



Statement

by

**H.E. Mahmoud Samy
Ambassador of the Arab Republic of Egypt to the Hague**

on behalf of the Non-Aligned Movement

before

**The Review Conference of the Rome Statute
of the International Criminal Court**

**Kampala - Uganda
31 May – 14 June 2010**

31 May 2010

Check against delivery

Statement by the Non-Aligned Movement

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The Review Conference of the Rome Statute of the International Criminal Court Kampala, 31 May-14 June 2010

Mr. President,

- 1) I have the honour to address the first Review Conference of the Rome Statute of the International Criminal Court on behalf of all 118 member Countries of the Non-Aligned Movement.
- 2) The Non-Aligned Movement recalls its previous positions concerning the International Criminal Court, including those reflected in the Final Document of the XV Summit of Heads of State and Government of the Non-Aligned Movement, held at Sharm el Sheikh, Egypt (11-16 July 2009).
- 3) The States members of the Non-Aligned Movement attach great importance to the Review Conference of the Rome Statute of the International Criminal Court and regard it as an opportune occasion to renew their commitment to fighting the most serious crimes of concern to the international community, ending impunity and promoting respect for justice, rule of law, human rights and humanitarian law.
- 4) The Non-Aligned Movement reiterates that the integrity of the Rome Statute of the International Criminal Court, as complementary to national criminal jurisdictions, shall be preserved and the Court shall remain impartial and fully independent of political organs of the United Nations, which should not instruct or impede the functions of the Court, bearing in mind the relevant provisions of the Rome Statute.
- 5) The Non-Aligned Movement reaffirms its full respect for the Charter of the United Nations and the role of its principal organs, and in this regard the Movement underscores the necessity of the independence of the International Criminal Court as a sine qua non to its judicial nature and functioning. The Movement stresses that the Security Council's responsibilities under the Charter of the United Nations should not limit the role of the Court as a judicial body. The Non-Aligned Movement continues to underline that the Court should be empowered to pronounce on acts of aggression independently, after an agreement is reached on the crime of aggression.
- 6) Recalling Article 123, paragraph 1, of the Rome Statute of the International Criminal Court, the Non-Aligned Movement believes that the first Review Conference should make every effort to have a successful outcome on the definition of the crime of aggression and its trigger mechanisms. The Review Conference has an important role in this regard to provide necessary legal and jurisdictional apparatus to the Court to prosecute the perpetrators of the crime of aggression.

- 7) The Non-Aligned Movement would like to note the stock-taking exercise of international criminal justice in accordance with the object and purpose of the Rome Statute, bearing in mind the principle of universality of the Statute.
- 8) The Non-Aligned Movement takes note of the pledges made by States Parties and by other States willing to do so, to promote the fight against impunity for the most serious crimes of concern to the international community, bearing in mind the previously expressed positions by the Movement on ICC related issues.
- 9) The Non-Aligned Movement considers that the transitional provision of Article 124 of the Rome Statute is one of the considerations for non-States Parties in deciding whether to ratify the Statute.
- 10) The Non-Aligned Movement member Countries look forward to active and effective participation of all States at the Review Conference, and express their willingness to engage constructively in the deliberations.

Thank you.