

SECRETARIAT OF THE ASSEMBLY OF STATES PARTIES

Elections of judges

First election

ASP 1 – First resumed session (February 2003)

At its 7th meeting, held from 4 to 7 February, the Assembly proceeded to elect 18 judges of the International Criminal Court in accordance with the relevant provisions of the Rome Statute as well as resolutions ICC-ASP/1/Res.2 and ICC-ASP/1/Res.3.

The following candidates were elected judges of the International Criminal Court:

René Blattmann (Bolivia) (List B, GRULAC, M);
Maureen Harding Clark (Ireland) (List A, WEO, F);
Fatoumata Dembélé Diarra (Mali) (List A, AFR, F);
Adrian Fulford (United Kingdom of Great Britain and Northern Ireland) (List A, WEO, M);
Karl Hudson-Phillips (Trinidad and Tobago) (List A, GRULAC, M);
Claude Jorda (France) (List A, WEO, M);
Hans-Peter Kaul (Germany) (List B, WEO, M);
Philippe Kirsch (Canada) (List B, WEO, M);
Erkki Kourula (Finland) (List B, WEO, M);
Akua Kuenyehia (Ghana) (List B, AFR, F);
Elizabeth Odio Benito (Costa Rica) (List A, GRULAC, F);
Georghios M. Pikis (Cyprus) (List A, ASIA, M);
Navanethem Pillay (South Africa) (List B, AFR, F);
Mauro Politi (Italy) (List B, WEO, M);
Tuiloma Neroni Slade (Samoa) (List A, ASIA, M);
Sang-hyun Song (Republic of Korea) (List A, ASIA, M);
Sylvia Helena de Figueiredo Steiner (Brazil) (List A, GRULAC, F);
Anita Ušacka (Latvia) (List B, EE, F)¹

¹ WEO = Western European and other States.
AFR = African States.
ASIA = Asian States.
EE = Eastern European States.
GRULAC = Group of Latin American and Caribbean States.
M = male.

At the 8th meeting, on 7 February, the President, pursuant to paragraph 21 of resolution ICC-ASP/1/Res.2, drew lots to select judges elected who shall serve terms of three and six years, respectively, in accordance with article 36, paragraph 9(b), of the Statute.

(a) Judges elected to serve three years

The following judges, listed in alphabetical order, were selected to serve for a term of three years: Hans-Peter Kaul (Germany); Erkki Kourula (Finland); Akua Kuenyehia (Ghana); Tuiloma Neroni Slade (Samoa); Sang-hyun Song (Republic of Korea); and Anita Ušacka (Latvia).

(b) Judges elected to serve six years

The following judges, listed in alphabetical order, were selected to serve for a term of six years: René Blattmann (Bolivia); Claude Jorda (France); Philippe Kirsch (Canada); Georghios M. Piki (Cyprus); Navanethem Pillay (South Africa); and Mauro Politi (Italy).

(c) Remaining judges serving nine years

The following remaining judges shall serve for a term of nine years: Maureen Harding Clark (Ireland); Fatoumata Dembélé Diarra (Mali); Adrian Fulford (United Kingdom of Great Britain and Northern Ireland); Karl Hudson-Phillips (Trinidad and Tobago); Elizabeth Odio Benito (Costa Rica); and Sylvia Helena de Figueiredo Steiner (Brazil).

Second election

ASP 4 – Resumed session (January 2006)

At its 5th meeting, held on 26 January 2006, the Assembly proceeded to elect six judges of the International Criminal Court in accordance with the relevant provisions of the Rome Statute, as well as resolution ICC-ASP/3/Res.6.

The following candidates were elected judges of the International Criminal Court:

Hans-Peter Kaul (Germany) (List B, WEO, M);

Erkki Kourula (Finland) (List B, WEO, M);

Akua Kuenyehia (Ghana) (List B, AFR, F);

Sang-hyun Song (Republic of Korea) (List A, ASIA, M);

Ekaterina Trendafilova (Bulgaria) (List A, EE, F);

Anita Ušacka (Latvia) (List B, EE, F)

F = female.

Election to fill three judicial vacancies²

ASP 6 (December 2007)

At its 2nd meeting, on 30 November and 3 December 2007, the Assembly proceeded to elect three judges of the International Criminal Court to fill judicial vacancies in accordance with the relevant provisions of the Rome Statute, as well as resolution ICC-ASP/3/Res.6, as amended by resolution ICC-ASP/5/Res.5.

