



Proposals by Liechtenstein on the Draft Text of the new Convention on International Cooperation in the Investigation and Prosecution of the Crime of Genocide, Crimes against Humanity and War Crimes (version 02/10/2019)

Liechtenstein welcomes the efforts to formalize inter-state cooperation for the national prosecution of the most serious crimes through the adoption of a mutual legal assistance treaty and is proud to be a co-sponsor of the Mutual Legal Assistance (MLA) Initiative. The latest draft of the text for the new Convention (version 02/10/2019) is a good starting point. However, there are still open questions that need deliberation. Liechtenstein wants to raise the following issues with the latest Draft version of the Text:

1. Liechtenstein strongly suggests including the Crime of Aggression into the next draft text.
2. Liechtenstein suggests focusing the Convention purely on MLA provisions, such as the Council of Europe Convention on Mutual Legal Assistance. This entails deletion of all articles containing definitions and obligations to criminalize and inclusion of a reference to the crimes covered in article 5 of the Rome Statute.
3. Liechtenstein supports the International Law Commission in its efforts to draft a Convention on Crimes against Humanity and is of the view that such a Convention is complementary and non-competing with the MLA-Initiative.

Further explanations for Liechtenstein's position can be found in the attached statement.