

Re: Plan of action on the universality and full implementation of the Rome Statute of the International Criminal Court

Further to your letter No. 12-778-AMBF/PCS/slc of 3 August 2012, under cover of which you forwarded to me Note ICC-ASP/11/SP/PA/12 of 26 June 2012 from the Secretariat of the Assembly of States Parties to the Rome Statute, requesting information on efforts to promote full ratification of the Rome Statute, I should be grateful if you would kindly pass on the following information to the Secretariat:

a) Obstacles to ratification or full implementation of the Rome Statute facing States:

No obstacle has been encountered by Burkina Faso in ratifying and implementing the Rome Statute. Burkina Faso has ratified the Rome Statute and the Agreement on the Privileges and Immunities of the Court. It also adopted a Law on 3 December 2009 for the implementation of the Statute.

b) National or regional strategies or plans of action to promote ratification and/or full implementation of the Rome Statute:

Burkina Faso does not yet have a specific national strategy for implementing the Rome Statute. Moreover, there is no specific plan of action for promoting ratification and full implementation of the Rome Statute. However, activities to promote the Rome Statute are included in the action plans of the Justice and Human Rights and Civil Advancement Ministries. Within this framework, an information session on the Rome Treaty for judges and prosecutors was organized in 2011.

c) Technical and other assistance needs and delivery programmes:

Burkina Faso has not yet established a specific programme for evaluation of the technical and other assistance it requires in order to implement the Rome Statute. Such a programme could be established following the adoption of a plan of action for implementation of the Statute.

d) Planned events and activities:

In accordance with its pledges at the Review Conference in 2010, Burkina Faso envisaged:

- adoption by the Minister of Justice/Keeper of the Seals of an order [*arrêté*] on the composition and powers of a discussion group for ministries and

- institutions involved in implementation of the Rome Statute and cooperation with the Court;
- designation by the departmental heads of the ministries and institutions concerned of focal points among members of the said discussion group;
 - designation by the Minister for Foreign Affairs and Regional Cooperation of focal points within the Embassies of Burkina Faso in New York and Brussels;
 - dissemination of the Statute and its implementing law among judges and prosecutors, lawyers and other social or professional groups involved in implementation;
 - organization of meetings of focal points to study requests for information or cooperation from the Court.

For budgetary reasons, no steps have so far been taken to implement these pledges. However, it is anticipated that in 2013 action will be taken to strengthen the capacities of those involved through training and familiarization with the Rome Statute and with the national Law for implementation of the Rome Statute.

e) Examples of implementing legislation for the Rome Statute:

An example of implementing legislation for the Rome Statute adopted by Burkina Faso is Law No. 052-2009/AN of 3 December 2009 defining the powers and procedure for implementation of the Rome Statute of the International Criminal Court by the courts of Burkina Faso.

g) Solutions to constitutional issues arising from ratification :

In Burkina Faso there is no constitutional issue arising in connection with ratification of the Rome Statute. Adoption of the Law defining the powers and procedure for implementation of the Rome Statute of the International Criminal Court will enable the courts of Burkina Faso to implement the Statute.

h) National contact points for matters related to promotion of implementation of the Rome Statute:

National contact points for matters relating to the Court are:

- **Ms Wendyam KABORE**, Director-General for Legal and Judicial Matters, Ministry of Justice;
- **Mr. Eric TIARE**, Secretary-General, Ministry of Foreign Affairs and Regional Cooperation;
- **Mr. Passida Pascal GOUBA**, Oversight Director for International Treaties, Ministry for Human Rights and Civil Advancement.