the Codification Division of the Office of Legal Affairs, acted as Secretary to the Commission and, in the absence of the United Nations Legal Counsel, represented the Secretary-General. Mr. Trevor Chimimba and Mr. Arnold Pronto, Senior Legal Officers, served as Senior Assistant Secretaries. Ms. Hanna Dreifeldt-Lainé and Mr. David Nanopoulos, Legal Officers, and Mr. Noah Bialostozky, Associate Legal Officer, served as Assistant Secretaries to the Commission.

F. Agenda

11. At its 3198th meeting, on 5 May 2014, the Commission adopted an agenda for its sixty-sixth session consisting of the following items:

1. Organization of the work of the session.
2. Expulsion of aliens.
3. The obligation to extradite or prosecute (*aut dedere aut judicare*).
4. Protection of persons in the event of disasters.
5. Immunity of State officials from foreign criminal jurisdiction.
6. Subsequent agreements and subsequent practice in relation to the interpretation of treaties.
7. The most-favoured-nation clause.
8. Provisional application of treaties.
9. Identification of customary international law.
10. Protection of the environment in relation to armed conflicts.
11. Protection of the atmosphere.
12. Programme, procedures and working methods of the Commission and its documentation.
13. Date and place of the sixty-seventh session.
14. Cooperation with other bodies.
15. Other business.