International Criminal Court ICC-ASP/25/1/Add.1

Assembly of States Parties

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Twenty-fifth session

The Hague, 30 November – 7 December 2026

Annotated list of items included in the provisional agenda

Note by the Secretariat

The following annotated list of the items contained in the provisional agenda for the twenty-fifth session of the Assembly of States Parties ("the Assembly") to the Rome Statute of the International Criminal Court (ICC-ASP/25/1) has been prepared to assist the Assembly in its consideration of issues before it at its twenty-fifth session, which will be convened in The Hague on Monday, 30 November 2026 at 10 a.m. The status of the documentation reflected herein is current as at 9 November 2026.

1. Opening of the session by the President

In accordance with article 112, paragraph 6, of the Rome Statute, the Assembly meets once a year in regular session. At the 9th meeting of the twenty-fourth session, on 5 December 2025, the Assembly decided to hold its twenty-fifth session in New York from 7 to 17 December 2026. The Bureau subsequently took a decision, following consultation with States Parties, that the twenty-fifth session would be held in The Hague from 30 November to 7 December 2026.

2. Silent prayer or meditation

Pursuant to rule 43 of the Rules of Procedure of the Assembly of States Parties, immediately after the opening of the first plenary meeting and immediately preceding the closing of the final plenary meeting, the President shall invite the representatives to observe one minute of silence dedicated to prayer or meditation.

3. Adoption of the agenda

Rules 10 to 13 and 18 to 22 of the Rules of Procedure concerning the agenda are applicable to regular sessions.

In accordance with rules 10 and 11 of the Rules of Procedure, the provisional agenda for the twenty-fifth session was issued on 12 March 2026. In accordance with rule 19 of the Rules of Procedure, the agenda shall be submitted to the Assembly for approval as soon as possible after the opening of the session.

Documentation

Provisional agenda (ICC-ASP/25/1)

4. Composition of the Bureau

The Assembly will consider the composition of the Bureau, pursuant to resolution ICC-ASP/24/Res.6, annex I.[1]

Documentation

Report of the Bureau on the composition of the Bureau (ICC-ASP/25/31)

5. Election of the President for the twenty-sixth to twenty-eighth sessions of the Assembly

In accordance with article 112, paragraphs 3 (a) and (b), of the Rome Statute, the Assembly shall have a Bureau consisting of a President, two Vice-Presidents and 18 members elected by the Assembly for three-year terms. Furthermore, the Bureau shall have a representative character, taking account, in particular, equitable geographical distribution and the adequate representation of the principal legal systems of the world.

In accordance with rule 29 of the Rules of Procedure of the Assembly of States Parties,[2] "[s]hould the regular session of the Assembly marking the end of the Bureau's term of office be held later in the calendar year than the previous regular session, the Bureau shall continue to serve until the conclusion of that session. Unless the Assembly decides otherwise, the Assembly shall elect a new composition of the Bureau at the regular session marking the end of the term of office of the Bureau. The Bureau so elected shall assume its functions only

[1] Para. 10 (j): "(j) also decides to consider the Composition of the Bureau as its first point on its agenda for the twenty-fifth session of the Assembly, taking into consideration the Reports on the Composition of the Bureau and its Annexes, as well as other proposals, and with a view of taking an action, and requests that the Bureau will adopt the report well in advance;".

[2] As amended by resolution ICC-ASP/12/Res.8, annex III.

at the conclusion of the session at which it is elected and shall hold office until the end of its term. The Bureau shall assist the Assembly in the discharge of its responsibilities."

At its twenty-fifth session, the Assembly will elect the President for the twenty-sixth to twenty-eighth sessions of the Assembly.

6. Election of two Vice-Presidents and eighteen members of the Bureau for the twenty-sixth to twenty-eighth sessions of the Assembly

At its twenty-fifth session, the Assembly, pursuant to article 112 of the Rome Statute and rule 29 of its Rules of Procedure, as well as any decision on the composition of the Bureau pursuant to resolution ICC-ASP/24/Res.6, annex I, will elect the Bureau for the twenty-sixth to twenty-eighth sessions of the Assembly. It will also elect two Vice-Presidents from among the Bureau members for the same term.

