



Appendix A – Additional comments

While we endorse the principles and intent of the International Criminal Court, we do have reservations about the way in which its jurisprudence and practice may evolve.

These involve three inter-related areas of concern.

1. The lack of precision in the definition of some crimes, particularly ‘crimes against humanity’, creates the possibility that the ICC’s jurisdiction might become broader than was intended. Rather than focusing on the most serious international crimes, it could start to pursue cases that are properly within the jurisdiction of the domestic courts of member states.
2. The pattern of jurisprudence that develops will partly depend on the composition of the Court and the elected panel of judges. Thus the potential exists for it to be used to promote a particular international political or ideological agenda.
3. A combination of these two creates the possibility that the operation of the ICC might evolve in a way that is inconsistent with Australia’s national interest. The possibility exists that the principle of complementarity, rather than providing protection for member states, could lead to intervention by the ICC in some cases where the executive or judicial process of member states has resulted in a failure to prosecute, the dismissing of an action or an acquittal.

As a consequence, our support for the majority view of the Committee recommending ratification is highly qualified. Specifically, it is conditional upon the adoption of all other recommendations, particularly :

- a) Recommendations 2, 3 and 4 declaring the primacy of Australia’s jurisdiction;

- b) Recommendation 4 interpreting the crimes strictly according to the definitions defined in the International Criminal Court (Consequential Amendments) Bill; and
- c) Recommendation 6 establishing a process to regularly monitor and report to Parliament on the operations of the ICC.

With regard to Recommendation 6, it is further recommended that Australia's continued participation in the ICC be conditional on the sound development of the ICC's jurisprudence and practice. The review process must be satisfied that the ICC is not evolving in a way which is contrary to Australia's national interest, specifically that the interpretations of the listed crimes remain consistent with those defined by Australian legislation and that the application of the principle of complementarity does not compromise Australia's sovereignty over its domestic criminal jurisdictions and social policy. **It is further recommended that if such developments do occur, Australia exercise its right of withdrawal under Article 127.**

Kerry Bartlett MP

Senator Julian McGauran

Steven Ciobo MP

Senator Tsebin Tchen

Senator Brett Mason



Appendix B – Inquiry process, submissions, exhibits and witnesses

Inquiry process

On 10 October 2001 the National Interest Analysis (NIA) and the text of the Statute of an International Criminal Court were tabled in the Parliament as part of a batch of 8 treaties. On 14-15 October 2001 details of the Committee's inquiry into these treaties was advertised in *The Weekend Australian* and on the Committee's web site.

The Committee conducted an initial hearing in Canberra on 30 October 2000 at which the Department of Foreign Affairs and Trade, Attorney-General's Department and the Department of Defence presented evidence regarding the Statute. After considering the evidence given at this hearing, the Committee concluded that there was a need to extend its investigation of this treaty.

On 4 November 2001 the Committee placed a further advertisement in *The Weekend Australian* calling for submissions to an Inquiry into the Statute of an International Criminal Court and the web site was updated to reflect the extended inquiry. In addition, the Chair wrote to the Attorney-General asking that the legislation proposing to harmonise domestic law with the requirements of the ICC Statute be referred to the Committee. On 17 January 2001 the Committee received a letter from the Attorney-General and the Foreign Minister agreeing that the legislation to implement the Statute should be considered by the Committee in conjunction with its consideration of the National Interest Analysis. It was not until 30 August 2001 that exposure drafts of the International Criminal Court Bill 2001 and the International Criminal Court (Consequential Amendments) Bill 2001 were provided.

The Committee received 252 written submissions. All copies of submissions received electronically have been placed on the web site www.aph.gov.au/house/committee/jsct/. Hard copies of submissions are

available from the Committee Secretariat. The submissions and exhibits are listed below.

The Committee took evidence at public hearings on 13 February 2001 in Sydney, 14 March 2001 in Melbourne, 19 April 2001 in Perth, 24 September 2001 in Canberra, 9 April 2002 in Sydney and 10 April 2002 in Canberra. The names of the witnesses appearing at these hearings are listed below. Transcripts of the evidence taken at the hearings are available from the Committee's internet site or by contacting the Committee Secretariat.

