

Annex VI

Draft resolution on the impact of the Rome Statute system on victims and affected communities

The Review Conference,

Recalling the Preamble of the Rome Statute which reminds that millions of children, women and men have been victims of unimaginable atrocities that deeply shock the conscience of humanity,

Reaffirming the importance of the Rome Statute to the victims and affected communities in its determination to put an end to impunity for the perpetrators of the crime of genocide, crimes against humanity and war crimes, thus contributing to their prevention,

Recalling United Nations Security Council resolutions 1325, 1820, 1888 and 1889 on women, peace and security, as well as resolutions 1612 and 1882 on children in armed conflict, and in this context, underlining the need to address the specific needs of women and children as well as to put an end to impunity for sexual violence in conflict,

Further recalling, inter alia, the 1985 United Nations General Assembly Resolution 40/34 “Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power”, and the 2005 United Nations General Assembly Resolution 60/147 “Basic Principles and Guidelines on the Right to a Remedy and Reparation for Victims of Gross Violations of International Human Rights Law and Serious Violations of International Humanitarian Law”,

Recognizing that victims’ right to equal and effective access to justice; protection and support; adequate and prompt reparation for harm suffered; and access to relevant information concerning violations and redress mechanisms are essential components of justice,

Emphasizing the importance of outreach to victims and affected communities in order to give effect to the unique mandate of the International Criminal Court towards victims,

1. *Encourages* States to consider implementing those provisions of the Rome Statute relevant to victims/witnesses, where applicable, through national legislation or appropriate measures;

2. *Further encourages* the Court, in dialogue with victims and affected communities, to continue to optimize the Court’s strategic planning process, including the Court’s Strategy in relation to victims, as well as its field presence in order to improve the way in which it addresses the concerns of victims and affected communities, paying special attention to the needs of women and children;

3. *Underlines* the need to continue to optimize and adapt outreach activities, in light of different phases of the judicial cycle, and to encourage further efforts to ensure that victims and affected communities have access to accurate information about the Court, its mandate and activities, as well as about victims’ rights under the Rome Statute, including their right to participate in judicial proceedings and claim for reparations;

4. *Encourages* governments, communities and civil organizations at the national and local level to play an active role in sensitizing communities on the rights of victims in accordance with the Rome Statute in general and victims of sexual violence in particular: to speak against their marginalization and stigmatization, to assist them in their social reintegration process and in their participation in consultation, and to combat a culture of impunity for these crimes;
5. *Expresses its appreciation* to the Board of Directors of the Trust Fund for Victims for its continuing commitment towards easing the suffering of victims;
6. *Stresses* the importance of an ongoing dialogue between the Secretariat of the Trust Fund for Victims, the Court and States Parties, with a view to ensuring the transparency of the management of the Trust Fund and its Secretariat and *further stresses* the importance in this regard of regular exchanges with the international community, including donors and civil society, so as to promote the activities of the Trust Fund and contribute to its visibility;
7. *Calls upon* States Parties, international organizations, individuals, corporations and other entities to contribute to the Trust Fund for Victims to ensure that timely and adequate assistance and reparations can be provided to victims in accordance with the Rome Statute, and *expresses its gratitude* to those that have done so.