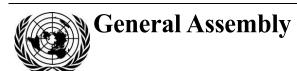
United Nations A/RES/78/109



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Agenda item 79

Report of the International Law Commission on the work of its seventy-third and seventy-fourth sessions

## Resolution adopted by the General Assembly on 7 December 2023

[on the report of the Sixth Committee (A/78/435, para. 11)]

## 78/109. Peremptory norms of general international law (jus cogens)

The General Assembly,

Having considered chapter IV of the report of the International Law Commission on the work of its seventy-third session, which contains the draft conclusions on identification and legal consequences of peremptory norms of general international law (jus cogens), with their annex,

*Taking note* of the recommendation of the International Law Commission contained in paragraph 41 of its report,<sup>2</sup>

*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 identification and legal consequences of peremptory norms of general international law (jus cogens) is of major importance in international relations.

- 1. Welcomes the conclusion of the work of the International Law Commission on peremptory norms of general international law (jus cogens), and takes note of the adoption by the Commission of the draft conclusions on identification and legal consequences of peremptory norms of general international law (jus cogens) and the annex and commentaries thereto;<sup>3</sup>
- 2. Expresses its appreciation to the International Law Commission for its continuing contribution to the codification and progressive development of international law;

<sup>&</sup>lt;sup>3</sup> Ibid., para. 44.





<sup>&</sup>lt;sup>1</sup> Official Records of the General Assembly, Seventy-seventh Session, Supplement No. 10 (A/77/10).

<sup>&</sup>lt;sup>2</sup> Ibid., para. 41.

- 3. Takes note of the draft conclusions on identification and legal consequences of peremptory norms of general international law (jus cogens) and the annex and commentaries thereto;
- 4. Also takes note of the range of comments and observations on the draft conclusions on identification and legal consequences of peremptory norms of general international law (*jus cogens*) and the annex and commentaries thereto, whether submitted in writing by Governments or expressed in debates of the Sixth Committee, including those made at the seventy-seventh session of the General Assembly.

45th plenary meeting 7 December 2023

2/2 23-24958

<sup>&</sup>lt;sup>4</sup> The written comments of the Governments are available on the website of the International Law Commission, at <a href="https://legal.un.org/ilc/guide/1\_14.shtml">https://legal.un.org/ilc/guide/1\_14.shtml</a>. The statements made in the Sixth Committee are available in full (in the original languages) on the website of the Sixth Committee, at <a href="https://www.un.org/en/ga/sixth/">www.un.org/en/ga/sixth/</a>.