Submissions

1	National Civic Council (WA)	18.1	Dr Ian Spry Q.C.
1.1	National Civic Council (WA)	18.2	Dr Ian Spry Q.C.
2	Scales and Partners	18.3	Dr Ian Spry Q.C.
2.1	Scales and Partners	19	Council for the National Interest
3	Mr Davvyd Williams	19.1	Council for the National Interest
4	Mrs Babette Francis	19.2	Council for the National Interest
5	Mr Arthur Hartwig	20	New South Wales Bar Association
6	Mr & Mrs E L & EE Knight	21	Mrs Dawn Brown
7	Ms Helen Brady	22	Australian Lawyers for Human Rights
8.2	Hon Justice John Perry	23.1	Australian Lawyers for Human Rights
8.3	Hon Justice John Perry	23	Human Rights Watch
8.1	Hon Justice John Perry	23.1	Human Rights Watch
8	Hon Justice John Perry	24	International Commission of Jurists
9	Maj Gen Digger James	25	Australian Red Cross (National)
10	Ms Nicole McDonald	26	Australian Red Cross (National Advisory Committee on International Humanitarian Law)
11.1	Ms June Beckett	198.1	Australian Red Cross (National Advisory Committee on International Humanitarian Law)
11.2	Ms June Beckett	198.1	Australian Red Cross (National Advisory Committee on International Humanitarian Law)
11	Ms June Beckett	198.1	Australian Red Cross (National Advisory Committee on International Humanitarian Law)
12	Mr Frank Devitt	198.1	Australian Red Cross (National Advisory Committee on International Humanitarian Law)
13	Supreme Court Adelaide	27	Mr Robert Williams
14	Adelaide Christian Centre International	28	Ms Eliana Freydel Miller
15	Mr Bob Redfern	29	Law Council of Australia
16	Amnesty International Australia	30	Festival of Light (SA)
16.1	Amnesty International Australia		
16.2	Amnesty International Australia		
16.3	Amnesty International Australia		
16.4	Amnesty International Australia		
17	Coalition for an International Criminal Court		
18	Dr Ian Spry Q.C.		

198.1	Festival of Light (SA)	66	Mr Robert Halliday
31	United Nations Association of Australia Inc.	67	W R Emerton
32	Legacy Coordinating Council Inc	68	Mrs Helen Harrison
33	Professor Hilary Charlesworth	68	Mr Doug Harrison
34	UNICEF Australia	69	Ms Jean Eykamp
35.1	Mr Ben Clarke	70	Ms Jennie Goldsack
35	Mr Ben Clarke	71	Mr Kevin Connors
36	Mr Gareth Kimberly	72	M C Turner
37	Refugee Council of Australia	73	Mr Tom Fraser
38	Mr R H Gustard	73	Mrs Jeanette Fraser
39	Mr John Stone	74	Mr Michael Sweeney
40	Confidential	75	Mr Ken Lawson
41	Attorney-General & Foreign Minister	76	Mr Arthur Hine
42	Mr & Mrs Michael & Jo Renehan	77	Mr J Edwin Pink
43	Dr Glenister Sheil	78	Mr Rod Evans
44	Mr George Bradney	79	Ms Valeria Staddon
45	Mr A Drury	80	Mr Richard Bryant
46	Mr R Barnett	81	Mr Malcolm Cliff
198.1	Mr R Barnett	82	Mr Nic Faulkner
47	National Party of Australia (Pioneer)	83	Ms Margaret Gardner
48	Mr Alf Lelia	84	Mr Peter Friis
49	Ms Caroline Ransom	85	Mr Henry Eiler
50	Dr Peter Ferwerda	86	Mr Stewart Coad
51	Mr Lawrence Haggerty	87	Mrs Annette Burke
52	Mr Frederick Howie	88	Ms Marlene Norris
53	Mr Ian Schultz	89	Mr David Mira-Bateman
54	Mrs Francis Chester	90	Mr Michael Kearney
55	Mr Athol Chester	90.1	Vigilance Committee
56	Mr Bill Trevillian	91	Mr Doug Howard
57	Mr William Blain	92	Mrs S Howard
58	Mrs L Bell	93	H Morrow
59	Mr Francis Cole	94	Marsh Family
59	Ms Jennifer Cole	95	Mr Anthony Grigor-Scott
60	Mr Shane Flynn	96	Deir Yassin Remembered
61	Mr Jim Shanks	97	Ms Barbara Cliff
62	Mr Kevin Thompson	98	Mrs Val Wicks
63	Ms Bindi Mira-Batemen	98	Mr Graeme Wicks
64	Mr Bob McGregor-Skinner	99	Ms Anne Russell
64	Mrs Sophie McGregor-Skinner	100	Mr M Salmon
65	Mr Robert Connors	100	Mrs J Salmon
		101	Mrs M Skinner
		102	B Nelson
		103	Ms Joan Michie

