

# TABLE OF CONTENTS

<b>A. Rome Statute of the International Criminal Court.....</b>	<b>1</b>
Preamble.....	1
<b>PART 1. Establishment of the Court.....</b>	<b>2</b>
Article 1 The Court.....	2
Article 2 Relationship of the Court with the United Nations.....	2
Article 3 Seat of the Court.....	3
Article 4 Legal status and powers of the Court.....	3
<b>PART 2. Jurisdiction, Admissibility and Applicable Law.....</b>	<b>3</b>
Article 5 Crimes within the jurisdiction of the Court.....	3
Article 6 Genocide.....	4
Article 7 Crimes against humanity.....	4
Article 8 War Crimes.....	6
Article 9 Elements of Crimes.....	11
Article 10.....	11
Article 11 Jurisdiction <i>ratione temporis</i> .....	11
Article 12 Preconditions to the exercise of jurisdiction.....	12
Article 13 Exercise of jurisdiction.....	12
Article 14 Referral of a situation by a State Party.....	13
Article 15 Prosecutor.....	13
Article 16 Deferral of investigation or prosecution.....	14
Article 17 Issues of admissibility.....	14
Article 18 Preliminary rulings regarding admissibility.....	15
Article 19 Challenges to the jurisdiction of the Court or the admissibility of a case.....	16
Article 20 <i>Ne bis in idem</i> .....	18
Article 21 Applicable law.....	18
<b>PART 3. General Principles of Criminal Law.....</b>	<b>19</b>
Article 22 <i>Nullum crimen sine lege</i> .....	19
Article 23 <i>Nulla poena sine lege</i> .....	20
Article 24 Non-retroactivity <i>ratione personae</i> .....	20
Article 25 Individual criminal responsibility.....	20
Article 26 Exclusion of jurisdiction over persons under eighteen.....	21
Article 27 Irrelevance of official capacity.....	21
Article 28 Responsibility of commanders and other superiors.....	22
Article 29 Non-applicability of statute of limitations.....	23
Article 30 Mental element.....	23
Article 31 Grounds for excluding criminal responsibility.....	23
Article 32 Mistake of fact or mistake of law.....	24
Article 33 Superior orders and prescription of law.....	25

<b>PART 4. Composition and Administration of the Court</b> .....	<b>25</b>
Article 34 Organs of the Court.....	25
Article 35 Service of judges.....	25
Article 36 Qualifications, nomination and election of judges.....	26
Article 37 Judicial vacancies.....	29
Article 38 The Presidency.....	29
Article 39 Chambers.....	30
Article 40 Independence of the judges.....	31
Article 41 Excusing and disqualification of judges.....	31
Article 42 The Office of the Prosecutor.....	32
Article 43 The Registry.....	33
Article 44 Staff.....	34
Article 45 Solemn undertaking.....	34
Article 46 Removal from office.....	35
Article 47 Disciplinary measures.....	35
Article 48 Privileges and immunities.....	36
Article 49 Salaries, allowances and expenses.....	36
Article 50 Official and working languages.....	37
Article 51 Rules of Procedure and Evidence.....	37
Article 52 Regulations of the Court.....	38
<b>PART 5. Investigation and Prosecution</b> .....	<b>38</b>
Article 53 Initiation of an investigation.....	38
Article 54 Duties and powers of the Prosecutor with respect to investigations.....	39
Article 55 Rights of persons during an investigation.....	40
Article 56 Role of the Pre-Trial Chamber in relation to a unique investigative opportunity.....	41
Article 57 Functions and powers of the Pre-Trial Chambers.....	43
Article 58 Issuance by the Pre-Trial Chamber of a warrant of arrest or a summons to appear.....	44
Article 59 Arrest proceedings in the custodial State.....	45
Article 60 Initial proceedings before the Court.....	46
Article 61 Confirmation of the charges before trial.....	47
<b>PART 6. The Trial</b> .....	<b>49</b>
Article 62 Place of Trial.....	49
Article 63 Trial in the presence of the accused.....	49
Article 64 Functions and the powers of the Trial Chamber.....	49
Article 65 Proceedings on an admission of guilt.....	51
Article 66 Presumption of innocence.....	52
Article 67 Rights of the accused.....	52
Article 68 Protection of the victims and witnesses and their participation in the proceedings.....	53
Article 69 Evidence.....	55
Article 70 Offences against the administration of justice.....	56

