

## Part I Proceedings

### A. Introduction

1. In accordance with the decision of the Assembly of States Parties to the Rome Statute of the International Criminal Court (hereinafter “the Assembly”), taken at the 9th meeting of its tenth session, on 21 December 2011, the Bureau fixed 14 to 22 November 2012 as the dates for the eleventh session.
2. In accordance with the Rules of Procedure of the Assembly,<sup>1</sup> the President of the Assembly invited all States Parties to the Rome Statute to participate in the session. Other States that had signed the Statute or the Final Act were also invited to participate in the session as observers.
3. In accordance with rule 92 of the Rules of Procedure of the Assembly (hereinafter “the Rules of Procedure”), invitations to participate in the session as observers were also extended to representatives of intergovernmental organizations and other entities that had received a standing invitation from the General Assembly of the United Nations pursuant to its relevant resolutions,<sup>2</sup> as well as to representatives of regional intergovernmental organizations and other international bodies invited to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court (Rome, June/July 1998), accredited to the Preparatory Commission for the International Criminal Court or invited by the Assembly.
4. Furthermore, in accordance with rule 93 of the Rules of Procedure, non-governmental organizations invited to the Rome Conference, registered to the Preparatory Commission for the International Criminal Court, or in consultative status with the Economic and Social Council of the United Nations, whose activities were relevant to the activities of the Court or that had been invited by the Assembly, attended and participated in the work of the Assembly.
5. In addition, in accordance with rule 94 of the Rules of Procedure, the following States were invited to be present during the work of the Assembly: Bhutan, Democratic People's Republic of Korea, Equatorial Guinea, Kiribati, Lao People's Democratic Republic, Lebanon, Maldives, Mauritania, Micronesia (Federated States of), Myanmar, Niue, Palau, Papua New Guinea, Rwanda, Somalia, South Sudan, Swaziland, Tonga, Turkmenistan, and Tuvalu.
6. The list of delegations to the session is contained in document ICC-ASP/11/INF.1.
7. The session was opened by the President of the Assembly of States Parties, Ms. Tiina Intelmann (Estonia), who had been elected for the tenth to twelfth session.
8. At its 1st meeting, on 14 November 2012, in accordance with rule 25 of the Rules of Procedure, the following States were appointed to serve on the Credentials Committee:  
Belgium, Czech Republic, Finland, Gabon, Hungary, Kenya, Panama, Peru and Republic of Korea.
9. The Director of the Secretariat of the Assembly, Mr. Renan Villacis, acted as Secretary of the Assembly. The Assembly was serviced by the Secretariat.
10. At its 1st meeting, on 14 November 2012, the Assembly observed one minute of silence dedicated to prayer or meditation, in accordance with rule 43 of the Rules of Procedure of the Assembly.

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<sup>1</sup> *Official Records of the Assembly of States Parties to the Rome Statute of the International Criminal Court, First session, New York, 3-10 September 2002* (ICC-ASP/1/3 and Corr.1), part II.C.

<sup>2</sup> General Assembly resolutions 253 (III), 477 (V), 2011 (XX), 3208 (XXIX), 3237 (XXIX), 3369 (XXX), 31/3, 33/18, 35/2, 35/3, 36/4, 42/10, 43/6, 44/6, 45/6, 46/8, 47/4, 48/2, 48/3, 48/4, 48/5, 48/237, 48/265, 49/1, 49/2, 50/2, 51/1, 51/6, 51/204, 52/6, 53/5, 53/6, 53/216, 54/5, 54/10, 54/195, 55/160, 55/161, 56/90, 56/91, 56/92, 57/29, 57/30, 57/31, 57/32, 58/83, 58/84, 58/85, 58/86, 59/48, 59/49, 59/50, 59/51, 59/52, 59/53, 61/43, 61/259, 63/131, 63/132, 64/3, 64/121, 64/122, 64/123, 64/124, and decision 56/475.