104	World Vision Australia	140	Mr W Mitchell
105	Mr Brian Branch	141	Mrs Julie Bates
106	Mrs Joan Watson	141	Mr Howard Bates
107	Mrs D Reynolds	142	Clr Nadim Joukhadar
108	Mr Stan Stanfield	143	Mrts E Brown
109	Mr John Stewart	144	Mr Allen Kingston
110.1	Mr Rupert Sherlock	145	Mr Andrew Anderton
110	Mr Rupert Sherlock	146	Mr Reg Macey
111	Mr J E Spraggon	147	Australian Legion of Ex-Servicemen and Women
112	Mr' Theo Hettershield	148	Br James Ward
113	Mrs M C Mercer	149	Mr Alan Barron
114	Mrs Eve Drinkald	149	Mrs Lyn Barron
114	Mr Ken Drinkald	150	Mr Peter Davis
115	Mr M W James	151	Youth Concerned
115	Mrs D M James	151	Youth Concerned
116	Mr Ray Allen OAM	152	Mr Michael Fawcett
117	Mr Maurice Shaya	153	Mr Rod Sullivan
118	Mr Denis McCormack	154	Mr Ces Clark M.I.I.A.
119	Dr I B Cameron	155	Mr Gary Ryan
120	Wallace Binnie	156	Mrs Mary Sexton
121	Mrs Everdina Slee	157	D O'brien
122	Mrs Evonne Moore	158	Mrs Gordana Duvnjak
123	Ms Jeanette Moods	159	Saltshakers
124	Ms Carole Christianson	159	Saltshakers
125	Ms Karen Mackinnon	160	Mr Jim Kennedy
126	Mr James Boc	161	Mrs R Boyce
126	Mrs Tracey Boc	161	Mr N Boyce
127	Ms Wendy Norden	162	Mrs Betty McPhee
128	Mr Bruce Ford	163	Mr Richard Gellie
128	Mrs Betty Ford	164	B W Diggles
129	Confidential	165	Mr Greg Willson
130	Mrs Janice O'Brien	166	Mrs Margaret Dixon
131	Mr Bernard O'Brien	167	Australian Defence Association
132	Mr Barry Lidner	168	Mrs J J Morrissey
133	Mr Graham McGowan	168	Mr John Morrissey
134	Mr Douglas Beaumont	169	Ms Julie Arthur
135	Mrs Mary Beaumont	170	Dr Jerome Mellor
136	Ms Julie Beare	171	Mr Edmund Cahill
137	R E Schmidt	172	Mrs Forwan
137	A T Schmidt	173	Mr Michael Sobb
138	Mrs Catherine O'Connor	174	Mr James Crockett
139	Ms Isabel Bell MACE	198.1	Mr James Crockett
140	Mrs Agnes Mitchell		

175	Mr Charles Scichuna	211	Ms Faye Alford
176	Mr K O'Gorman	212	Mr Alexander Reid
177	Mr Phillip Brabin	213	Ms Mary Hertzog
178	Mr John Casanova	214	Mr Peter Murray
179	Mr Tom king	215	Mr Klaus Clapinski
179	Mrs Margaret King	216	Ms Brenda Lee
180	J F McCormack	217	Mr James Cockayne
181	Mrs Maureen Jongebloed	218	Mr Patrick Healy
198.1	Mrs Maureen Jongebloed	219	International Commission of Jurists (QLD Branch)
182	Mr Peter Keogh	220	Mr Kevin McLaughlin
183	Ms Isobel Gawler	221	Mr John McCormack
184	Ms Wendy Lehmann	222	Mr Robert Doran
185	Mr Peter McDonald	223	Mrs Marie Barwick
186	Ms Trudy Lancaster	224	Sydney University Law School Amnesty Group
187	G F Tonge	225	Mr & Mrs Peters
188	Bartle Kempster	227	Mr Klaus Clapinsky
189	Australian Council of Trade Unions (ACTU)	228	Professor Geoffrey Walker
190	Australian Bahai Community	229	The Presbytery of Benalla
191	Mr Bernard Rusterholtz	230	Mr David Kane
191	Mrs Winsome Rusterholtz	231	Professor George Winterton
192	Mr John Gibbons	232	Attorney-General's Department
193	Parliament of Victoria	232.1	Attorney-General's Department
194	Mr C J McCormack	233	Br John Moylan
195	Mr Leo McManus	234	Mr Gerald Ackerman
196	V W Hickey	235	Ms Catherine Sullivan
197	Laurie Marantelli	236	Mr Robert Atkins
198	Mr Robert Downey	237	Ms Ursula Bennett
198.1	Mr Robert Downey	238	Mr Peter Davis
199	Mrs Mary Cudmore	239	Caston Centre for Human Rights Law
200	Our Lady of the Rosary Parish	240	Br John Moylan
201	Mr Des O'Callaghan	241	Australian Patriot Movement
202	Ms Tina Lesses	241.1	Australian Patriot Movement
203	National Civic Council (Vic - Isaacs)	242	Mr Laurie Marantelli
204	Ms Elizabeth Bennett	243	Mr Leo Wirquans
205	Ms Jane Munro	244	Australian Red Cross
206	Mrs E Arundell	245	Mr Tim Webb
207	Mrs A B Buchan	246	The Australian Institute for Holocaust and Genocide
208	Mr Gerald Ackermann	247	Department of Foreign Affairs and Trade
209	Mr David Plevin	248	Law Institute of Victoria
210	Australian Family Association (Mildura)		

