

## Table Indicating Where Elements of the 3<sup>rd</sup> Revised Draft May be Found in the Updated Draft LBI

In July 2023, the Chair-Rapporteur shared an [updated draft legally binding instrument](#), along with a [version in track changes](#). In accordance with paragraph 25 (g) of [A/HRC/52/41](#), the Chair-Rapporteur updated the draft instrument taking into consideration:

- the concrete textual proposals and comments submitted by States during the eighth session [on the 3<sup>rd</sup> Revised Draft](#), as well as [on the Suggested Chair Proposals](#), and
- [the outcomes of intersessional consultations as reported by the friends of the Chair](#) (such consultations considered [written inputs received in response to a note verbale of March 2023](#)).

The updated draft legally binding instrument consolidates in a single text a proposed consensus on the various positions and proposals raised since the beginning of the open-ended intergovernmental working group. The draft streamlines the text in various ways, such that certain elements found in the 3<sup>rd</sup> Revised Draft are sometimes captured in different provisions. The table below indicates where elements of the 3<sup>rd</sup> Revised Draft may be found in the updated draft legally binding instrument. Note, the table below does not cover new elements introduced in the updated draft.

<a href="#">3<sup>rd</sup> Revised Draft</a>	<a href="#">Updated Draft LBI</a>
Preamble	Preamble
Core elements retained in same provisions of updated draft	
Article 1. Definitions	Article 1. Definitions
1.1	1.1
1.2	1.2 – 1.3
1.3	1.4
1.4	1.5
1.5	1.6
1.6	1.7
Article 2. Statement of Purpose	Article 2. Statement of Purpose
Core elements retained in same provisions of updated draft	
Article 3. Scope	Article 3. Scope
Core elements retained in same provisions of updated draft	
Article 4. Rights of Victims	Article 4. Rights of Victims
Core elements retained in same provisions of updated draft	
Article 5. Protection of Victims	Article 5. Protection of Victims
Core elements retained in same provisions of updated draft	
Article 6. Prevention	Article 6. Prevention
6.1	6.1 – 6.2
6.2	6.1 – 6.2
6.3	1.8; 6.4
6.4 (a – d)	1.8; 6.4

6.4 (f – g)	Removed
6.5	6.2 – 6.5
6.6	6.2 – 6.5
6.7	8.6
6.8	6.3
<b>Article 7. Access to Remedy</b>	<b>Article 7. Access to Remedy</b>
7.1	7.1 – 7.4
7.2	7.3; 12.3
7.3(a)	7.2 – 7.4
7.3(b)	Article 4
7.3(c)	7.4
7.3(d)	9.3
7.4	7.4
7.5	7.4; 8.5
7.6	7.5
<b>Article 8. Legal Liability</b>	<b>Article 8. Legal Liability</b>
8.1	8.1
8.2	8.4
8.3	8.6
8.4 (para. 1)	1.9; 7.5
8.4 (para. 2)	Removed
8.5	Removed
8.6	6.5; 8.1
8.7	6.5; 7.4; 8.2; 8.5
8.8	8.2
8.9	8.4
8.10	8.2 – 8.3
<b>Article 9. Adjudicative Jurisdiction</b>	<b>Article 9. Jurisdiction</b>
9.1	9.1
9.2	9.2
9.3	9.3
9.4	9.1 (partially omitted)
9.5	9.1 (partially omitted)
<b>Article 10. Statute of Limitations</b>	<b>Article 10. Statute of Limitations</b>
10.1	10.1
10.2	10.2
<b>Article 11. Applicable Law</b>	<b>Article 11. Applicable Law</b>
Core elements retained in same provisions of updated draft	
<b>Article 12. Mutual Legal Assistance and International Judicial Cooperation</b>	<b>Article 12. Mutual Legal Assistance</b>
12.1	12.1 – 12.2
12.2	12.1 – 12.2
12.3	12.1 – 12.2
12.4	12.2
12.5	Removed (generally covered by Art. 12)

12.6	Removed (generally covered by Art. 12)
12.7	Removed (generally covered by Art. 12)
12.8	Removed (generally covered by Art. 12)
12.9	Removed (generally covered by Art. 12)
12.10	Removed (generally covered by Art. 12)
12.11	Removed (generally covered by Art. 12)
12.12	Removed (generally covered by Art. 12)
12.13	Removed
Article 13. International Cooperation	Article 13. International Cooperation
Core elements retained in same provisions of updated draft	
Article 14. Consistency with International Law principles and instruments	Article 14. Consistency with International Law
Core elements retained in same provisions of updated draft	
Article 15. Institutional Arrangements	Article 15. Institutional Arrangements
Core elements retained in same provisions of updated draft	
Article 16. Implementation	Article 16. Implementation
Core elements retained in same provisions of updated draft	
Article 17. Relations with Protocols	Article 17. Relations with Protocols
Core elements retained in same provisions of updated draft	
Article 18. Settlement of Disputes	Article 18. Settlement of Disputes
Core elements retained in same provisions of updated draft	
Article 19. Signature, Ratification, Acceptance, Approval and Accession	Article 19. Signature, Ratification, Acceptance, Approval and Accession
Core elements retained in same provisions of updated draft	
Article 20. Entry into Force	Article 20. Entry into Force
Core elements retained in same provisions of updated draft	
Article 21. Amendments	Article 21. Amendments
Core elements retained in same provisions of updated draft	
Article 22. Reservations	Article 22. Reservations
Core elements retained in same provisions of updated draft	
Article 23. Denunciation	Article 23. Denunciation
Core elements retained in same provision of updated draft	
Article 24. Depositary and Languages	Article 24. Depositary and Languages
Core elements retained in same provisions of updated draft	