7. States in arrears

According to article 112, paragraph 8, of the Rome Statute, "A State Party which is in arrears in the payment of its financial contributions towards the costs of the Court shall have no vote in the Assembly and in the Bureau if the amount of its arrears equals or exceeds the amount of the contributions due from it for the preceding two full years. The Assembly may, nevertheless, permit such a State Party to vote in the Assembly and in the Bureau if it is satisfied that the failure to pay is due to conditions beyond the control of the State Party."

At its twenty-fourth session, the Assembly decided that the Bureau, through the President of the Assembly, the Coordinator of the working group and the facilitator, should continue to monitor the status of payments received throughout the financial year of the Court and, as appropriate, continue to engage in dialogue with States Parties that have outstanding contributions or are in arrears, and via the annual facilitation on the topic of arrears, report thereon to the Assembly at its twenty-fifth session.[3]

Also at its twenty-fourth session, the Assembly adopted a resolution on the procedure and criteria for waivers of the loss of voting rights (resolution ICC-ASP/24/Res.3). Pursuant to the resolution, and on the basis of a recommendation from the Bureau, the Assembly will take a decision on any requests for waivers of the loss of voting rights.

Documentation

Report of the Bureau on the arrears of States Parties (ICC-ASP/25/30)

8. Credentials of representatives of States at the twenty-fifth session

a) Appointment of the Credentials Committee

Rule 25 of the Rules of Procedure of the Assembly of States Parties provides that a Credentials Committee shall be appointed at the beginning of each session. It shall consist of representatives of nine States Parties, which shall be appointed by the Assembly on the proposal of the President.

b) Report of the Credentials Committee

Representation and credentials are regulated by rules 23 to 28 of the Rules of Procedure. In accordance with rule 24, the credentials of representatives of States Parties and the names of alternates and advisers shall be submitted to the Secretariat if possible not later than 24 hours after the opening of the session. The credentials shall be issued by the Head of State or Government or by the Minister for Foreign Affairs or by a person authorized by either of them.

[3] *Official Records…Twenty-fourth session… 2025* (ICC-ASP/24/20), vol. I, part III, ICC-ASP/24/Res.6, annex I, para. 15(b).

Under rule 25, a Credentials Committee, consisting of representatives of nine States Parties to be appointed at the beginning of each session by the Assembly on the proposal of the President, shall examine the credentials of representatives of States Parties and report to the Assembly without delay.

9. Organization of work

The Assembly will consider and adopt a programme of work at the beginning of the session on the basis of a proposal by the Bureau.

No documentation

10. General debate

Each State Party, Observer State, Invited State, international organizations and a limited number of representatives of non-governmental organizations shall be invited to participate in the general debate. The modalities of holding the general debate will be by in-person statements. Other statements may be submitted as a written statement or as a pre-recorded video, which will be posted on the Assembly webpage.

No documentation

11. Report on the activities of the Bureau

In accordance with article 112, paragraph 2(c), of the Rome Statute, the Assembly shall consider the reports and activities of the Bureau and take appropriate action in that regard.

Documentation

Report of the Bureau on Legal aid (ICC-ASP/25/9)

Report of the Bureau on the Budget sub-topic of Budget Management Oversight (ICC-ASP/25/11)

Report of the Bureau on the Study Group on Governance (ICC-ASP/25/17)

Report of the Bureau on equitable geographical representation and gender balance in the recruitment of staff of the International Criminal Court (ICC-ASP/25/18)

Report of the subgroup of the Working Group on Amendments (ICC-ASP/25/19)

Report of the Bureau on cooperation (ICC-ASP/25/21)

Report of the Bureau on the Plan of action of the Assembly of States Parties for achieving universality and full implementation of the Rome Statute of the International Criminal Court (ICC-ASP/25/22)

Report of the Bureau on the review of the procedure for the nomination and election of judges (ICC-ASP/25/23)

Report of the Bureau on the scheduling of Assembly sessions (ICC-ASP/25/24)

Report of the Bureau on non-cooperation (ICC-ASP/25/26)

