

INDEPENDENT EXPERT REVIEW: COMPREHENSIVE ACTION PLAN

Court Organ(s) / ASP Mandate(s)	Recommendations/Cluster of Recommendations	Prioritized Recommendation(s)	Timeline (half-yearly)	Comments/ Implementation Status
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COURT ORGANS

Presidency	Pre-Trial stage (R189-R198)	R189, R192, R193, R194, R195 (review of, revisions to and adherence to portions of Chambers Practice Manual); R190 (urgent review of evidence disclosure at Pre-Trial stage); R196 (assignment of judges with extensive trial experience); R197, R198 (increased communications and efforts to harmonise pre-trial practices between chambers)	2nd Half 2021: R190 [review should be initiated ASAP giving impact on ongoing proceedings]; R189, R192, R193, R194, R195, R196, R197, R198 [these recommendations are relatively resource neutral and rely on existing structure of the court to implement - should be implemented ASAP]	Mechanism note: implementation of R190 could eventually lead to the necessity to amend the relevant instruments (statute and/or RPE)
Judicial Divisions				
Judicial Divisions	Trial stage (R199-R212)	R199, R200 (immediate transfer of confirmation decision to Trial Chamber and commence trial preparation); R201 (codify motion for judgment of acquittal in Regulations of Court); R203 (draft rule to appoint Amicus Curiae for Article 70)	2nd Half 2021: R199, R200 [these recommendations are relatively resource neutral and rely on the existing structure of the court to implement - should be implemented ASAP]; R201 [begin drafting process of Regulation amendment]; R203 [begin drafting process of Rule amendment]	Mechanism designation: Assembly and Court R202, R203, R206, R207; Court R199, R200, R201, R204, R205, R208, R209, R210, R211, R212 Mechanism Note: R202 would require amending the RPE by the ASP. R203 - the Court to take the initial step as per article 51(2) of the Rome Statute and Regulation 4 of the Regulations of the Court; R207 is expressly a budgetary provision
Office of the Prosecutor	Institutional representation of the Defence (R11, R320-R327)	R11 (include OPCD in CoCo+); R320 (maintain OPCD as duty counsel); R321 (formalise ICCBA role in training and add ICCBA representative to ACLT); R322 - R324, R327 (reshape and expand OPCD to form defence office); R325, R326 (enable Defence press releases by PIOS, consult defence in PIOS strategies)	2nd Half 2021: R11, R320, R321, R325, R326 [these recommendations are relatively resource neutral and rely on existing structure of the court to implement - should be implemented ASAP]; 2nd Half 2022: R322-R324 [planning for consolidation of defence functions should begin in 2021; should be implemented by end of 2022]	Mechanism's designation: Directed to the Court with engagement with the Assembly and ICCBA advised
Registry				
The Court (as a whole)				

COURT INDEPENDENT OFFICES

Independent Oversight Mechanism				
Office of Internal Audit				

Office of Public Counsel for Victims	R320-R327 (see above)			
Office of Public Counsel for the Defence				
Secretariat of the Trust Fund for Victims				

ASP MANDATES/MANDATES HOLDERS/FACILITATIONS				
Arrears	R328-R335	R328 (full reform of the legal aid policy); R333 (elaborate scales of professional fees for legal staff in external [defence and] victims' teams); R334 (formalise relationship between the Court and support staff); R335 (extend Court wellbeing framework to support staff)	2nd Half 2021: R328, R333, R334, R335 [drafts of revised Legal Aid Policy and staff contracts created; wellbeing framework extended to support staff ASAP]; 2nd Half of 2022 [all revised documents adopted by the ASP]	Mechanism's designation: ASP to take the lead, action of the Registrar needed for implementation
Budget				
Budget: Budget Mangement Oversight				
Budget: Premises				
Complementarity				
Cooperation				
Geographical representation and gender balance in the recruitment of staff of the Court (GRGB)				
Legal Aid				
Non-cooperation				
Omnibus resolution				
Plan of action for achieving universality and full implementation of the Rome Statute				
Review of the procedure for the nomination and election of judges				
Review of the work and operational mandate of the Independent Oversight Mechanism				
Scheduling of ASP Sessions				
Strategic Planning (The Hague Working Group)				
Study Group on Governance				
Working Group on Amendments				

Review Mechanism

See ICC-ASP/19/Res.7, para 4 (b)(ii), which states: "As regards recommendations directed to the Assembly or both the Court and the Assembly, an allocation to the relevant and appropriate Assembly Mandate or to the Review Mechanism, acting as a focal point for States Parties, **where no relevant mandate exists**".