



BUREAU OF THE ASSEMBLY OF STATES PARTIES

Fifteenth meeting

5 December 2014

Agenda and Decisions

Minister Sidiki Kaba (Senegal), endorsed as President of the Assembly for the triennium 2014-2107, and endorsed Bureau members attended the meeting as observers.

1. Preparations for the thirteenth session of the Assembly

a) List of supplementary agenda items

A representative of Kenya addressed the Bureau to clarify the proposal by Kenya to include a supplementary item titled “Special Session to discuss the Conduct of the Court and the Office of the Prosecutor” in the agenda of the thirteenth session of the Assembly of States Parties (ICC-ASP/13/34/Rev.2).

The Bureau did not recommend the addition of a supplementary agenda item ‘Special Session to discuss the Conduct of the Court and the Office of the Prosecutor’ to the agenda of the thirteenth session of the Assembly, as requested by Kenya in note verbale no. 561/14, dated 3 November 2014, and at the fifteenth meeting of the Bureau.

The Bureau also did not recommend any other stand-alone item for Kenya to raise the issues referred to in its communications on the subject matter.

The Bureau agreed to explore flexibilities within the existing agenda items (ICC-ASP/13/1) to allow Kenya to raise such issues that fall under the competence of the Assembly and to allow other States to engage in a discussion thereof, if they so wish. For this purpose, the President would prepare a paper capturing views expressed at the Bureau meetings and identifying options to address Kenya’s request, including allocating additional time within the programme of work for discussion of those items.

b) *Composition of the Bureau for the thirteenth to sixteenth sessions of the Assembly*

The Bureau was informed that consultations to identify an individual from among the members of the Bureau, with the rank of both Ambassador and head of mission, to serve as Vice-president in New York were still ongoing.

The Bureau also noted the need to identify a delegate from among the members of the Bureau which belong to a regional group that does not have the Presidency or a Vice-Presidency to serve as rapporteur during the Assembly sessions.

c) *Credentials Committee*

In addition to its prior recommendations, the Bureau recommended to the Assembly the appointment of the following States to the Credentials Committee: Bosnia and Herzegovina, Chile, Estonia, Paraguay and Timor-Leste.

d) *Elections: National tellers*

Further to its prior decision, the Bureau appointed the following national tellers: Colombia, Maldives and Slovenia.

2. Oral report of the Bureau

The Bureau adopted its oral report to the Assembly, dated 5 December 2014, subject to any modifications to be submitted by Bureau members until the end of 7 December; the President would read an abridged version at the opening plenary session.

3. Independent Oversight Mechanism: Selection panel recommendation

The Bureau took note of the additional clarification on the written test, which had been submitted by the recruitment panel to the delegation of Uganda which had formulated the request; the Bureau members had also received it on 5 December.

Belgium, facilitator for the consultations on the recruitment of the permanent head of the IOM, indicated that all technical clarifications about the selection process had been exhausted. On that basis, after the numerous discussions held on the matter, a consensual decision by the Bureau to follow the ranked recommendation by the panel was suggested.

As not all the members of the African Group were present at the meeting, the Bureau decided to conduct, at its sixteenth meeting, a straw poll on “appointing the top candidate recommended by the IOM Recruitment Panel”, with the understanding that if two thirds of the members present and voting support the recommendation by the panel, the Bureau would then proceed to select the top candidate recommended by the panel by consensus.

4. Other matters

In relation to the “draft agenda and decisions” by the Bureau for its twelfth and thirteenth meetings, the Bureau took note of the communication by Argentina dated 1 December 2014, which had been circulated on 5 December to the Bureau, and decided to adopt the versions of the “draft agenda and decisions” which had been circulated to the Bureau on 5 December.

The Bureau recalled that the Bureau has a representative character and is the sole inter-sessional organ of the Assembly which, according to the Rules of procedure of the Assembly, seeks and has always taken its decisions by consensus. Therefore, the document “Agenda and Decisions”, which is issued to the entire membership after adoption, must reflect the decisions taken by the Bureau after very careful consideration of the issues before it. Such document is neither a verbatim record nor a summary of the discussion held by Bureau members in its meetings, and therefore it cannot reflect positions that delegations held in the process leading to a decision.