249	Professor G Wilkins	252	United Nations Association of Australia (WA Division)
250	Mr Bruce Ruxton		
251	Mr Barry Gatwick		

Note: In addition, the Committee also received identical letters from eight individuals as part of an organised letter writing campaign. They all expressed opposition to the ICC Statute.

Exhibits

- 1 Mrs Babette Francis (National and Overseas Coordinator, Endeavour Forum), Professor Richard C Wilkins, Professor of Law Brigham Young University, *'Doing the Right Thing: The International Criminal Court and Social Engineering*.
- 2 Foreign Affairs, Defence and Trade Committee (House of Representatives), New Zealand), *Report on International Treaty Examination of the Rome Statute of the International Criminal Court*, 4 May 2000.
- 3 Professor Timothy McCormack (Chair, National Advisory Committee on International Humanitarian Law, Australian Red Cross), Doherty K & McCormack T, *Journal of International Law and Policy*, UC Davis International Law and Policy, Vol 5, Spring 1999, No. 2.
- 4 Professor Timothy McCormack (Chair, National Advisory Committee on International Humanitarian Law, TLH McCormack & S Robertson, *Jurisdictional Aspects of the Statute of the New International Criminal Court*, Melbourne University Law Review, Volume 23, Number 3, 1999, pp. 636– 667.
- 5 Maj Gen Digger James, I C F Spry, Legal Notes, *A Proposed International Criminal Court*, National Observer, Spring 2000, Number 46.
- 6 Mr John Stone, Paper delivered by John Stone to the 12th Conference of the Samuel Griffith Society, *Setting the Sovereignty Scene: Use and Abuse of Treaty Power*, Sydney, 11 November 2000.
- 7 Ms Joanne Lee (Research Associate, International Centre for Criminal Law Reform and Criminal Justice Policy), *International Criminal Court: Manual for the Ratification and Implementation of the Rome Statute*, Joint Project of the ICHRDD and ICCLR&CJP May 2000.
- 8 Mr Asem Judeh (Director, Deir Yassin Remembered), Photographs and newspaper cuttings.
- 9 Dr Ian Spry QC (Editor, National Observer), *The Erosion of National Sovereignty*, An address given by Sir Harry Gibbs to the Samuel Griffith Society on 10 November 2000.

