



Original: **English**

No.: **ICC-01/18**
Date: **16 April 2025**

PRE-TRIAL CHAMBER I

Before: **Judge Nicolas Guillou, Presiding Judge**
 Judge Reine Adélaïde Sophie Alapini-Gansou
 Judge Beti Hohler

SITUATION IN THE STATE OF PALESTINE

Public

Invitation to Hungary to provide submissions for the purposes of proceedings under article
87(7) of the Rome Statute

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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Hungary

REGISTRY

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| Registrar
Mr Osvaldo Zavala Giler | <input type="checkbox"/> Counsel Support Section |
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PRE-TRIAL CHAMBER I (the ‘Chamber’) of the International Criminal Court (the ‘Court’ or ‘ICC’) hereby issues this invitation to Hungary to provide submissions for the purposes of proceedings under article 87(7) of the Rome Statute (the ‘Statute’).

I. Procedural background

1. On 20 May 2024, the Prosecution filed an application for a warrant of arrest for Benjamin Netanyahu (‘Mr Netanyahu’), as well as four other applications, pursuant to article 58 of the Rome Statute, in the *Situation in the State of Palestine*.¹

2. On 21 November 2024, the Chamber issued three warrants of arrest,² including an arrest warrant for Mr Netanyahu (the ‘Warrant of Arrest’). In the Warrant of Arrest, the Chamber instructed the Registrar to send a request to any State Party to provisionally arrest Mr Netanyahu when the opportunity to do so would arise.

3. On 3 April 2025, the Registry, having confirmed that Mr Netanyahu had arrived in Hungary a few hours earlier that day, transmitted to Hungary the request for the provisional arrest of Mr Netanyahu pursuant to article 92 of the Statute.

4. On 11 April 2025, the Registry filed with the Chamber the report about the transmission of the request to Hungary, providing it, *inter alia*, with information that Mr Netanyahu was present in Hungary from 3 until 6 April 2025, when he left the country.³

II. Invitation to provide submissions

5. Pursuant to article 87(7) of the Statute, ‘[w]here a State Party fails to comply with a request to cooperate by the Court contrary to the provisions of this Statute, thereby preventing the Court from exercising its functions and powers under the Statute, the Court may make a finding to that effect and refer the matter to the Assembly of States Parties or, where the Security Council referred the matter to the Court, to the Security Council’.

6. The Chamber believes that the events recounted above warrant the opening of proceedings pursuant to article 87(7) of the Statute and invites Hungary to provide submissions in accordance with regulation 109(3) of the Regulations of the Court.

¹ ICC-01/18-165-SECRET-Exp; ICC-01/18-166-SECRET-Exp; ICC-01/18-167-SECRET-Exp; ICC-01/18-168-SECRET-Exp; ICC-01/18-169-SECRET-Exp.

² ICC-01/18-376-SECRET; ICC-01/18-377-SECRET; ICC-01/18-378-SECRET. The issuance of the arrest warrants was made public on the same day. Proceedings against one of the three suspects have since been terminated. See ICC-01/18-417.

³ ICC-01/18-420-US-Exp.

FOR THESE REASONS, THE CHAMBER HEREBY,

INVITES Hungary to provide, by 23 May 2025, submissions for the purposes of proceedings under article 87(7) of the Rome Statute; and

INSTRUCTS the Registrar to transmit this invitation to the competent authorities of Hungary.

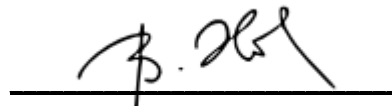
Done in English. A French translation will follow. The English version remains authoritative.



Judge Nicolas Guillou
Presiding Judge



Judge Reine Adélaïde Sophie Alapini-Gansou



Judge Beti Hohler

Dated this Wednesday, 16 April 2025

At The Hague, The Netherlands