International Criminal Court



## **Assembly of States Parties**



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**Tenth session** New York, 12-21 December 2011

## 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 tenth session of the Assembly of States Parties ("the Assembly") to the Rome Statute of the International Criminal Court (ICC-ASP/10/1) has been prepared to assist the Assembly in its consideration of issues before it at its tenth session, which will be convened at United Nations Headquarters, New York, on Monday, 12 December 2011, at 10 a.m. The status of the documentation reflected herein is current as at 30 November 2011.

## 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. In accordance with rule 5 of the Rules of Procedure of the Assembly of States Parties ("Rules of Procedure"),<sup>1</sup> the Assembly, at the 5<sup>th</sup> meeting of its ninth session, on 10 December 2010, decided to convene its tenth session in New York from 12 to 21 December 2011.<sup>2</sup>

At its 5<sup>th</sup> meeting of its ninth session, on 10 December 2010, the Assembly decided to defer the election of the President of the Assembly for the tenth to twelfth sessions, in accordance with rule 29 of the Rules of Procedure of the Assembly of States Parties. Rule 30 of the Rules of Procedure provides that the President shall declare the opening of each plenary meeting of the session.

## 2. Silent prayer or meditation

Pursuant to rule 43 of the Rules of Procedure, 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.

<sup>&</sup>lt;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>&</sup>lt;sup>2</sup> Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, part III, ICC-ASP/9/Res.3, para. 75.

In accordance with rules 10 and 11 of the Rules of Procedure, the provisional agenda for the tenth session was issued on 1 February 2011. 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/10/1)

## 4. 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."

At its fourth session, the Assembly took note of the report of the Bureau on the arrears of States Parties<sup>3</sup> and the recommendations therein and invited the Bureau to report back to the fifth session of the Assembly on the status of arrears, including on suggestions, if necessary, of measures to promote the timely, full and unconditional payment of assessed contributions and advances towards the costs of the Court. Furthermore, the Assembly decided that requests for exemption under article 112, paragraph 8, of the Rome Statute, should be submitted by States Parties to the Secretariat of the Assembly at least one month before the session of the Committee on Budget and Finance ("the Committee"), so as to facilitate the Committee's review of the requests and that the Committee should advise the Assembly before the Assembly decided on any requests for exemption under article 112, paragraph 8, of the Rome Statute.<sup>4</sup>

At its fifth session, the Assembly renewed the appeal to States Parties in arrears to settle their accounts with the Court as soon as possible. In this connection, the Assembly adopted resolution ICC-ASP/5/Res.3 containing recommendations setting out a specific procedure for requesting exemptions from the loss of voting rights<sup>5</sup> and decided that the Bureau should review on a regular basis the status of payments received throughout the financial year of the Court and consider additional measures to promote payments by States Parties, as appropriate.<sup>6</sup>

At its ninth session the Assembly emphasized the importance of endowing the Court with the necessary financial resources, and urged all States Parties to the Rome Statute to transfer their assessed contributions in full and by the deadline for contributions or, in the event of pre-existing arrears, immediately, in accordance with article 115 of the Statute, rule 105.1 of the Financial Regulations and Rules, and other relevant decisions taken by the Assembly. The Assembly also called upon States, international organizations, individuals, corporations and other entities to contribute voluntarily to the Court; and decided that the Bureau should continue to monitor the status of payments received throughout the financial year of the Court, consider additional measures to promote payments by States Parties and continue to engage in dialogue with States Parties in arrears.<sup>7</sup>

#### Documentation

Report of the Bureau on the arrears of States Parties (ICC-ASP/10/34)

<sup>&</sup>lt;sup>3</sup> ICC-ASP/4/14.

<sup>&</sup>lt;sup>4</sup> Official Records ... Fourth session ... 2005 (ICC-ASP/4/32), part III, ICC-ASP/4/Res.4, paras. 40, 43 and 44.

<sup>&</sup>lt;sup>5</sup> Official Records ... Fifth session ... 2006 (ICC-ASP/5/32), part III, ICC-ASP/5/Res.3, annex III.

<sup>&</sup>lt;sup>6</sup> Ibid., para. 42.

<sup>&</sup>lt;sup>7</sup> Official Records ... Ninth session ... 2010 ICC-ASP/9/20), Vol. I, part III, ICC-ASP/9/Res.3, paras. 66-68.