11. At the same meeting, the Assembly adopted the following agenda (ICC-ASP/11/1):
  1. Opening of the session by the President.
  2. Silent prayer or meditation.
  3. Adoption of the agenda.
  4. States in arrears.
  5. Credentials of representatives of States at the eleventh session:
    - (a) Appointment of the Credentials Committee; and
    - (b) Report of the Credentials Committee.
  6. Organization of work.
  7. General debate.
  8. Report on the activities of the Bureau.
  9. Report on the activities of the Court.
  10. Report of the Board of Directors of the Trust Fund for Victims.
  11. Election of the Deputy Prosecutor.
  12. Election of the members of the Board of Directors of the Trust Fund for Victims.
  13. Consideration and adoption of the budget for the eleventh financial year.
  14. Consideration of the audit reports.
  15. Premises of the Court.
  16. Recommendations concerning the election of the Registrar.
  17. Independent Oversight Mechanism.
  18. Amendments to the Rome Statute and the Rules of Procedure and Evidence.
  19. Cooperation.
  20. Review Conference follow-up:
    - (a) Complementarity;
    - (b) Peace and justice; and
    - (c) The impact of the Rome Statute system on victims and affected communities.
  21. Advisory Committee on the nomination of judges.
  22. Decision concerning the date of the next session of the Assembly of States Parties.
  23. Decisions concerning the dates and venue of the next sessions of the Committee on Budget and Finance.
  24. Other matters.
12. The annotated list of items included in the provisional agenda was contained in a note by the Secretariat (ICC-ASP/11/1/Add.1).
13. Also at its 1st meeting, the Assembly agreed on a programme of work and decided to meet in plenary session as well as in the working group format. The Assembly established a Working Group on the Programme Budget for 2013.
14. Mr. Håkan Emsgård (Sweden) was appointed as Coordinator of the Working Group on the Programme Budget for 2013. Ms. Ana Cristina Rodríguez Pineda (Guatemala) was appointed facilitator for the consultations on the omnibus resolution.

## **B. Consideration of issues on the agenda of the Assembly at its eleventh session**

### **1. States in arrears**

15. At the 1st meeting, on 14 November 2012, the Assembly was informed that article 112, paragraph 8, first sentence, of the Rome Statute was applicable to six States Parties.

16. The President of the Assembly renewed the appeal to States Parties in arrears to settle their accounts with the Court as soon as possible. The President also appealed to all States Parties to pay their assessed contributions for 2013 in a timely manner.

17. Pursuant to article 112, paragraph 8 of the Rome Statute, two States Parties in arrears submitted a request to the Assembly for exemption of the loss of their voting rights: Comoros and Gabon, with the Assembly approving their requests at its 1st plenary meeting.

### **2. Credentials of representatives of States Parties at the eleventh session**

18. At its 8th meeting, on 21 November 2012, the Assembly adopted the report of the Credentials Committee (see annex I to this report).

### **3. General debate**

19. At the 1st plenary meeting, the President of Senegal, H.E. Mr. Macky Sall and the United Nations Under-Secretary-General for Legal Affairs, Ms. Patricia O'Brien, addressed the Assembly. At the 2nd and 3rd plenary meetings, on 15 November 2012, statements were made by the representatives of Argentina, Austria, Bangladesh, Belgium, Bolivia (Plurinational State of), Botswana, Brazil, Burkina Faso, Canada (on behalf of CANZ), Chile, China, Colombia, Costa Rica, Croatia, Cyprus (on behalf of European Union), Czech Republic, Denmark, Democratic Republic of the Congo, Estonia, Ecuador, Finland, France, Germany, Ghana, Guatemala, Hungary, Ireland, Italy, Japan, Kenya, Liechtenstein and Jordan (joint statement), Luxembourg, Madagascar, Malta, Mexico, Namibia, Nigeria, Norway, Panama, Peru, Poland, Republic of Korea, Romania, Russian Federation, Sierra Leone, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Trinidad and Tobago, Tunisia, Uganda, Uruguay, United Kingdom of Great Britain and Northern Ireland, United States of America and Venezuela (Bolivarian Republic of). Statements were also made by International Committee of the Red Cross, Organisation internationale de la Francophonie, Asian-African Legal Consultative Organization, Coalition for the International Criminal Court, Colombian Commission of Justice, Amnesty International, Lira NGO Forum, Open Society Justice Initiative, Damascus Centre for Human Rights Studies, Georgian Young Lawyer's Association, Victim's Rights Working Group, Mouvement Ivoirien pour les Droits Humains, No Peace Without Justice, Malaysian Bar Council and Peace and Justice Initiative.

