

**Cour
Pénale
Internationale**

**International
Criminal
Court**

**Memorandum of Understanding between the International
Criminal Court and the Asian-African Legal Consultative
Organization**

ICC-PRES/05-01-08

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**MEMORANDUM OF UNDERSTANDING BETWEEN
THE INTERNATIONAL CRIMINAL COURT
AND
THE ASIAN-AFRICAN LEGAL CONSULTATIVE ORGANIZATION**

Preamble

The International Criminal Court (hereinafter referred to as "the Court") and the Asian-African Legal Consultative Organization (hereinafter referred to as "the AALCO" (the Parties));

Recalling that the AALCO is an inter-governmental, regional organization whose primary purpose, in accordance with its Revised Statutes of 2004, (hereinafter referred to as "the Revised Statutes"), is to serve as an advisory body to its member governments in the field of international law and to provide a forum for cooperation in legal matters of common concern to those member states;

Recalling the role of the Court in dealing with the most serious crimes of concern to the international community, as provided for in the Rome Statute of the International Criminal Court, (hereinafter referred to as "the Rome Statute"), adopted on 17 July, 1998;

Recalling that the establishment of the Court and its subsequent activities have been of great interest to the AALCO, and that representatives of the organization were present at the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court;

Recognizing the need for sharing information while protecting confidentiality where necessary;

Desiring to make provision for a mutually beneficial relationship and to enhance cooperation and assistance between the AALCO and the Court;

Have agreed as follows:



1.0 Purpose

1.1 This Memorandum of Understanding defines the terms of cooperation and assistance between the AALCO and the Court in matters of mutual concern including international criminal law.

1.2 For the purposes of this Memorandum of Understanding, "the Court" shall include the Secretariat of the Assembly of States Parties.

2.0 Undertaking to Co-operate and Co-ordinate

2.1 The Parties agree that, in conformity with their respective constitutive instruments and mandates they shall cooperate with each other on matters of mutual interest pursuant to the provisions of this Memorandum of Understanding.

2.2 The Parties may cooperate, as appropriate, on promoting awareness of International Criminal Law.

3.0 Exchange of Information

3.1 Subject to the respective rules and policies of each Party regarding confidentiality and disclosure of information, the Parties shall, as appropriate, exchange information of mutual interest with each other. In particular:

- (a) the AALCO may request the Registrar of the Court to provide it with any relevant public information or documentation relating to Court proceedings or the work of the Court generally;
- (b) the Parties may communicate to each other such information as may be appropriate concerning any special projects or activities of mutual interest and shall endeavor to harmonise their efforts in this regard; and
- (c) the AALCO may, at its own initiative, provide information or documents which may be relevant to the work of the Court.



4.0 Attendance at Conferences, Meetings and Public Hearings

4.1 The AALCO shall, as appropriate, invite representatives of the Court to attend its Annual Sessions, as well as its inter-sessional meetings, and other meetings or conferences held under its auspices where matters of interest to the Court are under discussion.

4.2 Subject to the applicable provisions of the Rome Statute and the Rules of Procedure and Evidence of the Court, the Court shall endeavor to accommodate the representatives of the AALCO at the public hearings of the Chambers of the Court and any public meetings that may be of interest to the AALCO.

5.0 Financial Implications

5.1 The Parties agree that the costs and expenses resulting from the exchange of information or cooperation pursuant to the present Memorandum of Understanding shall be borne by each of the Parties. The raising of resources and their allocation to any activities carried out under this Memorandum of Understanding are subject to the respective Financial Rules and Regulations of each Party.

6.0 Supplementary Arrangements for the Implementation of the Present Memorandum of Understanding

6.1 The Parties may, for the purpose of implementing the present Memorandum of Understanding, make such supplementary arrangements as may be deemed appropriate.

7.0 Amendment and Termination

7.1 This Memorandum of Understanding may be amended with the mutual consent of the Parties.

7.2 The present Memorandum of Understanding may be terminated by either Party on ninety (90) days' written notice to the other.

Two handwritten signatures in black ink, one appearing to be 'V. M.' and the other 'K. M.', located at the bottom right of the page.



8.0 Entry into Force

8.1 The present Memorandum of Understanding shall enter into force on the date of its signature by the Secretary-General of the AALCO and the President of the Court, or their duly authorized representatives.

In witness thereof, the undersigned have signed the present Memorandum of Understanding.

Signed on this 5th day of February 2008, at The Hague in _____, in duplicate,

For the
International Criminal Court

Philippe Kirsch
President

For the Asian African Legal
Consultative Organization

Wafik Zaher Kamil
Secretary-General