- 10 Dr Ian Spry QC (Editor, National Observer), 'International Criminal Court will limit our Freedom' *The Australian Financial Review*, 13 March 2001, Letters to the Editor, Ex-Military Officers.
- 11 Dr Ian Spry QC (Editor, National Observer), Paper, *The United States rejects the Proposed International Criminal Court*.
- 12 Dr Ian Spry QC (Editor, National Observer), Casey L A & Schaefer B D, *The International Criminal Court: The Issues*.
- 13 Dr Ian Spry QC (Editor, National Observer), Michael P Scharf, *Results of the Rome Conference for an International Criminal Court*, American Society of International Law, August 1998.
- 14 Dr Ian Spry QC (Editor, National Observer), Gary T Dempsey, Foreign Policy Expert at the Cato Institute, *Reasonable Doubt: The Case Against the Proposed International Criminal Court*, CATO Policy Analysis No. 311, July 16 1998.
- 15 Dr Ian Spry QC (Editor, National Observer), David J Scheffer, US Ambassador at Large for War Crimes, *America's Stake in Peace, Security and Justice*, August 11 1998, US Department of State.
- 16 Dr Ian Spry QC (Editor, National Observer), David J Scheffer, US Ambassador at Large for War Crimes, *International Criminal Court: The Challenge of Jurisdiction*, U S Department of State, March 16, 1999.
- 17 Dr Ian Spry QC (Editor, National Observer), *The International Criminal Court - - A Threat to American Military Personnel*, Serial No. 106-176, 25 July 2000, House of Representatives, Committee on International Relations, URL: www.house.gov/internationalrelations
- 18 Hon Justice John Perry (Supreme Court Adelaide) - Slides from a presentation given by Justice Perry
- 18.1 Hon Justice John Perry (Supreme Court Adelaide), Report from the Preparatory Commission for the International Criminal Court 2 November 2000.
- 19 Embassy of the Peoples Republic of China, Letter to De-Anne Kelly MP, July 13, 2001.
- 20 Professor R Wilkins, Letter to Editor dated 25/04/2002.
- 21 Professor R Wilkins, memorandum to The Hon. Nick Minchin, *Possible Constitutional and Domestic Law Implications of Ratifying the Rome Statute for the Creation of an International Criminal Court*, 15 February 2001.
- 22 Professor R Wilkins, Paper, *Ramifications of the International Criminal Court for War, Peace and Social Change*.

Witnesses

Monday, 30 October 2000 – Canberra

Attorney-General's Department

Mr Christopher Hodges, Principal Legal Officer, International Branch, Criminal Law Division

Ms Rebecca Irwin, Principal Legal Officer, Office of International Law

Mr Mark Jennings, Senior Adviser

Mr Geoffrey Skillen, Senior Legal Officer

Department of Defence

Commodore Robyn Warner, Acting Director, Operations and International Law

Department of Foreign Affairs and Trade

Mr Winfred Peppinck, Executive Director, Treaties Secretariat

Mr Richard Rowe, Legal Adviser

Mr Peter Scott, Executive Officer, International Law Section, Legal Branch

Tuesday, 13 February 2001 - Sydney

Individuals

Mr Gareth Kimberley

Ms Nicole McDonald

Mr John Stone

Amnesty International

Mr John Greenwell, Member, Government Liaison

Mr Des Hogan, Campaign Coordinator

Mr Christopher Ward

Australian Lawyers for Human Rights

Ms Kate Eastman, President

Director of Public Prosecutions (NSW)

Ms Helen Brady, Solicitor

Human Rights Watch

Ms Indira Rosenthal, Counsel

International Commission of Jurists

The Hon Justice John Dowd, President, Australian Section

New South Wales Bar Association

Mr Tim Game SC, Bar Council Representative

Mr David Re, Lawyer Assisting

The Issue

Ms June Beckett, Director/Journalist

UNICEF Australia

Ms Gaye Phillips, Chief Executive

Wednesday, 14 March 2001 – Melbourne**Individuals**

Hon Justice John Perry

Mr Denis McCormack

Australian Red Cross

Hon James Carlton, Past President

Rev Professor Michael Tate, Member, National Advisory Committee on International Humanitarian Law

Australian Red Cross (National Advisory Committee on International Humanitarian Law)

Professor Timothy McCormack, Chair

Legacy Coordinating Council

Mr Graham Riches, Vice Chairman

National Observer and RSL

Dr Ian Spry QC

World Vision Australia

Mr Gregory Thompson, Manager, Advocacy Network

Ms Alison Wells, Policy and Campaigns Officer, Advocacy Network (Aust)

Thursday, 19 April 2001 - Perth

Individuals

Mr Ben Clarke LLB, LLM

Mr Rupert Sherlock

Council for the National Interest

Rear Admiral Philip Kennedy, Chairman

Major General Ken Taylor, Committee

Mr Denis Whitely, Executive Director

National Civic Council (Western Australian Branch)

Mr Richard Egan, State President

Monday, 24 September 2001 - Canberra

Attorney-General's Department

Ms Joanne Blackburn, First Assistant Secretary, Criminal Justice

Mr Christopher Hodges, Principal Legal Officer, International Crime Branch

Mr Geoffrey Skillen, Acting Senior Legal Officer, International Crime Branch

Ms Annette Willing, Acting Assistant Secretary, International Branch

Department of Foreign Affairs and Trade

Ms Amanda GORELY, Director, International Law Section

Mr Richard Rowe, Legal Adviser

Department of Defence

Commodore Warwick GATELY, Director General, Joint Operations and Plans

Major Bruce OSWALD, Deputy Director, International Law

Tuesday, 9 April 2002 – Sydney**National Advisory Committee on International Humanitarian Law, Australian Red Cross**

