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## **United States Mission to the OSCE**

# **Response to the European Union's Statement on the Death Penalty**

As delivered by Chargé d' Affaires Kyle Scott  
to the Permanent Council, Vienna  
July 24, 2008

Thank you, Mr. Chairman.

We would like to thank the European Union for its expression of concern regarding the death penalty in the United States.

The use of the death penalty in the United States is a decision of democratically elected governments at the federal and individual state levels and is not prohibited by international law, nor does capital punishment violate any OSCE commitments. The people of the United States, acting through their freely elected representatives, have chosen, in most states, not to abolish the death penalty.

The United States is a party to the International Covenant on Civil and Political Rights, which specifically recognizes the ability of countries to impose the death penalty for the most serious crimes, carried out pursuant to a final judgment rendered by a competent court and in accordance with appropriate safeguards and observance of due process. The U.S. judicial system provides exhaustive protections to ensure that the death penalty is not applied in an extra-judicial, summary or arbitrary manner.

Mr. Chairman, the issue of the imposition of the death penalty continues to be the subject of vigorous and open discussion among the American people.

Thank you.