

SIXTH RESUMED SESSION OF THE ASSEMBLY OF STATES PARTIES

DAILY SUMMARY

Tuesday, 3 June 2008

I. CRIME OF AGGRESSION

The Special Working Group on the Crime of Aggression met from 10 a.m. to 1 p.m. and again from 3 p.m. to 6 p.m. today. State delegates concentrated on the definition of the state act of aggression, an element of the crime. There was general support for the combination of a generic definition and a list of specific acts. In the context of the list of specific acts, states debated the need for an explicit reference to GA Resolution 3314. While there were various positions in this regard, there was agreement that there should be no annex to the statute replicating the resolution.

The Special Working Group on the Crime of Aggression also discussed the jurisdictional conditions in Article 15 bis.

Belgium put forward a new proposal ("non-paper") concerning the role the United Nations Security Council in determining that a situation does not constitute an act of aggression in light of its gravity. A flow chart assisted the discussions.

Additionally, states considered the insertion, placement and wording of a threshold in the definition of the state act of aggression.

II. STATE-NGO MEETINGS

The New York Working Group facilitator on the ASP's Plan of Action for Achieving Universality and Full Implementation of the Rome Statute of the ICC, Marcelo Bohlke of Brazil, in cooperation with the CICC, held informal consultations. The Plan was adopted by the Assembly during its fifth session and is contained in annex 1 to the resolution ICC-ASP/5/Res.3. The facilitator gave a brief background on the Plan and representatives from the ASP Secretariat, CICC, Slovenian Ministry of Foreign Affairs on behalf of the European Union, the International Committee of the Red Cross and the UN Treaty Office, each made presentations in relation to efforts and actions geared to promoting ratification and implementation of the Statute. NGOs and state delegates were among the participants in the meeting.