### **4. Report on the activities of the Bureau**

20. At its 1st meeting, on 14 November 2012, the Assembly took note of the oral report on the activities of the Bureau, delivered by the President, Ms. Tiina Intelmann (Estonia). The President noted that, since the tenth session, the Bureau had held 18 meetings in order to assist the Assembly in carrying out its activities under the Rome Statute.

21. On behalf of the Bureau, the President expressed pleasure with the work conducted by its Working Groups in The Hague and New York as well as the Study Group on Governance during 2012, as they successfully had carried out the mandates of the Assembly under the leadership of their respective Coordinators, Vice-President Ambassador Markus Börlin (Switzerland) and Vice-President Ken Kanda (Ghana) and the Chair of the Study Group, Ambassador Pieter de Savornin Lohman (The Netherlands). They managed to achieve consensus among States Parties on these mandates. This had enabled the Bureau to submit for the Assembly's consideration the respective reports and recommendations on the issues within its mandate.

22. The President noted that in her activities she had been focusing especially on four high priority areas: universality, cooperation, complementarity as well as raising awareness about the functioning of the Rome Statute, through numerous bilateral and other meetings, seminars, lectures and engagement and constant dialogue with regional organizations, including in the region.

23. The President underlined the importance of the United Nations General Assembly choosing to dedicate a High-Level Meeting to the Rule of Law. She noted that States were increasingly realizing the importance of the Rule of Law both at the national and international levels. The Court, which investigated and prosecuted individuals for the most serious international crimes, was part of the nexus between these two levels.

24. In the framework of the commemoration of the 10th anniversary of the Rome Statute, the President as well as the States Parties had organized a number of events aimed at raising awareness of the Rome Statute.

25. During 2012, the Bureau had taken a number of procedural and substantive decisions, including on Legal Aid, Non-cooperation, the Advisory Committee on Nominations, recommendations concerning the election of the Registrar, follow-up to the election of the Prosecutor and Contingency Fund.

26. The President noted that as the work of the Court expands, it had become increasingly urgent for States to carry out their statutory obligations of cooperation with the Court under article 112, paragraph 2, and article 87 of the Rome Statute. The Assembly procedures on non-cooperation had been consistently implemented; instances of non-cooperation had been discussed at several Bureau meetings and the Bureau had presented a report to the Assembly, pursuant to the procedures adopted last year. The report also included a number of recommendations for action.

## **5. Report on the activities of the Court**

27. At its 1st meeting, on 14 November 2012, the Assembly heard statements by Judge Sang-Hyun Song, President of the Court, by Ms. Fatou Bensouda, Prosecutor of the Court and by Ms. Silvana Arbia, Registrar of the Court. At the same meeting, the Assembly took note of the report on the activities of the Court.<sup>3</sup>

## **6. Report of the Board of Directors for the Trust Fund for Victims**

28. At its 1st meeting, on 14 November 2012, the Assembly heard a statement by Ms. Elisabeth Rehn, Chairperson of the Board of Directors of the Trust Fund for Victims. The Assembly considered and took note of the report on the activities and projects of the Board of Directors of the Trust Fund for Victims for the period 1 July 2011 to 30 June 2012.<sup>4</sup>

## **7. Election of the Deputy Prosecutor**

29. In a letter dated 4 September 2012 (ICC-ASP/11/17), the Prosecutor of the International Criminal Court submitted to the President of the Assembly three nominations for election to the post of Deputy Prosecutor (Prosecutions), in accordance with article 42, paragraph 4, of the Rome Statute.

30. At its 1st meeting, on 16 November 2012, the Assembly proceeded to elect the Deputy Prosecutor (Prosecutions) of the International Criminal Court on the basis of the nominations submitted by the Prosecutor (ICC-ASP/11/17).

31. The Assembly conducted five ballots. Following the withdrawal of candidates after the third and fourth rounds, respectively, and having obtained an absolute majority of the members of the Assembly of States Parties, Mr. James Stewart (Canada) was elected Deputy Prosecutor (Prosecutions) of the International Criminal Court.

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<sup>3</sup> ICC-ASP/11/21.

<sup>4</sup> ICC-ASP/11/14.

32. Eighty-eight ballots were cast, of which none were invalid and 88 were valid; the number of abstentions was seven. The number of States Parties voting was 81; the required absolute majority was 61; and the number of votes obtained by Mr. James Stewart was 81.

