



General Assembly

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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,¹ 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,²

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;³*

2. *Expresses its appreciation to the International Law Commission for its continuing contribution to the codification and progressive development of international law;*

¹ *Official Records of the General Assembly, Seventy-seventh Session, Supplement No. 10* ([A/77/10](#)).

² *Ibid.*, para. 41.

³ *Ibid.*, para. 44.



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,⁴ including those made at the seventy-seventh session of the General Assembly.

*45th plenary meeting
7 December 2023*

⁴ The written comments of the Governments are available on the website of the International Law Commission, at https://legal.un.org/ilc/guide/1_14.shtml. The statements made in the Sixth Committee are available in full (in the original languages) on the website of the Sixth Committee, at www.un.org/en/ga/sixth/.