## 5. Credentials of representatives of States at the tenth 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.

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.

### 6. 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.

## 7. General debate

No documentation

## 8. **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 complementarity (ICC-ASP/10/24)

Report of the Bureau on the Plan of action for achieving universality and full implementation of the Rome Statute of the International Criminal Court (ICC-ASP/10/25)

Report of the Bureau on the Independent Oversight Mechanism (ICC-ASP/10/27)

Report of the Bureau on cooperation (ICC-ASP/10/28)

Report of the Bureau on the strategic planning process of the International Criminal Court (ICC-ASP/10/29)

Report of the Bureau on the Study Group on Governance (ICC-ASP/10/30)

Report of the Bureau on victims and affected communities and Trust Fund for Victims (ICC-ASP/10/31)

Report of the Bureau on the arrears of States Parties (ICC-ASP/10/34)

Report of the Bureau on equitable geographical representation and gender balance in the recruitment of staff of the International Criminal Court (ICC-ASP/10/35)

Report of the Bureau on the establishment of an Advisory Committee on nominations of judges of the International Criminal Court (ICC-ASP/10/36)

Report of the Bureau on potential Assembly procedures relating to non-cooperation (ICC-ASP/10/37)

## 9. 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 previous session of the Assembly.

#### Documentation

Report on the activities of the Court (ICC-ASP/10/39)

## 10. Report of the Board of Directors of the Trust Fund for Victims

By its resolution ICC-ASP/1/Res.6,<sup>8</sup> 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.

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 to the Assembly of States Parties on the activities and projects of the Board of Directors of the Trust Fund for Victims for the period 1 July 2010 to 30 June 2011 (ICC-ASP/10/14)

## **11.** Election of the President of the Assembly of States Parties for the tenth to twelfth sessions

In accordance with rule 29 of the Rules of Procedure of the Assembly of States Parties, unless the Assembly decides otherwise, the Assembly shall elect a President at the last regular session prior to the end of the term of office of the President. The President so elected shall assume his or her functions only at the beginning of the session for which he or she is elected and shall hold office until the end of his or her term.

At the 5<sup>th</sup> meeting of its ninth session, on 10 December 2010, the Assembly decided to defer the election of the President of the Assembly for the tenth to twelfth sessions, in accordance with rule 29 of the Rules of Procedure of the Assembly of States Parties.

At its eleventh meeting on 26 July 2011 the Bureau decided to recommend to the Assembly that Ambassador Tiina Intelmann (Estonia) be elected President of the Assembly at the beginning of its tenth session.

## 12. Election of two Vice-Presidents and 18 members of the Bureau

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.

<sup>&</sup>lt;sup>8</sup> Official Records ... First session, New York, 3-10 September 2002 (ICC-ASP/1/3 and Corr.1), part IV.

Pursuant to rule 29 of the Rules of Procedure, as amended by resolution ICC-ASP/3/Res.2, at the  $5^{th}$  meeting of its third session, the Assembly agreed on the future composition of the Bureau:

- Group of Western European and other States: 5 seats;
- Group of African States: 5 seats;
- Group of Latin American and Caribbean States: 4 seats;
- Group of Eastern European States: 4 seats; and
- Group of Asia-Pacific States: 3 seats.

#### **13.** Election of six judges

On 1 February 2011 the Bureau decided to open the nomination period for the election of six judges, in accordance with paragraphs 3 of resolution ICC-ASP/3/Res.6, as amended by resolution ICC-ASP/5/Res.5.

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 article 36, 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 purposes of this election to the Court, at least three judges will be elected from List A. In addition, at least one judge will be elected from the Eastern European group, one from the Asia-Pacific group and two from the Group of Latin American and Caribbean States. Furthermore, at least two male judges will be elected.

In accordance with the decision of the Bureau at its 1 February 2011 meeting, the nomination period for the elections for the posts of six judges was open between 13 July and 2 September 2011 and was extended, by the decision of the President of the Assembly, until 16 September 2011.