Report of the Bureau on the Evaluation Programme Committee (ICC-ASP/25/28)

Report of the Bureau on complementarity (ICC-ASP/25/29)

Report of the Bureau on the arrears of States Parties (ICC-ASP/25/30)

Report of the Bureau on the composition of the Bureau (ICC-ASP/25/31)

Report of the Working Group on Amendments (ICC-ASP/25/32)

Annual report of the Head of the Independent Oversight Mechanism (ICC-ASP/25/33)

Report of the Bureau on the Trust Fund for Victims (ICC-ASP/25/34)

Report of the Bureau on the Review of the work and the operational mandate of the Independent Oversight Mechanism (ICC-ASP/25/35)

Report on the constitution and activities of the International Criminal Court Bar Association ("ICCBA") (ICC-ASP/25/40)

12. Report on the activities of the Court

Under article 112, paragraph 2(b), of the Rome Statute, the Assembly shall provide management oversight to the Presidency, the Prosecutor and the Registrar regarding the administration of the Court. In accordance with article 112, paragraph 5, of the Rome Statute, the President of the Court, the Prosecutor and the Registrar or their representatives may participate in meetings of the Assembly. As provided in rule 34 of the Rules of Procedure, they may make oral or written statements and provide information on any question under consideration. Accordingly, the President of the Court will present a report on the activities of the Court since the twenty-fourth session of the Assembly.

Documentation

Report on the activities of the International Criminal Court (ICC-ASP/25/36)

13. Report of the Board of Directors of the Trust Fund for Victims

By its resolution ICC-ASP/1/Res.6,[4] the Assembly established a Trust Fund for the benefit of victims of crimes within the jurisdiction of the Court, and of the families of such victims, as well as a Board of Directors of the Trust Fund for the benefit of victims.

[4] *Official Records … First session, New York, 3-10 September 2002* (ICC-ASP/1/3 and Corr.1), part IV.

In accordance with paragraph 11 of resolution ICC-ASP/1/Res.6, the Board shall report annually to the Assembly on the activities and projects of the Fund and on all offered voluntary contributions, regardless of whether they were accepted or refused.

Documentation

Report of the Board of Directors of the Trust Fund for Victims to the Assembly of States Parties on the activities of the Trust Fund for the period 1 July 2025 to 30 June 2026 (ICC-ASP/25/14)

14. Election of six judges

In accordance with paragraph 3 of resolution ICC-ASP/3/Res.6,[5] the nomination period for the election of judges to be elected at the twenty-fifth session,ran from 5 January to 29 March 2026.

At the close of the nomination period, not all minimum nomination requirements had been met. In accordance with paragraph 11 of resolution ICC-ASP/3/Res.6, the President of the Assembly extended the nomination period three times, for two weeks each, until 12 April, 26 April and 10 May 2026.

Under the terms of article 36 of the Rome Statute, six judges will be elected to serve for a term of nine years. According to paragraphs 3 and 5, the judges are to be nominated from among persons of high moral character, impartiality and integrity who possess the qualifications required in their respective State for appointment to the highest judicial offices. Every candidate for election to the Court should also have an excellent knowledge of and be fluent in at least one of the working languages of the Court. In addition, two lists of candidates have been established:

(a) *List A:* Candidates having established competence in criminal law and procedure, and the necessary relevant experience, whether as judge, prosecutor, advocate or in other similar capacity, in criminal proceedings;

(b) *List B:* Candidates having established competence in relevant areas of international law such as international humanitarian law and the law of human rights, and extensive experience in a professional legal capacity which is of relevance to the judicial work of the Court.

For the ninth election to the Court, States Parties will vote for at least two candidates from List A. In addition, States Parties will vote for at least one candidate from the African group and at least one candidate from the Western European and other States group.

