



REPUBLIC OF KENYA

**STATEMENT ON AGENDA ITEM 80  
“CRIMES AGAINST HUMANITY”**

**BY MS. CATHERINE NYAKOE, LEGAL ADVISER**

**DURING THE**

**78<sup>TH</sup> SESSION OF THE UNITED NATIONS GENERAL ASSEMBLY**

**12 OCTOBER 2023**

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**Thank you Chair**

1. My delegation aligns itself with the statement delivered on behalf of the African Group by the distinguished Representative of Uganda, and makes the following additional remarks in national capacity.
2. Chair, at the core of our participation in this discussion is Kenya’s belief that we have a collective duty to prevent crimes against humanity and the centrality of accountability in justice and the end aims of peace and prosperity.
3. We commend the International Law Commission for its effort in developing the draft articles under consideration by this Committee. We remain cognisant of the Commission’s recommendation on the potential final outcome.
4. The articles provide a good basis for discussions in considering the strengthening of international framework for the prevention and accountability

of especially the most serious crimes. We must however allow for sufficient time for comprehensive analyses of the proposals by all Members.

5. Chair, we hope that this exercise will also crucially encompass the related objectives of a framework for States to develop and strengthen their own national capacities for tackling crimes against humanity and provide the necessary structure for international cooperation starting from within respective regions.
6. My delegation, therefore, avails itself to continue examining the proposals of the International Law Commission and following ongoing discussions in seeking to build consensus incrementally on the important elements that are required to seal the normative gaps within the overall international framework on accountability.
7. In this regard, we look forward to the continued discussions on the draft articles in the resumed session of the Sixth Committee in the April.

**Thank you.**