#### Documentation

Fourth election of judges of the International Criminal Court (ICC-ASP/10/18 and Add.1)

Election of the judges for the International Criminal Court: guide for the fourth election (ICC-ASP/10/19)

## 14. Election of the Prosecutor

On 1 February 2011, the Bureau decided to open the nomination period for the election of the Prosecutor, in accordance with resolution ICC-ASP/1/Res.2, as amended by resolution ICC-ASP/3/Res.6. In accordance with paragraph 28 of the amended resolution, the procedures for the nomination of candidates for judges shall apply mutatis mutandis to the nomination of the Prosecutor.

With regard to the Prosecutor, the Bureau had agreed that the nomination process would be supplemented by the work of the Search Committee for the position of the Prosecutor of the International Criminal Court, which was established by the Bureau during the ninth session of the Assembly. According to its terms of reference, contained in document ICC-ASP/9/INF.2,<sup>9</sup> the Search Committee is mandated to "facilitate the nomination and election, by consensus, of the next Prosecutor".<sup>10</sup> The Search Committee submitted its report to the Bureau on 25 October 2011.

In accordance with the decision of the Bureau at its 1 February 2011 meeting, the nomination period for the elections for the post of Prosecutor was open between 13 July and 2 September 2011 and was extended, by the decision of the President of the Assembly, until 9 December 2011.

#### Documentation

Search Committee for the position of the Prosecutor of the International Criminal Court, Terms of Reference (ICC-ASP/9/INF.2)

Report of the Search Committee for the Position of the Prosecutor of the International Criminal Court (ICC-ASP/10/INF.2)

Note of the Secretariat on the election of the Prosecutor (ICC-ASP/10/38)

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

By its resolution ICC-ASP/1/Res.4, the Assembly decided to establish a Committee on Budget and Finance. The Committee is 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.

On 1 February 2011, the Bureau decided that the election of six members of the Committee would take place at the tenth session of the Assembly. Pursuant to the latter decision, the nomination period for the candidates for six seats on the Committee ran from 13 June to 2 September 2011 and was extended, by the decision of the President of the Assembly, until 14 October 2011.

The distribution of seats among the regional groups for the purpose of the first election was established in paragraph 8 of resolution ICC-ASP/1/Res.5 as follows:

- Two seats for the Group of African States;
- Two seats for the Group of Asian States;
- Two seats for the Group of Eastern European States;
- Two seats for the Group of Latin American and Caribbean States; and
- Four seats for the Group of Western European and Other States.

The six members whose term of office expires on 20 April 2012 belong to the following regional groups:

- African States, one seat;
- Asia-Pacific States, two seats;
- Eastern European States, one seat;
- Latin American and Caribbean States, one seat; and
- Western European and Other States, one seat.

#### Documentation

Election of members of the Committee on Budget and Finance (ICC-ASP/10/21)

<sup>&</sup>lt;sup>9</sup> Search Committee for the position of the Prosecutor of the International Criminal Court: Terms of Reference. <sup>10</sup> Ibid., para. 5.

## 16. Consideration and adoption of the budget for the tenth 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.

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.<sup>11</sup>

At its eighteenth meeting on 18 November 2011 the Bureau requested the Court to convey the supplementary budget proposals (concerning major programme VII-1 (permanent premises) and the costs of the situation in Côte d'Ivoire) as expeditiously as possible; the supplementary budget proposals would then be submitted to the Committee on Budget and Finance, which would then informally consider and submit its recommendations to the tenth session of the Assembly.

#### Documentation

Report of the Court on the implementation of International Public Sector Accounting Standards (ICC-ASP/10/3)

Report of the Court regarding the desirability of absolute thresholds for the purposes of indigence calculation (ICC-ASP/10/4)

Report of the Committee on Budget and Finance on the work of its sixteenth session (ICC-ASP/10/5)

Report of the Court on capital investment replacements (ICC-ASP/10/6)

Report of the Court on the implementation and operation of the governance arrangements (ICC-ASP/10/7)

Report on the relevant components of common costs calculation for the judges of the International Criminal Court (ICC-ASP/10/8)

Report of the Court on human resources management (ICC-ASP/10/9)

Proposed Programme Budget for 2012 of the International Criminal Court (ICC-ASP/10/10 and Corr. 1-4)

Proposed supplementary programme Budget for 2012 of the International Criminal Court (ICC-ASP/10/10/Add.2)