Documentation

Ninth election of judges of the International Criminal Court: Note by the Secretariat (ICC-ASP/25/3, Add.1, Add.2, Add.3 and Add.4)

Election of the judges of the International Criminal Court: Guide for the ninth election (ICC-ASP/25/4)

Report of the Advisory Committee on Nominations of Judges on the work of its eleventh session (ICC-ASP/25/8)

Informal guide and commentary to the procedure for the nomination and election of judges of the International Criminal Court (ICC-ASP/16/INF.2)

[5] As amended by ICC-ASP/18/Res.4, annex I, section A, which provides in part as follows: “The nomination period shall open on the first Monday of the calendar year when an election should take place, and shall last 12 weeks.”

15. Election of members of the Committee on Budget and Finance

By resolution ICC-ASP/1/Res.4, the Assembly established a Committee on Budget and Finance composed of 12 members of different nationalities who shall be experts of recognized standing and experience in financial matters at the international level from States Parties. They shall be elected by the Assembly for a term of office of three years on the basis of equitable geographical distribution.

By resolution ICC-ASP/22/Res.8, the Assembly decided to increase the total number of seats in the Committee to seventeen seats. It further decided that the distribution of seats among the five regional groups would, accordingly, be as follows: African States, four seats; Asia-Pacific States, three seats; Eastern European States, three seats; Group of Latin American and Caribbean States, three seats; and Western European and other States, four seats.

On 11 March 2026, the Bureau of the Assembly of States Parties decided that the election of six members of the Committee on Budget and Finance would take place at the twenty-fifth session of the Assembly. Pursuant to the decision of the Bureau, the nomination period for the candidates for six seats on the Committee on Budget and Finance ran from 27 April to 19 July 2026 (Central European Time).

The six members whose terms of office will end on 31 December 2026 are from the following regional groups:

(a) African States - one seat;

(b) Asia-Pacific States- two seats;

(c) Eastern European States - one seat;

(d) Latin American and Caribbean States - one seat; and

(e) Western European and other States - one seat.

At the close of the nomination period on 19 July 2026, since the number of candidates did not correspond to the number of vacant seats, the President of the Assembly, pursuant to ICC-ASP/1/Res.5, paragraph 4, extended the nomination period three times, for two weeks each, until 2 August, 16 August and 30 August 2026.

At the close of the extended nomination period, six nominations had been received for the six seats.

At its meeting on 2 September 2026, the Bureau recommended that the Assembly dispense with the secret ballot[6] and elect by acclamation the six candidates that corresponded to the vacant seats in the African group; the Asia-Pacific group; the Eastern European group; the Group of Latin American and Caribbean States; and the Group of Western European and other States.

The members elected to the regular vacancies will be elected for three-year terms commencing on 1 January 2027 and ending on 31 December 2029.

The Bureau took note that no candidates had been nominated for the outstanding vacancy allocated to the Eastern European Group according to the expansion of the Committee's membership by resolution ICC-ASP/22/Res.8.[7] The vacancy would therefore

[6] ICC-ASP/1/Res.5, para.11.
[7] Paras. 1 and 2.

remain unfilled, and the Bureau would consider opening a new nomination period in conjunction with other elections in 2027.

Documentation

Election of members of the Committee on Budget and Finance (ICC-ASP/25/37)

16. Election of two members of the Board of Directors of the Trust Fund for Victims

By resolution ICC-ASP/1/Res.6, the Assembly established a Trust Fund for the benefit of victims of crimes within the jurisdiction of the Court, and of the families of such victims, as well as a Board of Directors of the Trust Fund. The relevant resolutions for the nomination and election of the members of the Board are ICC-ASP/1/Res.6 (as amended by resolutions ICC-ASP/4/Res.5 and ICC-ASP/4/Res.7) and ICC-ASP/1/Res.7.

Pursuant to paragraph 2 of the annex to resolution ICC-ASP/1/Res.6, as amended by ICC-ASP/20/Res.5, annex II, the Board shall have five members, elected for a term of four years who may be re-elected once, with two of the members elected at the first election after the adoption of resolution ICC-ASP/20/Res.5[8] selected by lot to serve for a term of two years. Members serve in an individual capacity on a pro bono basis and may be re-elected once. However, a member elected to fill a vacancy who starts to serve during the last twelve months of the predecessor's term may be re-elected twice.

