



## BUREAU OF THE ASSEMBLY OF STATES PARTIES

### Tenth meeting

The Hague, 2 October 2015

#### Agenda and decisions

*The meeting was chaired by the President of the Assembly, H.E. Mr. Sidiki Kaba (Senegal)*

#### **1. Permanent premises: follow up to resolution ICC-ASP/13/Res.6**

Pursuant to resolution ICC-ASP/13/Res.6, the Bureau held a meeting open to all States Parties to discuss the follow-up to that resolution, wherein the Assembly had, inter alia, requested the External Auditor to provide the Bureau with two reports: a) a detailed report on the appropriate level of the cash reserves of the Court, and on any risks that might be attached to their reductions, and b) to carry out an independent and detailed review of the permanent premises project accounts with an emphasis on the cost overruns.

In this connection, the Secretariat explained that, the External Auditor's understanding was that this request by the Assembly fell outside the mandate of the existing letter of engagement between the Court and the External Auditor, which thus required a new supplementary letter of engagement. Furthermore, the External Auditor had indicated that the two reports could be submitted in March 2016.

The Bureau expressed its concerns that there was no prospect that the External Auditor's report on the case reserves would be received within a time frame that would allow the Bureau to take the appropriate decision by November 2015, as the Assembly needed to decide on how to finance the increase in the budget for the permanent premises project it had agreed to at the resumed thirteenth session. While recognizing the challenges which the preparation could pose to the Auditor, Bureau members highlighted the need to adapt to the time frame indicated by the External Auditor.

Bearing in mind that the President of the Assembly had conveyed the Assembly's request to the External Auditor via a letter dated 29 June 2015, the Bureau requested the External Auditor to expedite the submission of the report on the cash reserves of the Court, so that the Bureau could have that report by 13 November 2015, in advance of the Assembly's fourteenth session.

With regard to Assembly's second request to the External Auditor, concerning the permanent premises project accounts with an emphasis on the cost overruns, the Bureau agreed to convene a meeting in March 2016 after the submission of the report by the External Auditor.

#### **4. Activities of the President**

The President informed the Bureau of his meeting with the President of Kenya in Nairobi on 12 August 2015 and recalled the request submitted by the Government of Kenya that the legislative intent of rule 68 of the Rules of Procedure and Evidence be placed before the Assembly for discussion at its fourteenth session. In this connection, the President noted that the request was linked to what had been discussed by the Assembly at its thirteenth session.

---