

Resolution ICC-ASP/19/Res.5

Adopted at the 4th plenary meeting, on 16 December 2020, by consensus

ICC-ASP/19/Res.5

Resolution concerning a possible second resumption of the nineteenth session of the Assembly and the term of the current Bureau in relation thereto

The Assembly of States Parties,

Recalling its decision to hold its nineteenth session in New York from 7 to 17 December 2020,¹

Taking note of the challenges posed by the COVID-19 pandemic in relation to the holding of the elections scheduled for the nineteenth session in New York,

Mindful of the provisions of article 112, paragraph 3, of the Rome Statute and rule 29 of the Rules of Procedure of the Assembly of States Parties concerning the term of the Bureau,

Taking into account that it may be necessary to extend the nineteenth session beyond the calendar year in which the completion of the Bureau's three-year term falls,

1. *Decides* to mandate the Bureau to consider the practicalities of holding a second resumption of the nineteenth session as soon as possible in the first two months of 2021 in New York, to enable the Assembly to conclude its consideration of the agenda items "Election of the Prosecutor" and "Election of six judges" which may remain open at the end of the resumption of the nineteenth session on 23 December 2020, including the timing and financial implications, and if appropriate to proceed with the convening of the second resumption;
2. *Decides also* that the Bureau elected for the seventeenth to nineteenth sessions² will continue to hold office until the close of the nineteenth session or until 28 February 2021, whichever comes earlier; and
3. *Decides further* that the decision in paragraph 2 of the present resolution is applicable only to the nineteenth session of the Assembly in the context of the COVID-19 pandemic and shall not constitute a precedent for the term of any future Bureau.

¹ ICC-ASP/18/Res.6, para. 47 and annex I, para. 19 (b).

² *Official Records of the Assembly of States Parties to the Rome Statute of the International Criminal Court, Sixteenth session, New York, 4 - 14 December 2017* (ICC-ASP/16/20), vol. I, paras. 16-17.