The two members selected by lot to serve for a term of two years whose term of office will expire on 5 December 2026 are from the following regional groups:

- one from the Group of African States; and
- one from the Group of Latin American and Caribbean States.

On 11 March 2026, the Bureau decided that the election of two members of the Board of Directors of the Trust Fund for Victims would be held during the twenty-fifth session of the Assembly and that the nomination period would run from 27 April to 19 July 2026 (Central European Time).

At the close of the nomination period on 19 July 2026, four candidatures had been submitted by the Group of African States and one by the Group of Latin American and Caribbean States.

At its meeting on 2 September 2026, the Bureau recommended that the Assembly dispense with a secret ballot and elect by acclamation the candidate from the Group of Latin American and Caribbean States. As regards the seat allocated to the African Group, the Bureau requested the nominating States to continue consultations in order to identify one candidate for election.

Documentation

Ninth election of members of the Board of Directors of the Trust Fund for Victims (ICC-ASP/25/38)

17. Consideration and adoption of the budget for the twenty-fifth financial year

In accordance with article 112, paragraph 2(d), of the Rome Statute, the Assembly shall consider and decide on the budget of the Court.

[8] The election took place at the twenty-third session. See: *Official Records of the Assembly of States Parties to the Rome Statute of the International Criminal Court, Twenty-third session, The Hague, 2-7 December 2024* (ICC-ASP/24/20), vol. I, section 8.

Regulation 3 of the Financial Regulations and Rules of the Court provides that the Registrar shall prepare the proposed programme budget for each financial period and submit it to the States Parties as well as to the Committee on Budget and Finance for consideration. The Committee shall make the relevant recommendations to the Assembly.

At its third session, the Assembly endorsed the recommendation of the Committee that the Court should include in future performance reports data on financial performance and results achieved rather than outputs. This information should be submitted annually to the Assembly through the Committee either in the draft programme budget or in a separate performance report.[9]

Documentation

Report of the Bureau on the Budget sub-topic of Budget Management Oversight (ICC-ASP/25/11)

Report of the Committee on Budget and Finance on the work of its forty-ninth session (ICC-ASP/25/5)

Proposed Programme Budget for 2027 of the International Criminal Court (ICC-ASP/25/10)

Report of the Committee on Budget and Finance on the work of its fiftieth session (ICC-ASP/25/15)

Report on the activities of the International Criminal Court (ICC-ASP/25/36)

Report of the Court on Human Resources Management (ICC-ASP/25/2)

Report of the Registry on the approximate costs allocated so far within the Court in relation to referrals by the Security Council (ICC-ASP/25/39)

Report of the Committee on Budget and Finance on the work of its fifty-first session (ICC-ASP/25/25)

Proposed Programme Budget for 2026 of the International Criminal Court – Executive Summary (ICC-ASP/25/INF.2)

18. Consideration of the audit reports

Regulation 12 of the Financial Regulations and Rules provides that the Assembly shall appoint an Auditor to conduct audits in conformity with generally accepted common auditing standards, subject to any special directions of the Assembly and in accordance with the additional terms of reference set out in the annex to the Financial Regulations and Rules.

At its nineteenth session, the Assembly decided to appoint the Board of Audit and Inspection of the Republic of Korea as the new External Auditor of the Court and the Trust Fund for Victims for four years starting with the financial year 2021.[10] At its twenty-third session, the Assembly decided to extend the term of the Board of Audit and Inspection of the Republic of Korea so as to include the financial statements of the Court and the Trust Fund for Victims for the financial years 2025 to 2028.[11]

In accordance with regulation 12.7, the External Auditor shall issue a report on the audit of the financial statements and relevant schedules relating to the accounts for the financial period. In accordance with regulations 12.8 and 12.9, audit reports, before their submission to the Assembly, are subject to examination by the Registrar and the Committee

[9] *Official Records … Third session … 2004* (ICC-ASP/3/25), part II.A.8 (b), para. 50, and part II.A.1, para. 4.
[10] *Official Records … Nineteenth session* … 2020 (ICC-ASP/19/20), vol. I, part III, ICC-ASP/19/Res.1, section L, para. 2.
[11] *Official Records … Twenty-third session* … 2024 (ICC-ASP/23/20), vol. I, part III, ICC-ASP/23/Res.6, section K, para. 2.

on Budget and Finance. The Assembly considers and approves the financial statements and audit reports forwarded to it by the Committee.

