

Note no. 133891/2018

The Embassy of the Slovak Republic to the Kingdom of the Netherlands presents its compliments to the Secretariat of the Assembly of State Parties of the International Criminal Court in The Hague and has the honour to refer to the Secretariat note no. ICC-ASP/17/SP/23 of 5 June 2018 requesting the States Parties to the Rome Statute to provide the information relevant to promotion of the ratification and full implementation of the Rome Statute in accordance with the Plan of Action adopted by the Assembly of States Parties in the resolution ICC/ASP/5/Res.3 of 1 December 2006.

Pursuant to the aforementioned Plan of Action, paragraph 6, sub-paragraph (h), Embassy of the Slovak Republic in The Hague has the honour to provide the esteemed Secretariat with the updated information that the Slovak Republic, as a State Party to the Rome Statute since 1 July 2002, has launched the national procedure necessary for the ratification of the Amendments to Article 8 of the Rome Statute, adopted by the Assembly on 14 December 2017.

In addition, the Embassy of the Slovak Republic in The Hague has the honour to transmit in the enclosure responses to the implementing legislation questionnaire, as requested by the Secretariat.

The Embassy of the Slovak Republic to the Kingdom of the Netherlands avails itself of this opportunity to renew to the Secretariat of the Assembly of State Parties of the International Criminal Court in The Hague the assurances of its highest consideration.

The Hague, 24 September 2018

Enclosure:

Slovakia – Implementing legislation questionnaire (1/1)

*Secretariat of the Assembly of State Parties
International Criminal Court
The Hague*



**Responses to
Implementing legislation questionnaire**

Part B.

5. Slovakia did not adopt a stand-alone legislation. The provisions of the ICC Statute have been incorporated into the Special Part (Chapter XII) of the Slovak Criminal Code (No. 300/2005 Coll. as amended) and Code of Criminal Procedure (No. 301/2005 Coll. as amended).

6. The basic method of the incorporation is a general reference to the Articles 7 and 8 of the Rome Statute of the ICC (see Art. 433 of the Criminal Code), as well as incorporating specific crimes concerning other violations of IHL (see Art. 417 Endangering peace, Art. 418 Genocide, & Articles 426 to 434).

7. These issues are covered by the Slovak Code of Criminal Procedure (No. 301/2005 Coll. as amended, hereinafter "CCP"). In this context, Art. 480 of the Part Five of the CCP (Legal relations with foreign countries) which applies to international criminal jurisdictions/tribunals and procedure relating to the requests of an international tribunal (including the ICC) has the crucial role.

8. In Slovakia, the main channel of communication with the ICC is the Ministry of Foreign and European Affairs.

9. There is, *expressis verbis*, no central national authority or national focal point, however, the main channel of communication is the Ministry of Foreign and European Affairs (International Law Department).

10. Yes, the Agreement on the Privileges and Immunities of the ICC is a part of the Slovak legal order (ratified by Slovakia in 2004, No. 418/2004 Coll.).

11. The legal obstacles within the implementation of the ICC Statute were identified with regards to the enforcement of the ICC sentences. Therefore, the Slovak Republic has made, in this regard, *inter alia*, a declaration concerning the conversion of sentence when ratifying the ICC Statute.

12. There has not been received any legal or other assistance in the process of the ICC Statute implementation.

13. Currently, Slovakia is considering the possible additional steps for the implementation of the ICC Statute with regards to enforcing the ICC sentences and conclusion of other cooperation agreements.