



BUREAU OF THE ASSEMBLY OF STATES PARTIES

Eighteenth meeting

18 January 2021

Agenda and decisions

The meeting was chaired by the President of the Assembly, Mr. O-Gon Kwon. The Vice Presidents of the Assembly, Ambassador Jens-Otto Horslund (Denmark) and Ambassador Michal Mlynár (Slovakia), also participated.

In accordance with the practice of the Bureau, the Bureau elected for the twentieth to twenty-second sessions were invited to participate as observers.

1. Nineteenth session of the Assembly: second resumption

As regards the arrangements for the second resumption of the nineteenth session of the Assembly, to be held at the United Nations General Assembly Hall in New York on 8 February 2021, the Bureau took note that the Secretariat was in contact with the United Nations Secretariat and was awaiting the cost estimates thereof. The United Nations Medical office had assigned the second resumption the category of a “Low Risk” meeting.

The Bureau approved the programme of work for the second resumption, dated 15 January 2021, on the understanding that it was provisional and subject to modifications.

The President also informed the Bureau that given the precautionary measures taken by the Assembly, the Secretariat of the Assembly, the World Forum Convention Center and the United Nations, and the respect thereof by the delegates, there were no cases of COVID-19 reported during the nineteenth session and its first resumption in December in The Hague and New York.

2. Election of the Prosecutor- the next steps

The Bureau continued its consideration of the next steps in the consultation process to identify a consensus candidate for Prosecutor. Following the second round of consultations, Bureau members had before them the “Summary of consultations”, dated 16 January 2021, which had been prepared by the focal points appointed to support the consultation process. The focal points also participated in the meeting.

The summary contained the evolving trends and findings as a result of the second round of consultations. The focal points noted that the summary included figures regarding the level of support for different candidates.

More flexibility and specificity was requested for the following round of consultations. It was also noted that the next round of consultations would be more targeted, focusing on those candidates who had garnered the most support, without eliminating any candidates.

It was also noted that the third round of consultations would take place from 20 to 26 January 2021, after which information would be shared by 27 January 2021. That would be followed by a fourth round of consultations from 1 to 3 February 2021, after which information would be shared by 4 February 2021. The nomination period had been extended until 5 February 2021.

It was noted that States Parties were encouraged to approach the focal points in order to share their views at any time, and that another Bureau meeting would be scheduled on 27 or 28 January to receive a further update on the consultations.

The Bureau reiterated that campaigning was strongly discouraged in order to facilitate the process of reaching consensus ahead of the second resumed session of the Assembly.

3. Review of the Court and the Rome Statute system

The President recalled that, on 18 December 2020, the Assembly had adopted resolution ICC-ASP/19/Res.7, which set out the process to be followed for the Review of the Court and the Rome Statute system. The Assembly had established a Review Mechanism, under the auspices of the Assembly, led by two State Party Representatives, who would be supported by three *ad-country* Focal Points, to ensure equitable geographical representation.¹ He noted that the resolution provided that all members of the Review Mechanism shall be appointed no later than 60 days after the adoption of the resolution, i.e. by 16 February 2021.

In that regard, the Presidency had started consultations with States Parties to identify members of the Mechanism, with a view to presenting to the Bureau a proposal at its next meeting. The nominations would be conveyed to all States Parties for approval under a silence procedure before appointment by the Bureau, after consultation with the respective regional groups, as indicated in the resolution.²

The Vice-Presidents informed the Bureau that they were conducting consultations in New York and The Hague, and hoped to present a proposal at the next Bureau meeting.

4. Other matters

The next meeting of the Bureau would be held on 27 or 28 January 2021.

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¹ ICC-ASP/19/Res.7. para.4.

² Ibid.