The Assembly will also consider the reports of the Audit Committee on the work of its twenty-third and twenty-fourth sessions.[12]

Documentation

Report of the Audit Committee on the work of its twenty-third session (ICC-ASP/25/6)

Financial statements of the International Criminal Court for the year ended 31 December 2025 (ICC-ASP/25/12)

Financial statements of the Trust Fund for Victims for the year ended 31 December 2025 (ICC-ASP/25/13)[13]

Report of the Audit Committee on the work of its twenty-fourth session (ICC-ASP/25/16)

19. Amendments to the Rome Statute and the Rules of Procedure and Evidence

By resolution ICC-ASP/8/Res.6, the Assembly established a Working Group of the Assembly of States Parties for the purpose of considering, as from its ninth session, amendments to the Rome Statute proposed in accordance with article 122, paragraph 1, of the Statute at its eighth session,[14] as well as any other possible amendments to the Rome Statute and to the Rules of Procedure and Evidence, with a view to identifying amendments to be adopted in accordance with the Rome Statute and the Rules of Procedure of the Assembly of States Parties.

The Assembly will consider the report of the Working Group on Amendments.

Documentation

Report of the Working Group on Amendments (ICC-ASP/25/32)

20. Cooperation

By resolutions ICC-ASP/15/Res.3[15] and ICC-ASP/15/Res.5,[16] the Assembly requested the Bureau to maintain a facilitation of the Assembly of States Parties for cooperation to consult with States Parties, the Court, other interested States, relevant organizations and non-governmental organizations in order to further strengthen cooperation with the Court. This mandate was reiterated on 13 and 14 December 2023, by resolutions ICC-ASP/22/Res.3[17] and ICC-ASP/22/Res.5[18] respectively.

On 4 December 2026, the Assembly will hold a plenary session on cooperation.

Documentation

Report of the Bureau on cooperation (ICC-ASP/25/21)

Report of the Court on cooperation (ICC-ASP/25/27)

[12] Available on the website of the Assembly at http://asp.icc-cpi.int/en_menus/asp/AuditCommittee.
[13] Ibid., part C.2. 14
[14] https://asp.icc-cpi.int/sites/asp/files/asp_docs/Resolutions/ICC-ASP-8-Res.6-ENG.pdf
[15] Para. 31.
[16] Annex I, para. 3 (h).
[17] Annex I, para. 3 (g).
[18] Para 32.

21. Non-cooperation

By resolution ICC-ASP/23/Res.1,[19] the Assembly decided "to include on the agenda of future sessions of the Assembly the consideration of non-cooperation issues arising during the intersessional period".

On 5 December 2026, the Assembly will hold a plenary session on non-cooperation, which will focus on on the Assembly procedures relating to non-cooperation and the Tookit for the implementation of the informal dimension of the Assembly procedures relating to non-cooperation with a view to reflect on their content and implementation.

Documentation

Report of the Bureau on non-cooperation (ICC-ASP/25/26)

22. Decision concerning the date of the next session of the Assembly of States Parties

In accordance with rule 5 of the Rules of Procedure of the Assembly of States Parties, the date of commencement and the duration of each session of the Assembly shall be decided by the Assembly at its previous session. The Assembly will take a decision on the dates and venue of its twenty-sixth session and the venue of its twenty-seventh session.

23. Decisions concerning the dates and venue of the next sessions of the Committee on Budget and Finance

In accordance with paragraph 4 of the annex to resolution ICC-ASP/1/Res.4, the Committee on Budget and Finance shall meet when required and at least once per year. The dates proposed for 2027 are reflected in the report of the Committee on the work of its fifty-first session.[20] The Assembly will take a decision on the dates and venue of the fifty-second, fifty-third and fifty-fourth sessions of the Committee.

24. Other matters

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[19] Para. 36.
[20] ICC-ASP/25/25.