Report on budget performance of the International Criminal Court as at 30 June 2011 (ICC-ASP/10/11)

Report of the Committee on Budget and Finance on the work of its seventeenth session (ICC-ASP/10/15)

Report on programme performance of the International Criminal Court for the year 2010 (ICC-ASP/10/16)

Report of the Court on the applicability of the former pension regime to Judges Cotte and Nsereko (ICC-ASP/10/17)

Report of the Court on the Field Operations Strategy (ICC-ASP/10/26)

<sup>&</sup>lt;sup>11</sup> Official Records ... Third session ... 2004 (ICC-ASP/3/25), part II.A.8(b), para. 50, and part II.A.1, para. 4.

## **17.** 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 the 11<sup>th</sup> meeting of its first session, on 22 April 2003, the Assembly was informed that the Bureau, acting under the delegated authority of the Assembly,<sup>12</sup> had appointed the National Audit Office of the United Kingdom of Great Britain and Northern Ireland as Auditor for the Court for a period of four years.<sup>13</sup>

At its fifth session, the Assembly reappointed as External Auditor for a second quadrennium (2007-2010) the National Audit Office of the United Kingdom of Great Britain and Northern Ireland.<sup>14</sup>

In accordance with regulation 12.7, the 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 on Budget and Finance. The Assembly considers and approves the financial statements and audit reports forwarded to it by the Committee.

#### Documentation

Financial statements for the period 1 January to 31 December 2010 (ICC-ASP/10/12)

Trust Fund for Victims - Financial statements for the period 1 January to 31 December 2010 (ICC-ASP/10/13)

#### 18. Appointment of the External Auditor

At its ninth session the Assembly decided to extend the term of the External Auditor by one year while a detailed selection procedure for procurement of an External Auditor was undertaken in time for the tenth session of the Assembly.<sup>15</sup>

#### Documentation

Report of the Court on the appointment of the External Auditor (ICC-ASP/10/33)

#### 19. Independent Oversight Mechanism

At its eighth session, the Assembly adopted resolution ICC-ASP/8/Res.1, by which it established an independent oversight mechanism in accordance with article 112, paragraph 4, of the Rome Statute. It was decided that the independent professional investigative capacity would be implemented immediately, while the inspection and evaluation elements would be brought into operation subject to a later decision of the Assembly.

At its ninth session, the Assembly adopted resolution ICC-ASP/9/Res.5, by which it decided that the investigative function of the Independent Oversight Mechanism shall operate in accordance with the provisions in the appendix to that resolution ("the Operational Mandate"), and decided further that the Bureau would prepare a report on the operationalization of the investigative function of the Independent Oversight Mechanism and the operation of the inspection and evaluation functions within the oversight mechanism, including the terms of reference and related financial implications, with a view to a decision on its adoption at the tenth session of the Assembly.

<sup>&</sup>lt;sup>12</sup> Official Records ... First session, New York, 3-10 September 2002 (ICC-ASP/1/3 and Corr.1), part I, para. 29.

<sup>&</sup>lt;sup>13</sup> Official Records... First session (first and second resumptions) ... 2003 (ICC-ASP/1/3/Add.1), part I, para. 40.

<sup>&</sup>lt;sup>14</sup> Official Records ... Fifth session ... 2006 (ICC-ASP/5/32), part II, para. 43.

<sup>&</sup>lt;sup>15</sup> Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, part III, ICC-ASP/9/Res. 4, part VIII.

#### Documentation

Report of the Bureau on the Independent Oversight Mechanism (ICC-ASP/10/27)

#### 20. Premises of the Court

At its sixth session, the Assembly adopted resolution ICC-ASP/6/Res.1, whereby it, inter alia, decided that the permanent premises of the Court should be constructed on the Alexanderkazerne site. Furthermore, the Assembly established an Oversight Committee, composed of ten States Parties, to provide strategic oversight for the permanent premises project in accordance with annex II of that resolution.<sup>16</sup>

Annex II of that resolution also provides, inter alia, that the Oversight Committee shall submit any draft resolutions or information to the Assembly through the Bureau and provides that the Chairperson of the Oversight Committee shall report to the Assembly.

