

- Report of the International Law Commission

Third Cluster

Statement of Italy

Delivered by Mr Walter Ferrara

Mr. Chairman/Madam Chair,

In our intervention today, we will address two topics: “Succession of States in respect of State Responsibility” and “General Principles of Law”.

I will now address the topic of “**Succession of States in respect of State Responsibility**”.

Firstly, Italy would like to commend the Special Rapporteur, Prof. Pavel Šturma, for producing a comprehensive and detailed fifth report, which deals with a number of essential issues, namely the plurality of States in the contest of succession, especially in cases of continuing or composite acts, and the reparation for injuries resulting from wrongful acts committed by the predecessor or against the predecessor State.

Italy would also like to congratulate the Commission for provisionally adopting draft guidelines 6, 10, 10 *bis* and 11 - which had been provisionally adopted by the Drafting Committee in 2018 and 2021 - as well as draft guidelines 7 *bis*, 12, 13, 13 *bis*, 14, 15 and 15 *bis* - provisionally adopted by the Drafting Committee at the recent 73rd session, together with commentaries thereto.

In this respect, t

and the “clean State” doctrine. In this vein, we agree with the language adopted in Guidelines 10, and 10 *bis* and 11, which highlights the crucial role of agreements between concerned States addressing injuries deriving from internationally wrongful acts.

Finally, **Italy takes note of the scarcity and inconsistency of State practice** with reference to particular forms of wrongful conduct, including – *inter alia* – the actions or omissions defined in aggregate as wrongful, mentioned under Guideline 7 *bis*

