

Statement by  
Mr. Mulya Wirana  
Head of Indonesian Delegation  
to the Review Conference of the Rome Statute  
Kampala, 31 Mei – 11 June 2010

Mr. President,

First of all, my delegation wishes to express its sincere appreciation to the Government of Uganda and its people for their warm hospitality and excellent arrangement of the First Review Conference of the Rome Statute. My delegation would also like to congratulate you and the other members of the Bureau for your unanimous election to stir the affairs of the Review Conference. We are confident that under your able leadership this Conference would have a fruitful discussion and result in a tangible outcome. In light of this, my delegation would also like to extend its full support to the success of this Conference.

Mr. President,

Before I proceed further, my delegation wishes to align itself to the statement made on behalf of Non-Aligned Movement delivered earlier by Egypt.

Mr. President,

Indonesia reiterates its support to the global efforts to end any form of impunity for crimes against humanity, war crimes and the crime of aggression. We also maintain that the International Criminal Court as the first and only permanent tribunal in dealing with those serious crimes is expected to deliberate equal justice and promote impartiality. For this reason, Indonesia supported the adoption of the Rome Statute and establishment of the International Criminal Court.

In this context, accession to the Rome Statute remains a priority in our National Plan of Action on Human Rights for 2010-2015. With a view

to paving the way toward accession to the Rome Statute, the Government of the Republic of Indonesia has also taken several important steps to build and develop both normative and institutional infrastructures.

Mr. President,

The establishment of the Court is a reflection of global cooperation of all nations regardless of their political, economic, social and cultural differences. Therefore, universal participation of all States should become the spear point of the Court.

My delegation attaches great importance to this Review Conference. It should serve as a stepping stone for further development of the Statute to promote its universality.

In this regard, achieving universality of the Rome Statute should be a vital goal of this Review Conference to ensure the broadest jurisdiction and support and cooperation from the international community. The stocktaking process is therefore a particularly good opportunity and exercise for us to attain this particular objective.

The Conference would provide Non-State Parties with an opportunity to have a closer look at the effective functioning of the Rome Statute system. The deliberations and the outcome of this Conference would also be an important consideration for domestic process of those States in acceding to the Rome Statute.

Mr. President,

In relation to the principle of complementarity, Indonesia reemphasizes the importance of Paragraph 10 of the Preamble and Article 17 of the Statute. The concept of “inability” and “unwillingness” should not serve easily as a pretext to provide continuous preference to ICC intervention. The principle is one of the corner stones of the architecture of the Rome Statute. We believe that effective implementation of this principle would increase the universality of the

Rome Statute. Hence, it is important that this Review Conference provide better opportunity to many states to see how the Court is presently functioning and how the principle can be sustained and further strengthened.

As regards to the crime of aggression, this Review Conference should make it a top priority to consider the definition of the crime, the conditions for the Court to exercise jurisdiction, elements of the crime and the procedure for entry into force of the amendment of aggression.

Finally, Mr. President,

My delegation would also like to call upon all States to gather their effort in supporting this very important conference. A positive and constructive debate along with flexibility in the limitation provided by our respective national interest should surely assure a thriving conference.

Thank You.