

CICC UNOFFICIAL TRANSLATION

Resolution on the decision of Pre-Trial Chamber 1 to the International Criminal Court against the President of the Republic of Sudan, Hassan Ahmad Al-Bashir

The Arab League Council at the ministerial level in an emergency session on the 4th March 2009 in its Secretariat headquarters,

Upon hearing the proposal made by the President of the Sudanese delegation and input of heads of delegations in this regard,

Reaffirming its previous resolutions on this matter,

Decides

1- *Expresses* its deep concern at the decision of the Pre-Trial Chamber 1 of the International Criminal Court to arrest President Omar Hassan Ahmed Al Bashir, President of the Republic of Sudan.

2 – *Emphasizes* solidarity with the Republic of Sudan in the face of any schemes aimed at undermining the sovereignty, unity and stability, and on the capacity of the Sudanese judiciary, and its independence as the inherent jurisdiction in the enforcement of justice in the state, and reject any attempts to politicize the principles of international justice and its use in the abridgement of state sovereignty, unity and stability.

3 – *Expresses* regret that the Security Council was not able to invoke Article 16 of the Rome Statute to delay the action taken by the International Criminal Court.

4 – *Emphasizes* the immunity of Heads of State in accordance with the Vienna Convention on Diplomatic Privileges and Immunities of 1961.

5 – The issuance of this decision encroaches on the African and Arab efforts to confine this crisis and does not take into account the requirements of justice and achieving stability and peace in the Sudan, or considerations needed to address the situation in Darfur and in particular the implementation of the Peace Agreement for South Sudan and the preparations for general elections during the second half of this year. This decision creates great difficulties to the efforts in achieving peace and implementing the peace agreement in the south.

6 – *Requests* that the Security Council to shoulder its responsibilities in the maintenance of civil peace and stability in Sudan in light of the efforts made by the Government of National Unity to achieve comprehensive peace throughout the country. It urges the permanent members of the Security Council to reach a common position to safeguard peace and stability in Sudan and the opportunity to make progress on the path of political settlement of the Darfur crisis.

7 – *Request* that all parties in the Sudan, to avoid providing an opportunity to undermine the efforts of a political settlement to the Darfur crisis or to create a climate of instability in the country to threaten the future of peace efforts in Darfur or peace process in the South or any acts that would harm the security situation on the ground .

8 – *Invites* regional and international parties to contribute to provide the appropriate support and the suitable atmosphere for the track of political settlement between the Sudanese government and the armed movements in Darfur, and to avoid anything that would obstruct the course of civil peace in the Sudan.

9 - *To continue* the joint efforts of the League of Arab States and the African Union in cooperation with the Organization of Islamic Conference and the Non-Aligned Movement to address the implications of this resolution to the Security Council, including ordering the dispatch of a High-Level Arab-Africa joint delegation of to the Security Council to postpone the actions taken before the International Criminal Court.

10 - *To keep* the session open to monitor the situation and to prepare for the presentation of the topic to the upcoming Arab summit, which will take place in Doha (Qatar).