

Chapter I

ORGANIZATION OF THE SESSION

1. The International Law Commission held the first part of its seventy-first session from 29 April to 7 June 2019 and the second part from 8 July to 9 August 2019 at its seat at the United Nations Office at Geneva. The session was opened by Mr. Eduardo Valencia-Ospina, Chair of the seventieth 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)
Ms. Patrícia GALVÃO TELES (Portugal)
Mr. Juan Manuel GÓMEZ ROBLEDO (Mexico)
Mr. Claudio GROSSMAN GUILLOFF (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)
Mr. Georg NOLTE (Germany)
Ms. Nilüfer ORAL (Turkey)
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 3453rd meeting, on 29 April 2019, the Commission elected the following officers:

Chair: Mr. Pavel Šturma (Czech Republic)
First Vice-Chair: Mr. Mahmoud D. Hmoud (Jordan)
Second Vice-Chair: Ms. Nilüfer Oral (Turkey)

Chair of the Drafting Committee: Mr. Claudio Grossman Guiloff (Chile)

Rapporteur: Mr. Charles Chernor Jalloh (Sierra Leone)

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

5. At its 3470th meeting, on 24 May 2019, the Commission set up a Planning Group composed of the following members: Mr. Mahmoud D. Hmoud (Chair), Mr. Carlos J. Argüello Gómez, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Claudio Grossman

¹ Mr. Georg Nolte, Mr. Ernest Petrič and Mr. Eduardo Valencia-Ospina.

² Ms. Concepción Escobar Hernández, Mr. Juan Manuel Gómez Robledo, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Dire D. Tladi and Mr. Marcelo Vázquez-Bermúdez.

Guiloff, Mr. Hussein A. Hassouna, Mr. Huikang Huang, Mr. Ahmed Laraba, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, 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. Pavel Šturma, Mr. Dire D. Tladi, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*).

C. Drafting Committee

6. At its 3454th, 3458th, 3471st, 3476th, 3488th and 3494th meetings, on 30 April, on 7 and 27 May and on 9, 23 and 30 July 2019, the Commission established a Drafting Committee, composed of the following members for the topics indicated:

(a) *Peremptory norms of general international law (jus cogens)*: Mr. Claudio Grossman Guiloff (Chair), Mr. Dire D. Tladi (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Mr. Yacouba Cissé, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Huikang Huang, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Pavel Šturma, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*);

(b) *Crimes against humanity*: Mr. Claudio Grossman Guiloff (Chair), Mr. Sean D. Murphy (Special Rapporteur), Mr. Bogdan Aurescu, Ms. Concepción Escobar Hernández, Ms. Patrícia Galvão Teles, Mr. Mahmoud D. Hmoud, Mr. Huikang Huang, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Hong Thao Nguyen, Mr. Georg Nolte, Mr. Ki Gab Park, Mr. Ernest Petrič, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Pavel Šturma, Mr. Dire D. Tladi, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*);

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

(d) *Succession of States in respect of State responsibility*: Mr. Claudio Grossman Guiloff (Chair), Mr. Pavel Šturma (Special Rapporteur), Mr. Bogdan Aurescu, Mr. Huikang Huang, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, Ms. Nilüfer Oral, Mr. Ki Gab Park, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*);

(e) *Immunity of State officials from foreign criminal jurisdiction*: Mr. Claudio Grossman Guiloff (Chair), Ms. Concepción Escobar Hernández (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Mahmoud D. Hmoud, Mr. Huikang Huang, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Georg Nolte, Ms. Nilüfer Oral, Mr. Ki Gab Park, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Dire D. Tladi, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*);

(f) *General principles of law*: Mr. Claudio Grossman Guiloff (Chair), Mr. Marcelo Vázquez-Bermúdez (Special Rapporteur), Mr. Carlos J. Argüello Gómez, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Mahmoud D. Hmoud, Mr. Huikang Huang, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, Ms. Nilüfer Oral, Mr. Ki Gab Park, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Dire D. Tladi, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*).

7. The Drafting Committee held a total of 43 meetings on the six topics indicated above.

D. Working groups and Study Group

8. 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, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Claudio Grossman Guiloff, Mr. Hussein A. Hassouna, Mr. Huikang Huang, Mr. Ahmed Laraba, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, Ms. Nilüfer Oral, Mr. Hassan Ouazzani Chahdi, Mr. Ki Gab Park, Mr. Chris Maina Peter, Mr. Aniruddha Rajput, Mr. August Reinisch, Mr. Juan José Ruda Santolaria, Mr. Gilberto Vergne Saboia, Mr. Pavel Šturma, Mr. Dire D. Tladi, Mr. Marcelo Vázquez-Bermúdez, Mr. Amos S. Wako, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*);

(b) *Working Group on methods of work*: Mr. Hussein A. Hassouna (Chair), Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Concepción Escobar Hernández, Ms. Patrícia Galvão Teles, Mr. Juan Manuel Gómez Robledo, Mr. Claudio Grossman Guiloff, Mr. Huikang Huang, Ms. Marja Lehto, Mr. Shinya Murase, Mr. Sean D. Murphy, Mr. Hong Thao Nguyen, Mr. Georg Nolte, 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. Pavel Šturma, Mr. Dire D. Tladi, Mr. Eduardo Valencia-Ospina, Mr. Marcelo Vázquez-Bermúdez, Sir Michael Wood, Mr. Evgeny Zagaynov and Mr. Charles Chernor Jalloh (*ex officio*).

9. At its 3467th meeting, on 21 May 2019, the Commission established an open-ended Study Group on sea-level rise in relation to international law, to be co-chaired, on a rotating basis, by Mr. Bogdan Aurescu, Mr. Yacouba Cissé, Ms. Patrícia Galvão Teles, Ms. Nilüfer Oral and Mr. Juan José Ruda Santolaria.

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 and Ms. Jessica M. Elbaz, Principal Legal Officers, served as Principal Assistant Secretaries to the Commission. Mr. Trevor Chimimba, Senior Legal Officer, served as Senior Assistant Secretary to the Commission. Mr. David Nanopoulos, Ms. Carla Hoe and Ms. Christiane Ahlborn, Legal Officers, and Ms. Shin Yi Mak, Associate Legal Officer, served as Assistant Secretaries to the Commission.

F. Agenda

11. At its 3453rd meeting, on 29 April 2019, the Commission adopted a provisional agenda for its seventy-first

session. The agenda, amended in the light of a decision taken by the Commission at its 3467th meeting, on 21 May 2019,* consisted of the following items:

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

* The Commission decided to include the topic "Sea-level rise in relation to international law" in its programme of work (see *Yearbook ... 2019*, vol. I, 3467th meeting, para. 5). See also chapter X, section B, below.