

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ



The Permanent Mission of the Hashemite Kingdom of Jordan
to the United Nations
New York

THE HASHEMITE KINGDOM OF JORDAN

STATEMENT

BEFORE THE RESUMED SESSION OF

THE SIXTH COMMITTEE ON

CRIMES AGAINST HUMANITY

CLUSTER FIVE

DELIVERED BY

COUNSELLOR MR. ALAA AL-EDWAN

Jordan wishes to intervene under this cluster on a sole issue, which is non-refoulement under Article 15: We note that this obligation and the language used in the article do not reflect customary international law. The article is proposed as Lex Feranda and puts significant burden on the State in whose territory the person is present.

We therefore propose either to delete this article or to re-draft, so as to ensure that returning an individual to a part of the territory of a State where he or she would not be in danger of being subjected to crimes against humanity is not unlawful under the article. These are situations where not all the parts of the State is a danger of crimes against humanity being perpetrated, especially in situations of

non-international armed conflict. Thus, a State should not be stopped from returning an individual to those parts of the State, where such danger does not exist.

Thank you