

CJI/RES.125 (LXX-O/07)

PROMOTION OF THE INTERNATIONAL CRIMINAL COURT

THE INTER-AMERICAN JURIDICAL COMMITTEE,

RECALLING that the General Assembly of the Organization of American States, through resolution AG/RES. 2072 (XXXV-O/05), *Promotion of the International Criminal Court*, resolved: "To request the Inter-American Juridical Committee to draw up a questionnaire, to be presented to the OAS Member States, on how their laws allow for cooperation with the International Criminal Court and, on the basis of the findings of the questionnaire, to present a report to the Permanent Council, which, in turn, will transmit it to the General Assembly at its thirty-sixth regular session";

BEARING IN MIND that during its 67th regular session in August 2005, the Inter-American Juridical Committee approved the inclusion in its agenda of the subject "Promotion of the International Criminal Court" and that the final document of the *Questionnaire on the Criminal Court* (CJI/doc.198/05 rev.1) was approved by resolution CJI/RES.98 (LXVII-O/05) in attention to the mandate issued by the General Assembly;

TAKING INTO ACCOUNT that the *Questionnaire* was answered by 17 countries, and that based on this information, the rapporteur presented document CJI/doc.211/06 corr.1 of March 27, 2006, which was approved by resolution CJI/RES.105 (LXVIII-O/06) of March 28, 2006;

WHEREAS through resolution AG/RES. 2218 (XXXVI-O/06), *Observations and Recommendations on the Annual Report of the Inter-American Juridical Committee*, of June 6, 2006, note was taken of the Report of the IAJC on the topic "International Criminal Court";

CONSIDERING that the OAS General Assembly, through resolution AG/RES. 2176 (XXXVI-O/06), *Promotion of the International Criminal Court*, resolved: "To request the Inter-American Juridical Committee to prepare, on the basis of the results of the report presented (CP/doc.4111/06), a document of recommendations to the OAS Member States on how to strengthen cooperation with the International Criminal Court, as well as on progress made in that regard, and to present it to the Permanent Council, so that it may in turn submit it to the General Assembly of the Organization at its thirty-seventh regular session";

CONSIDERING the report presented by the rapporteur CJI/doc.256/07 rev.1, *Promotion of the Criminal Court*, which contemplates important considerations and preliminary recommendations on the topic,

RESOLVES:

1. To thank doctor Mauricio Herdocia Sacasa for the presentation of document CJI/doc.256/07 rev.1 of March 7, 2007, titled *Promotion of the International Criminal Court*.
2. To receive such report and highlight the work carried out by the rapporteur in the various scopes of cooperation with the International Criminal Court regarding the investigation and prosecution of crimes falling under its competence.
3. To emphasize, in particular, the part of report CJI/doc.256/07 rev.1 referring to the preliminary recommendations prepared by the rapporteur based on the information received.
4. To forward such report to the Permanent Council so that in turn it will transmit it to the thirty-seventh regular session of the General Assembly.
5. To reiterate the request to the Members States of the OAS that have not answered yet the questionnaire prepared by the Juridical Committee, to complete said questionnaire, and to those States Parties to the *Statute of the International Criminal Court*

that undertook the law approval process to implement parts IX and X of the *Statute*, to send such information to the Inter-American Juridical Committee.

6. Also, to reiterate the request to the States that completed the law approval process of including, modifying or adding the types of crime stated in the *Statute of Rome*, to provide the Inter-American Juridical Committee with that updated information.

7. To request the rapporteur on this topic, Dr. Mauricio Herdocia Sacasa, that, based on the new information received by the States, prepare a report that includes the progress and update, and as the case may be, develop the preliminary recommendations therein contained.

This resolution was adopted unanimously at the session held on March 6, 2007, in the presence of the following members: Drs. Hyacinth Evadne Lindsay, Ana Elizabeth Villalta Vizcarra, Mauricio Herdocia Sacasa, Ricardo Seitenfus, Jaime Aparicio, Jorge Palacios Treviño, Freddy Castillo Castellanos, Galo Leoro Franco, and Jean-Paul Hubert.

i125RI07 - Promotion of the International Criminal Court.
7 March 2007
MHS/mhl/ey
asd2007 DANTE
ml-12/04/2007 – rev.MHL/msg-12/9/2007