

MINISTRY OF JUSTICE

[National coat of arms]

BURKINA FASO

Unity – Progress - Justice

Ougadougou, 11 OCT 2010

No. 10 - - 0813 /MJ/SC/DGA/lj

*The Minister of Justice
Keeper of the Seals
To*

[Stamp of Embassy of Burkina Faso]

08 - 11 - 2010

**His Excellency
The Ambassador of Burkina
Faso in Brussels**

RECEIVED

No.....3051]

CC

[Stamp of Burkina Faso]
Ministry of Foreign Affairs
and Regional Cooperation
Incoming Correspondence
Received 15 OCT 2010
REF: 5237 [illegible]]

**The Minister of State,
Minister for Foreign Affairs
and Regional Cooperation**

UGADOUGOU

Re: Plan of action for achieving universality and
full implementation of the Rome Statute of the ICC

Excellency,

Further to your letter No. 2010-802-AMB/B of 31 August 2010, under cover of which you forwarded to me the Note Ref. ICC-ASP/9/SP/PA/21 of 9 August 2010, from the Secretariat of the Assembly of States Parties to the Rome Statute, requesting information on the implementation of subparagraph (h) of paragraph 6 of the Plan of action, together with annex II to Resolution ICC-ASP/5/Res. 3 of 1 December 2006, would you kindly inform the Secretariat as follows:

1. Obstacles to ratification or full implementation of the Rome Statute facing States.

There is no obstacle to ratification and implementation of the Rome Statute in Burkina Faso. Burkina Faso has ratified the Rome Statute and the Agreement on the Privileges and Immunities of the Court, and on 12 December 2009 it adopted a Law for the implementation of the Statute.

2. National or regional strategies or plans of action to promote ratification and/or full implementation of the Rome Statute.

Burkina Faso as yet has no national strategy for implementation of the Rome Statute. A plan of action is under preparation with a view to realisation of the pledges made for implementation of the Rome Statute.

3. Technical and other assistance needs and delivery programmes.

No specific programme for the assessment of technical and other assistance needs is as yet in place. One will be prepared following the adoption of a plan of action for implementation of the Statute.

4. Planned events and activities.

In accordance with the pledges made by Burkina Faso, the following actions are envisaged between now and the end of 2010:

- Adoption of a decree by the Minister of Justice, Keeper of the Seals, specifying the composition and terms of reference of the Discussion Group, which will consist of the ministries and institutions involved in implementation of the Rome Statute and in cooperation with the Court;
- Designation by the heads of the ministerial departments and institutions concerned of focal-point members of this Discussion Group;
- Designation by the Minister for Foreign Affairs and Regional Cooperation of focal points in the Embassies of Burkina Faso in New York and Brussels.

During the year 2010, emphasis will be placed on strengthening the capacity of actors through training and dissemination of the Rome Statute and its national implementing legislation.

5. Examples of implementing legislation for the Rome Statute.

An example of implementing legislation for the Rome Statute adopted by Burkina Faso is Law No. 052-2009/AN of 31 December 2009, Determining Jurisdiction and the Procedure for Implementation of the Rome Statute in Relation to the ICC by the Courts of Burkina Faso.

6. Bilateral cooperation agreements between the Court and States Parties.

No bilateral cooperation agreement has been signed between the ICC and Burkina Faso.

7. Solutions to constitutional issues arising from ratification.

Burkina Faso has no constitutional issue arising from ratification of the Rome Statute.

8. National contact points for matters related to promotion of implementation of the Rome Statute.

National contact points for matters relating to the ICC are:

- Ms **Wendyam ZARE/KABORE**, Director-General for Legal and Judicial Affairs at the Ministry of Justice;
- Mr **Eric Y. TIARE**, Director-General for Legal and Consular Affairs at the Ministry of Foreign Affairs and Regional Cooperation;
- Mr **Passida Pascal GOUBA**, Compliance Director [*Directeur du Suivi*] for International Agreements at the Ministry for Promotion of Human Rights.

Kindly accept, Excellency, the expression of my respectful consideration.

[Signature, illegible]
Zakalia KOTE
Officer of the National Order