



General Assembly

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Seventy-seventh session

Sixth Committee

Agenda item 79

Diplomatic protection

Draft resolution

Diplomatic protection

The General Assembly,

Recalling its resolution [62/67](#) of 6 December 2007, the annex to which contains the text of the articles on diplomatic protection, commending the articles to the attention of Governments,

Recalling also that the International Law Commission decided to recommend to the General Assembly the elaboration of a convention on the basis of the articles on diplomatic protection,¹

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,

Noting that the subject of diplomatic protection is of major importance in relations between States,

Noting also the views expressed that there was a close connection between the draft articles on diplomatic protection and the articles on responsibility of States for internationally wrongful acts,² and the observations of the Commission in this regard,³

Taking into account the comments and observations of Governments⁴ and the discussions held in the Sixth Committee, at the sixty-second, sixty-fifth, sixty-eighth, seventy-first, seventy-fourth and seventy-seventh sessions of the General Assembly, on diplomatic protection,

¹ *Official Records of the General Assembly, Sixty-first Session, Supplement No. 10 (A/61/10)*, para. 46.

² Resolution [56/83](#), annex.

³ See *Yearbook of the International Law Commission, 2006*, vol. II (Part Two), para. 50, "Diplomatic protection", para. (1).

⁴ See [A/62/118](#), [A/62/118/Add.1](#), [A/65/182](#), [A/65/182/Add.1](#), [A/68/115](#), [A/68/115/Add.1](#), [A/71/93](#), [A/71/93/Corr.1](#), [A/74/143](#) and [A/77/261](#).



1. *Commends once again* the articles on diplomatic protection⁵ to the attention of Governments, and invites them to submit in writing to the Secretary-General any further comments, including comments concerning the recommendation by the International Law Commission to elaborate a convention on the basis of the articles;

2. *Decides* to include in the provisional agenda of its eightieth session the item entitled “Diplomatic protection”, and taking into account the written comments submitted to the Secretary-General, as well as the views expressed in the debates held at the sixty-second, sixty-fifth, sixty-eighth, seventy-first, seventy-fourth and seventy-seventh sessions of the General Assembly, to continue to examine the question of a convention on diplomatic protection, or any other appropriate action, on the basis of the articles on diplomatic protection, with a view to identifying any difference of opinion on the articles;

3. *Encourages* all Member States to continue the substantive dialogue on an informal basis during the period prior to the eightieth session of the General Assembly.

⁵ Resolution [62/67](#), annex.