Article 71 Sanctions for misconduct before the Court .....	57
Article 72 Protection of national security information .....	57
Article 73 Third-party information or documents .....	59
Article 74 Requirements for the decision .....	59
Article 75 Reparations to the victims .....	60
Article 76 Sentencing .....	61
<b>PART 7. Penalties .....</b>	<b>61</b>
Article 77 Applicable penalties .....	61
Article 78 Determination of the sentence .....	62
Article 79 Trust Fund .....	62
Article 80 Non-prejudice to national application of penalties and national laws .....	62
<b>PART 8. Appeal and Revision .....</b>	<b>63</b>
Article 81 Appeal against a decision of acquittal or conviction or against sentence .....	63
Article 82 Appeal against other decisions .....	64
Article 83 Proceedings on appeal .....	65
Article 84 Revision of conviction or sentences .....	65
Article 85 Compensation to an arrested or convicted person .....	66
<b>PART 9. International Cooperation and Judicial Assistance .....</b>	<b>67</b>
Article 86 General obligation to cooperate .....	67
Article 87 Requests for cooperation: general provisions .....	67
Article 88 Availability of procedures under national law .....	68
Article 89 Surrender of persons to the Court .....	69
Article 90 Competing requests .....	70
Article 91 Contents of request for arrest and surrender .....	71
Article 92 Provisional arrest .....	72
Article 93 Other forms of cooperation .....	73
Article 94 Postponement of execution of a request in respect of ongoing investigation or prosecution .....	76
Article 95 Postponement of execution of a request in respect of an admissibility challenge .....	76
Article 96 Contents of request for other forms of assistance under article 93 .....	77
Article 97 Consultations .....	78
Article 98 Cooperation with respect to waiver of immunity and consent to surrender .....	78
Article 99 Execution of requests under articles 93 and 96 .....	79
Article 100 Costs .....	80
Article 101 Rule of speciality .....	80
Article 102 Use of terms .....	81

<b>PART 10. Enforcement</b> .....	<b>81</b>
Article 103 Role of States in enforcement of sentences of imprisonment .....	81
Article 104 Change in designation of State of enforcement .....	82
Article 105 Enforcement of the sentence .....	82
Article 106 Supervision of enforcement of sentences and conditions of imprisonment.....	83
Article 107 Transfer of the person upon completion of sentence .....	83
Article 108 Limitation on the prosecution or punishment of other offences.....	84
Article 109 Enforcement of fines and forfeiture measures .....	84
Article 110 Review by the Court concerning reduction of sentences .....	84
Article 111 Escape .....	85
<b>PART 11. Assembly of States Parties</b> .....	<b>86</b>
Article 112 Assembly of States Parties .....	86
<b>PART 12. Financing</b> .....	<b>87</b>
Article 113 Financial Regulations .....	87
Article 114 Payment of expenses .....	88
Article 115 Funds of the Court and of the Assembly of States Parties .....	88
Article 116 Voluntary contributions .....	88
Article 117 Assessment of contributions .....	89
Article 118 Annual audit .....	89
<b>PART 13. Final Clauses</b> .....	<b>89</b>
Article 119 Settlement of disputes.....	89
Article 120 Reservations .....	90
Article 121 Amendments .....	90
Article 122 Amendments to provisions of an institutional nature.....	91
Article 123 Review of the Statute .....	91
Article 124 Transitional Provision.....	92
Article 125 Signature, ratification, acceptance, approval or accession.....	92
Article 126 Entry into force.....	92
Article 127 Withdrawal .....	93
Article 128 Authentic texts.....	93