



Assembly of States Parties

Distr.: General
21 November 2016

Original: English

Fifteenth session

The Hague, 16-24 November 2016

Report of the Working Group on Amendments

Addendum

III. Consideration of proposals to amend the Rules of Procedure and Evidence

B. Provisional amendments to rule 165

[...]

37 bis. During the Assembly, a few delegations asked the Court to continue not to apply the provisional rule while the matter is still under consideration by the Working Group on Amendments.

37 ter. Many other delegations took the view that the provisional amendments remained applicable pending a decision by the Assembly of whether to adopt, amend or reject the amendments. In this connection, it was observed that it would not be for the Assembly to pronounce itself on this issue as it was for the Court to adjudicate the matter.
