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\$JHQGD LWHP  
WVHVVLRRQ UHVXPHG

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UHIRXOHPHQW' FODXVH LQ WKLV QDWXUH MWK Q HGFUHDVWD  
DUWLFOHV

DDFFXTJXPHWHLRQV SXW IIRJLZDLDLGD EWRWKHWK  
OLJKWDP ELJXLWLHV DQG TXHDSUWLIRFOHFUIHO WZG LEFKULGIGLW DR  
WKDW WKHUH LV D QHHG IRU D FRQWLQXHG GLVFXVVLRRQ R  
:LWK UHJDUG WRUWSKWE RQNHLOHWVKIDUHV WKH RSLQLRQ WKD  
UHIRXOHPHQW DQG WKH XVLWPHDIHWKH IRUPXODWLRQRXQGWKH  
OHDG WR D PLVXQGHUVWDQGLQJ WKDW WKH SURYLVLRRQV D  
(YHQ WKH WHUPV RI <sup>3</sup>H[SXOVZIRIQ DOXG HIG| WQZWK G/GRQV O HE H  
VXIILFDHQ WQWPKOH WUP WWH HGS MW S BOBJUD%SKFDXK/HUH ZRXOG  
VWLOO EH DQ LQFRQVLVWHQ FU NZLW KFRWQPK W WPKFDZ WUXDKW N QGH  
\$UWLFOH LV OLPLWHG VZK HLOHWHU WKE WWH HIRP/BNWUBWHI QGH  
GHOLYHU\ RI D SHUVRQ WR DQ LQVLHU EDVLRQEDW WRD WWWW K K  
LQ SDUDJUDSK H[VRRQG EH UH  
2Q WKH RWKHU KDQG DV IRU SDUDJUDSK 7•UNL\H VKDU  
GHOHJDWLBQK HJODFN RI FODULW\ DV WR KRZ XWRWQHWH  
JURXQGV IRU EHOLHYLQJ WKDW KH RU VKH ZRXOG EH LQ G  
KXPDQLDQG WSKUDWV LQJFDQ EH RSHQ WR DEXVH DQG SROLV  
DVVLVWDQFH SURFHGXUHV

As known, despite their interactions, international criminal law, international human rights law and international humanitarian law clearly differ in their scope. On the other hand, the draft articles focus on the crimes against humanity. Therefore, according to Türkiye, determining whether there is a non-refoulement obligation of the competent authorities of a given state should take into account the State concerned for a consistent pattern of acts listed in draft Article 7; instead of a consistent pattern of gross, flagrant or mass violations of human rights or of serious violations of international humanitarian law beyond the scope of the draft in question.

The terms "human rights violations" or "violations of humanitarian law" are broader than the term "crimes against humanity". Therefore, reference to a consistent pattern of gross, flagrant or mass violations of human rights or of serious violations of international humanitarian law goes beyond the scope of the draft in question.

The delegation considers that further clarification is required to preclude potential misuses.

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2 QGUDIW \$UWLFOH 7•UNL\H ZRXOG QG QDNW FSRU P DUNDSK VKRU

7•UNERHQ FZLWKK H WIKH ZV LV LPSRUWDQ WKH VSRU RYSLMURHUM R W RI \$UWLFOH DUH IXOO\ FRQVLVWHQW ZLWK WKH SURYLVLRL &RQVXODU 5HODWLRQV ZKLFK LQ JHQHUDO UHJXODWHV FR VHQGLQJ VWDWH

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7XUQLQJ WR 'UD\ WNS\WHD WIKOH WIKH ZO DDJ LILQ DSDUFDQ Q G ISKD WLQJ WKDW WKLV REOLJDWLRQ ZRXOG DSSO\ ZLWK UHVSHFW WR WKH WHUULWLRQD WKHQ\HMLXW R D BUGHVWLRQ UHTXLUHV 6WDV SURPSW DQG LPSDUWLDO LQYHVWLJDWLRQV ZLWK UHVSHFW FRPPLWWW W G MQUGLW GLEW WRCH FRPPHQWDULHV 'WDKHW\$HFOHWLFR DQGDIW\$FOH LV QRWHG

\$V IRU WKH TXHVWLRQ 7•RQ WKKH UUL JKRW LWRV W W XDWKDRHQ UH UHLW W K D W H V DPELJXR XV ZKHWKHU W W KH ULJKW WR WUXV ZLGHVSUHDG DFFHSWDQFH LQ LQWHUQDWLRQDO ODZ

\$JDLOQ UHVSQRVH WR WKH UHOHYDQW TXHVWLRQ SXW E\ İŞ

:LWK UHVSHFW W B NSU HDH W B S K UDO UHIHUHQFH WR WKH <sup>3</sup>UL  
SDUDJUDSK DV WKH ULJK VWDRW E W W LWXWLRQ PD\ YDU\  
:LWK UHJDUG WR W P R O O S E W D Y L E Q V L R Q P \ G H O H J D W L R Q V  
KHOG GXULQJ WKH S U H V Y L R X W V L H W W I S R Q L D Q L R Q I R U W K H W L P  
)LQDOO\ LQ UHVS R Q V H W R W I K H L C H O H D Y D R U W T Z H I V W L S R Q R W  
SDUDJUDSK DOORZLQJ GHURJDW & & Q 5 E D V H G R Q \$ U W L F O H