33. Also at its 1st meeting, prior to the election, the Assembly decided that the term of office of the Deputy Prosecutor (Prosecutions) of the International Criminal Court shall commence on the date of the solemn undertaking provided in article 45 of the Rome Statute and shall run for a term of nine years, in accordance with article 42, paragraph 4 of the Rome Statute.

## **8. Election of the members of the Board of Directors of the Trust Fund for Victims**

34. At its 1st meeting, on 14 November 2012, the Assembly proceeded to elect five members of the Board of Directors of the Trust Fund for Victims, in accordance with its resolution ICC-ASP/1/Res.7 of 9 September 2002.

35. In accordance with paragraph 10 of resolution ICC-ASP/1/Res.7, the Assembly dispensed with the secret ballot and elected by acclamation one member from the Group of African States, one member from the Group of Asia-Pacific States, one member from the Group of Eastern European States, one member from the Group of Latin American and Caribbean States, and one member from the Group of Western European and Other States as follows:

- (a) Mr. Sayeman Bula-Bula (Democratic Republic of the Congo);
- (b) Mr. Motoo Noguchi (Japan);
- (c) Ms. Elisabeth Rehn (Finland);
- (d) Mr. Denys Toscano Amores (Ecuador); and
- (e) Ms. Vaira Vīķe-Freiberga (Latvia).

36. The term of office of three years will begin to run for each member of the Board on 1 December 2012.

## **9. Consideration and adoption of the budget for the eleventh financial year**

37. The Assembly, through its Working Group, considered the 2013 proposed programme budget on the basis of the draft proposal submitted by the Registrar, the reports of the Committee on Budget and Finance and the reports of the External Auditor.

38. At its 8th meeting, on 21 November 2012, the Assembly took note of the report of the Working Group on the programme budget (ICC-ASP/11/WGPB/CRP.1), wherein it, inter alia, conveyed the recommendation of the Working Group that the Assembly endorse the recommendations of the Committee on Budget and Finance at its nineteenth session<sup>5</sup> with the modifications reflected in the annex of the report.

39. At the same meeting, the Assembly also considered and approved, by consensus, the programme budget for 2013.

40. At the same meeting, the Assembly adopted, by consensus, resolution ICC-ASP/11/Res.1, concerning the programme budget in relation to the following:

- a) Programme budget for the year 2013, including appropriations totalling €115.1 million for the major programmes and staffing tables for each of the major programmes. This amount is reduced by the contribution of the host State and Mexico to the costs for the interim premises to €112.0 million, therefore the total contributions for 2013 amount to €112.5 million, with €112.0 million for the major programmes and €0.5 million for the replenishment of the Contingency Fund;
- b) Working Capital Fund for 2013;
- c) Interim premises of the Court;
- d) Scale of assessments for the apportionment of expenses of the Court;
- e) Financing of appropriations and Contingency Fund replenishment for 2013;

<sup>5</sup> *Official Records ... Eleventh session ... 2012* (ICC-ASP/11/20), vol. II, part B.2.

- f) Contingency Fund;
- g) Transfer of funds between major programmes under the 2012 approved programme budget;
- h) Legal aid;
- i) A strategic approach to an improved budgetary process;
- j) Referrals by the Security Council; and
- k) Amendments to Financial Regulations and Rules.

#### **10. Consideration of audit reports**

41. At its 5th meeting, the Assembly took note with appreciation of the reports of the External Auditor on the audit of the financial statements of the Court for the period 1 January to 31 December 2011<sup>6</sup> and of the Trust Fund for Victims for the same period.<sup>7</sup>

#### **11. Premises of the Court**

42. At its 1st meeting, on 14 November 2012, the Assembly took note of the oral report of the Chairperson of the Oversight Committee on permanent premises, Mr. Roberto Bellelli (Italy), and of the report on the activities of the Oversight Committee,<sup>8</sup> which highlighted that, before the start of the construction, the permanent premises project is below the €190 million approved by the Assembly and that the estimated completion date for the project remains September 2015, with readiness for the Court to move into the new premises in December 2015. The report also indicated that following the tender procedure launched in December 2011, the general contract for the construction of the project had been awarded to Visser&Smit/Boele Van Eesteren, on 24 August 2012. The report highlighted that, upon authorization of the Oversight Committee, the Registrar had signed the general contract with Visser&Smit/Boele Van Eesteren on 1 October 2012, with the construction expected to start in February 2013.