At its ninth session, on 10 December 2010, the Assembly adopted resolution ICC-ASP/9/Res. 1, whereby it welcomed the finalization of the preliminary design and formally approved the overall budget for the project at no more than  $\in$  190 million (at 2014 price levels). The Assembly also, inter alia, requested the Oversight Committee, in cooperation with the Court and the host State, to continue its examination of the governance structure of the project and to implement any adjustments that might be required on a provisional basis, until approved by the Assembly.<sup>17</sup>

The Assembly will elect ten new members of the Oversight Committee, in accordance with paragraph 5 of annex II of resolution ICC-ASP/6/Res.1.

#### Documentation

Report on the activities of the Oversight Committee (ICC-ASP/10/22)

## 21. Amendments to the Rome Statute

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 121, paragraph 1, of the Statute at its eighth session,<sup>18</sup> 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.

Documentation

Report of the Bureau on the Study Group on Governance (ICC-ASP/10/30)

Report of the Working Group on Amendments (ICC-ASP/10/32)

#### 22. Review Conference follow-up

The Review Conference, in its consideration of the stocktaking topics, adopted resolutions and a declaration. The Bureau, through its Working Groups, has considered the follow-up to the decisions of the Review Conference on the respective topics.

Pursuant to resolution ICC-ASP/8/Res.6, the Assembly decided that the Bureau shall, inter alia, as part of the follow up to the Review Conference, keep under constant review the question of enhancing the efficiency and effectiveness of the Court, including by considering the possibility of establishing mechanisms within its New York and The Hague

<sup>&</sup>lt;sup>16</sup> Official Records ... Sixth session ... 2007 (ICC-ASP/6/20), vol. I, part. III, ICC-ASP/6/Res.1, paras. 1 and 4.

<sup>&</sup>lt;sup>17</sup> Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, part III, ICC-ASP/9/Res. 1.

<sup>&</sup>lt;sup>18</sup> Official Records ... Eighth session ... 2009 (ICC-ASP/8/20), vol. I, annex II.

Working Groups.<sup>19</sup> Furthermore, pursuant to the resolution ICC-ASP/9/Res.2, the Assembly decided to establish, for a period of one year, a study group within The Hague Working Group, to facilitate a structured dialogue between States Parties and the Court with a view to strengthening the institutional framework of the Rome Statute system and enhancing the efficiency and effectiveness of the Court while fully preserving its judicial independence<sup>20</sup>.

#### Documentation

Report of the Secretariat on complementarity (ICC-ASP/10/2)

Report of the Court on complementarity (ICC-ASP/10/23)

Report of the Bureau on complementarity (ICC-ASP/10/24)

Report of the Bureau on cooperation (ICC-ASP/10/28)

Report of the Bureau on the Study Group on Governance (ICC-ASP/10/30)

Report of the Bureau on victims and affected communities and Trust Fund for Victims (ICC-ASP/10/31)

Report of the Bureau on potential Assembly procedures relating to non-cooperation (ICC-ASP/10/37)

Report of the Court on cooperation (ICC-ASP/10/40)

# 23. Decision concerning the date of the next session of the Assembly of States Parties

In accordance with rule 5 of the Rules of Procedure, the date of commencement and the duration of each session of the Assembly shall be decided by the Assembly at its previous session. At its ninth session, the Assembly decided to hold its eleventh session in The Hague and its twelfth, thirteenth and fourteenth session in The Hague and New York alternately.<sup>21</sup>

## 24. 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. At its seventeenth session, the Committee decided, tentatively, to hold its eighteenth session from 23 to 27 April 2012 and its nineteenth session from 24 September to 3 October 2012.<sup>22</sup>

#### 25. Other matters

No documentation

<sup>&</sup>lt;sup>19</sup> Ibid., part II, ICC-ASP/8/Res.6, para. 9.

<sup>&</sup>lt;sup>20</sup> Official Records ... Ninth session ... 2010 (ICC-ASP/9/20), vol. I, Part III, ICC-ASP/9/Res.2, para. 1,2.

<sup>&</sup>lt;sup>21</sup> Official Records ... Ninth session... 2010 (ICC-ASP/9/20), vol. I, Part III, ICC-ASP/9/Res.3, para. 75.

<sup>&</sup>lt;sup>22</sup> Report of the Committee on Budget and Finance on the work of its seventeenth session (ICC-ASP/10/15), para. 144.