



General Assembly

Distr.: Limited
14 November 2022

Original: English

Seventy-seventh session
Sixth Committee
Agenda item 78
Crimes against humanity

Afghanistan, Albania, Argentina, Armenia, Australia, Austria, Bahamas, Bangladesh, Belgium, Bosnia and Herzegovina, Brazil, Bulgaria, Canada, Central African Republic, Chile, Colombia, Costa Rica, Croatia, Cyprus, Czechia, Denmark, Dominican Republic, Ecuador, Estonia, Fiji, Finland, France, Gambia, Georgia, Germany, Ghana, Greece, Guatemala, Honduras, Hungary, Iceland, Ireland, Italy, Jordan, Latvia, Lebanon, Lesotho, Liberia, Liechtenstein, Lithuania, Luxembourg, Malta, Marshall Islands, Mauritius, Mexico, Micronesia (Federated States of), Monaco, Montenegro, Netherlands, New Zealand, North Macedonia, Norway, Paraguay, Peru, Poland, Portugal, Republic of Korea, Republic of Moldova, Romania, Senegal, Serbia, Sierra Leone, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Tunisia, Türkiye, Ukraine, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uruguay and Vanuatu: draft resolution

Crimes against humanity

The General Assembly,

Having considered chapter IV of the report of the International Law Commission on the work of its seventy-first session,¹ which contains the draft articles on prevention and punishment of crimes against humanity,

Recalling that the Commission decided to recommend the draft articles to the General Assembly and recommended the elaboration of a convention by the Assembly or by an international conference of plenipotentiaries on the basis of the draft articles,²

Emphasizing the continuing importance of the codification and progressive development of international law, as referred to in Article 13, paragraph 1 (a), of the Charter of the United Nations,

Recalling its resolutions [74/187](#) of 18 December 2019, [75/136](#) of 15 December 2020 and [76/114](#) of 9 December 2021, by which it took note of the draft articles,

¹ *Official Records of the General Assembly, Seventy-fourth Session, Supplement No. 10 (A/74/10).*

² *Ibid.*, para.42.



Deeply disturbed by the persistence of crimes against humanity, and recognizing the need to prevent and punish such crimes, which are among the most serious crimes of concern to the international community as a whole,

Emphasizing that States have the primary responsibility to prevent and punish crimes against humanity,

1. *Expresses its appreciation* to the International Law Commission for its continuing contribution to the codification and progressive development of international law;

2. *Takes note once again* of the draft articles on prevention and punishment of crimes against humanity, presented by the Commission;³

3. *Takes note* of all the views, comments and concerns expressed in the debates of the Sixth Committee on this topic,⁴ as well as the comments and observations received from Governments on the draft articles and on any future action thereon;

4. *Decides* that the Sixth Committee shall resume its session for five days, from 10 to 14 April 2023, and for six days, from 1 to 5 April and 11 April 2024, in order to exchange substantive views, including in an interactive format, on all aspects of the draft articles, and to consider further the recommendation of the Commission contained in paragraph 42 of its report on the work of its seventy-first session for the elaboration of a convention by the General Assembly or by an international conference of plenipotentiaries on the basis of the draft articles;

5. *Also decides* that a written summary of the deliberations during the two resumed sessions referred to in paragraph 4 shall be prepared by the Sixth Committee at the end of the second resumed session;

6. *Invites* States to submit by the end of 2023, written comments and observations on the draft articles and on the recommendation of the Commission, and requests the Secretary-General to prepare and circulate a compilation of those comments and observations well in advance of the session of the Sixth Committee to be held in 2024;

7. *Decides* that the Sixth Committee, at the seventy-ninth session of the General Assembly, in the light of the written comments and observations of Governments, as well as the views expressed in discussions at the seventy-seventh and seventy-eighth sessions of the General Assembly and the written summary, will further examine the draft articles and the recommendation of the Commission and take a decision on this matter, without prejudice to the question of their future adoption or other appropriate action;

8. *Encourages* all Member States to continue the substantive dialogue on an informal basis during the period prior to the seventy-eighth session of the General Assembly;

9. *Decides* to include in the provisional agenda of its seventy-eighth and seventy-ninth sessions the item entitled “Crimes against humanity”.

³ Ibid., chap. IV, sect. E.

⁴ [A/C.6/74/SR.23](#), [A/C.6/74/SR.24](#), [A/C.6/74/SR.25](#), [A/C.6/74/SR.26](#), [A/C.6/74/SR.27](#), [A/C.6/74/SR.30](#), [A/C.6/75/SR.5](#), [A/C.6/75/SR.6](#), [A/C.6/76/SR.8](#), [A/C.6/76/SR.9](#), [A/C.6/76/SR.29](#), [A/C.6/77/SR.9](#), [A/C.6/77/SR.10](#) and [A/C.6/77/SR.11](#).