43. At its 8th meeting, on 21 November 2012, the Assembly adopted, by consensus, resolution ICC-ASP/11/Res.3, whereby it, inter alia, welcomed the completion of the award stage and the beginning of the construction stage of the project, formally approved the revised financial strategy of the Oversight Committee, as well as its cost-review strategy. The Assembly also welcomed the absorption of the integrated elements (“3gv”) within the overall budget and endorsed the decision of the Oversight Committee to set up a working group to further examine the issue of the total cost of ownership of the permanent premises. The Assembly decided to further extend the deadline for States Parties to opt for the one-time payment of their contribution to the permanent premises project, until 31 December 2014.

#### **12. Recommendations concerning the election of the Registrar**

44. At its 7th meeting, on 20 November 2012, the Assembly recalled that a list of candidates for the post of Registrar (ICC-ASP/11/19 and Add.1) had been received from the Presidency.

45. At its 8th meeting, on 21 November 2012, the Assembly, on the recommendation of the Bureau, adopted by consensus recommendation ICC-ASP/11/Rec.1 (part III.B of this report).

#### **13. Independent Oversight Mechanism**

46. At its 8th meeting, on 21 November 2012, the Assembly adopted, by consensus, resolution ICC-ASP/11/Res.4, by which it recognized the importance of a fully operational Independent Oversight Mechanism (IOM) to the efficient and effective operation of the Court, took note of the programme of work for the IOM for 2013, and decided to continue

<sup>6</sup> *Official Records ... Eleventh session ... 2012* (ICC-ASP/11/20), vol. II, part C.1.

<sup>7</sup> *Official Records ... Eleventh session ... 2012* (ICC-ASP/11/20), vol. II, part C.2.

<sup>8</sup> ICC-ASP/11/35.



discussions on the IOM, fully respecting the Rome Statute provisions regarding judicial and prosecutorial independence and the management oversight of the Assembly.

#### **14. Amendments to the Rome Statute and the Rules of Procedure and Evidence**

47. The Working Group on Amendments held one meeting during the eleventh session to discuss the draft proposal contained in its report,<sup>9</sup> based on the recommendation of the Study Group on Governance on rule 132 *bis* of the Rules of Procedure and Evidence.<sup>10</sup>

48. At its 8th meeting, on 21 November 2012, the Assembly adopted, by consensus, resolution ICC-ASP/11/Res.2, containing an amendment to rule 132 of the Rules of Procedure and Evidence, such that the functions of the Trial Chamber, in respect of trial preparation, may be exercised by a single judge or single judges in order to expedite proceedings and ensure cost efficiency.

#### **15. Cooperation**

49. At its 4th meeting, on Friday, 16 November 2012, the Assembly held a panel discussion to consider the topic of cooperation. Five panellists had been invited to address the following issues: arrests, and the identification, tracing, freezing and seizure of assets. The Assembly also heard a keynote speech from Mr. Serge Brammertz, Prosecutor of the International Criminal Tribunal for the former Yugoslavia.

50. At its 8th meeting, on 21 November 2012, the Assembly adopted, by consensus, resolution ICC-ASP/11/Res.5, on cooperation, whereby it, *inter alia*, addressed the importance of timely and effective cooperation and assistance from States Parties and other States under an obligation or encouraged to cooperate with the Court, emphasized the importance of facilitating cooperation between the Court, States Parties, other States and international organizations on the identification, tracing and freezing or seizure of proceeds, property and assets, and the corresponding obligation of States Parties to comply with such requests by the Court. The Assembly also called upon States Parties and other States, where possible, to consider entering into agreements or arrangements with the Court concerning, *inter alia*, protective measures for witnesses, and sentence enforcement, and encouraged States to consider the establishment of national focal points. The Assembly also requested the Bureau, through its Working Groups, to consider the issue of non-essential contacts and to report thereon to the Assembly at its twelfth session.

#### **16. Review Conference follow-up**

51. At its 6th and 7th meetings, on 19 and 20 November 2012, respectively, the Assembly held a panel discussion in plenary session, to consider the topic of complementarity under agenda item 20 (a), “Review Conference follow up”.<sup>11</sup> The Assembly heard a keynote address by United Nations Development Programme Administrator, Ms. Helen Clark. Three panellists addressed the Assembly on, *inter alia*, practical aspects of the implementation of complementarity and challenges encountered.