The following candidates were elected judges of the International Criminal Court:

Mr. Bruno Cotte (France, list A, Western European and Other States, male)

Mr. Daniel David Ntanda Nsereko (Uganda, list A, African States, male)

Ms. Fumiko Saiga (Japan, list B, Asian States, female)

Commencement of terms of office of judges

At the 2nd meeting, on 30 November 2007, the Assembly, on the recommendation of the Bureau, decided that the term of office of the judges elected to fill judicial vacancies shall run from the date of the election for the remainder of the term of their predecessors. Pursuant to a drawing of lots, which took place on 3 December, the term of office of Ms. Fumiko Saiga would end on 10 March 2009, while the terms of office of Mr. Bruno Cotte and Mr. Daniel Nsereko would end on 10 March 2012.

At the same meeting, the Assembly decided, on the recommendation of the Bureau, that the judges elected during this session of the Assembly would hold office subject to the terms and conditions of office to be adopted during the sixth session.

Third election

ASP 7 – First resumed session (January 2009)

At its 9th meeting, held on 19 and 20 January 2009, the Assembly proceeded to elect six judges of the International Criminal Court in accordance with the relevant provisions of the Rome Statute, as well as of resolution ICC-ASP/3/Res.6.

² Under the terms of article 36 of the Rome Statute, the judges were elected to fill vacancies arising from the resignation on 10 December 2006 of judge Maureen Harding Clark (Ireland), the resignation of judge Karl T. Hudson-Phillips (Trinidad and Tobago), effective as of 30 September 2007, and the resignation of judge Claude Jorda (France), effective as of 12 August 2007. ICC-ASP/6/15, para. 2.

The following candidates were elected judges of the International Criminal Court:

Joyce Aluoch (Kenya) (AFR, list A, F);

Sanji Mmasenono Monageng (Botswana) (AFR, list B, F);

Fumiko Saiga (Japan) (ASIA, list B, F);

Mohamed Shahabuddeen (Guyana) (GRULAC, list B, M);

Cuno Tarfusser (Italy) (WEO, list A, M); and

Christine Van den Wyngaert (Belgium) (WEO, list A, F).

Election to fill two judicial vacancies³

ASP 8 (November 2009)

At its 2nd meeting, on 18 November 2009, the Assembly proceeded to elect two judges of the International Criminal Court to fill judicial vacancies in accordance with the relevant provisions of the Rome Statute and with resolution ICC-ASP/3/Res.6, as amended by resolution ICC-ASP/5/Res.5.

The following candidates were elected judges of the International Criminal Court:

Silvia Fernández de Gurmendi (Argentina) (Latin American and Caribbean States, list A, female); and

Kuniko Ozaki (Japan) (Asian States, list B, female)

Commencement of terms of office of judges

In accordance with the provisions of article 37 of the Rome Statute, the term of office of the judges elected to fill judicial vacancies ran from the date of the election for the remainder of the term of their predecessors, that is, until 10 March 2018.

³ Under the terms of article 36 of the Rome Statute, the judges were elected to fill vacancies resulting from the 16 February 2009 communication by Mr. Mohamed Shahabuddeen (Guyana), wherein he indicated that he would not be in a position to assume his duties as a judge, and the passing away of Judge Fumiko Saiga (Japan) on 24 April 2009. In January 2009, Mr. Shahabuddeen and Ms. Saiga had been elected by the Assembly of States Parties for nine year terms of office. ICC-ASP/8/21, para. 2.

Fourth election

ASP 10 (December 2011)

At its 2nd meeting, held from 12 to 16 December 2011, the Assembly proceeded to elect six judges of the International Criminal Court in accordance with the relevant provisions of the Rome Statute, as well as of resolution ICC-ASP/3/Res.6.

The following candidates were elected judges of the International Criminal Court:

Anthony Thomas Aquinas Carmona (GRULAC, list A, M);⁴

Miriam Defensor-Santiago (ASIA, list B, F);

Chile Eboe-Osuji (AFR, list A, M);

Robert Fremr (EE, list A, M);

Olga Venecia Herrera Carbuccia (GRULAC, list A, F); and

Howard Morrison (WEO, list A, M).

⁴ By communication dated 18 March 2013 Judge Anthony Thomas Aquinas Carmona (Trinidad and Tobago) resigned from his position, following his election as President of Trinidad and Tobago. The Assembly would proceed with an election to fill the ensuing judicial vacancy at its twelfth session.