52. The Assembly adopted, by consensus, resolution ICC-ASP/11/Res.6 on complementarity, by which it, *inter alia*, resolved to continue and strengthen effective domestic implementation of the Rome Statute, to enhance the capacity of national jurisdictions to prosecute the most serious crimes of international concern, pursuant to the principle of complementarity, welcomed the international community’s engagement in strengthening the capacity of domestic jurisdictions to enable States to genuinely prosecute Rome Statute crimes, called on States to incorporate Rome Statute crimes as punishable offences under their national laws, and conferred mandates on the Bureau, the Secretariat and the Court.

53. Under agenda item 20 (b), the Assembly, by resolution ICC-ASP/11/Res.8, adopted by consensus at its 8th meeting, on 21 November 2012, stated that it was convinced that there can be no lasting peace without justice and that peace and justice were thus

<sup>9</sup> ICC-ASP/11/36, annex II.

<sup>10</sup> ICC-ASP/11/41.

<sup>11</sup> A co-focal points’ summary would be prepared.

complementary requirements. Under item 20 (c), “The impact of the Rome Statute system on victims and affected communities”, the Assembly adopted by consensus, resolution ICC-ASP/11/Res.7 by which it took decisions on issues relating to victims’ participation, the revised victims strategy, on the Trust Fund for Victims and on reparations.

## **17. Advisory Committee on the nominations of judges**

54. At its 1st meeting, on 14 November 2012, the Assembly, on the recommendation of the Bureau,<sup>12</sup> appointed by consensus the following nine members of the Advisory Committee on Nominations:

- (a) Mr. Leonardo Nemer Caldeira Brant (Brazil);
- (b) Mr. Hiroshi Fukuda (Japan);
- (c) Mr. Philippe Kirsch (Canada);
- (d) Mr. Daniel David Ntanda Nsereko (Uganda);
- (e) Mr. Ernest Petrič (Slovenia);
- (f) Ms. Mónica Pinto (Argentina);
- (g) Mr. Árpád Prandler (Hungary);
- (h) Mr. Bruno Simma (Germany); and
- (i) Mr. Raymond Claudius Sock (Gambia).

55. The establishment of the Advisory Committee on Nominations is foreseen in article 36, paragraph 4 (c), of the Rome Statute. Its terms of reference are set out in the report of the Bureau on the establishment of an Advisory Committee on nominations of judges of the International Criminal Court.<sup>13</sup> In accordance with the terms of reference, Committee members would normally be designated for three year terms, with the possibility of being re-elected only once. Four of the first members designated shall be asked to serve only for one three year term, so as to stagger membership and provide continuity.<sup>14</sup> By the drawing of lots, the Assembly designated the following four members to serve only for one three-year term: Mr. Hiroshi Fukuda (Japan), Ms. Mónica Pinto (Argentina), Mr. Bruno Simma (Germany) and Mr. Raymond Claudius Sock (Gambia).

## **18. Decision concerning dates of the next session of the Assembly of States Parties**

56. At its 8th meeting, on 21 November 2012, the Assembly decided to hold its twelfth session in The Hague from 20 to 28 November 2013, and decided further to hold its thirteenth and fourteenth sessions in New York and The Hague, respectively.

## **19. Decisions concerning dates and venue of the next sessions of the Committee on Budget and Finance**

57. At its 8th meeting, on 21 November 2012, the Assembly decided that the Committee on Budget and Finance would hold its twentieth session from 22 to 26 April 2013 and its twenty-first session from 9 to 18 September 2013, in The Hague.

## **20. Other matters**

### **Trust Fund for the participation of the least developed countries and other developing States in the work of the Assembly**

58. The Assembly expressed its appreciation to Australia, Ireland and Poland for their contributions to the Trust Fund for the participation of the least developed countries and other developing States in the work of the Assembly.

59. The Assembly noted with satisfaction that 27 delegations had made use of the Trust Fund to attend the eleventh session of the Assembly.

<sup>12</sup> Report of the Bureau Working Group on the Advisory Committee on Nominations (ICC-ASP/11/47).

<sup>13</sup> ICC-ASP/10/36, annex.

<sup>14</sup> Ibid, para. 6.