Professor Tim McCormack, Chairman

Australian Institute for Holocaust and Genocide Studies

Mr Ara Margossian, Director,

Wednesday, 10 April 2002 – Canberra**Amnesty International Australia**

Mr John Henry Greenwell, Member, Government Liaison Group

Attorney-General's Department

Mr Ben Bartos, Legal Officer, International Crime Branch

Ms Joanne Blackburn, First Assistant Secretary, Criminal Justice

Mr Geoffrey Skillen, Acting Principal Legal Officer, International Crime Branch

Ms Robin WARNER, Assistant Secretary, International Crime Branch

Department of Foreign Affairs and Trade

Ms Amanda GORELY, Director, International Law Section

Mr Peter Scott, Executive Officer, International Law Section

Department of Defence

Major James Gaynor, Defence Legal Service

Group Captain Simon Harvey, Director of Operations and International Law

Commodore Michael Smith, Director-General, Defence Legal Services



Appendix C – The Like-Minded Group

Background¹

In the lead-preparatory negotiations for the development of the Rome Statute a group of countries came together based on the following principles:

1. To safeguard the integrity of the Statute adopted in Rome;
2. To work jointly for the Rome Statute's early entry into force;
3. To ratify or accede to the Rome Statute as early as possible;
4. To complete the remaining tasks assigned to the Preparatory Commission in resolution F as early as possible;
5. To encourage other States, through appropriate contacts and to the extent possible, to ratify or accede to the Rome Statute as early as possible; and
6. To fully support appropriate planning and the practical preparations for the effective establishment of the Court.

Canada was the initial chair in 1998. Australia has chaired the Group from 1998 till the present day.

¹ From information provided by Department of Foreign Affairs and Trade.

The membership includes the following countries:

Andorra	Czech Republic	Lesotho	Senegal
Argentina	Denmark	Liechtenstein	Sierra Leone
Austria	Egypt	Lithuania	Singapore
Australia (Chair)	Estonia	Luxembourg	Slovakia
Belgium	Fiji	Malawi	Slovenia
Benin	Finland	Malta	Solomon Islands
Bosnia- Herzegovina	Gabon	Namibia	South Africa
Brazil	Georgia	Netherlands	Spain
Brunei	Germany	New Zealand	Swaziland
Bulgaria	Ghana	Norway	Sweden
Burkina Faso	Greece	Philippines	Switzerland
Burundi	Hungary	Portugal	Trinidad and Tobago
Canada	Iceland	Poland	United Kingdom
Costa Rica	Ireland	Republic of Korea	Venezuela
Chile	Italy	Romania	Zambia
Congo (Brazzaville)	Jordan	Samoa	Zimbabwe
Cote d'Ivoire	Latvia	San Marino	
Croatia			



Appendix D – Signatories and States parties to the ICC Statute¹

Signatories: 139 Parties: 66.

Participant	Signature	Ratification, acceptance (A), approval (AA), accession (a)
Albania	18 Jul 1998	
Algeria	28 Dec 2000	
Andorra	18 Jul 1998	30 Apr 2001
Angola	7 Oct 1998	
Antigua and Barbuda	23 Oct 1998	18 Jun 2001
Argentina	8 Jan 1999	8 Feb 2001
Armenia	1 Oct 1999	
Australia	9 Dec 1998	
Austria	7 Oct 1998	28 Dec 2000
Bahamas	29 Dec 2000	
Bahrain	11 Dec 2000	
Bangladesh	16 Sep 1999	
Barbedos	8 Sep 2000	
Belgium	10 Sep 1998	28 Jun 2000
Belize	5 Apr 2000	5 Apr 2000
Benin	24 Sep 1999	22 Jan 2002
Bolivia	17 Jul 1998	
Bosnia and Herzegovina	17 Jul 2000	11 Apr 2002
Botswana	8 Sep 2000	8 Sep 2000
Brazil	7 Feb 2000	

¹ This information was copied on 11 April 2002 from a listing provided on the Home Page of the International Criminal Court, at <http://untreaty.un.org/ENGLISH/bible/englishinternetbible/partI/chapterXVIII/treaty10.asp>.

Participant	Signature	Ratification, acceptance (A), approval (AA), accession (a)
Bulgaria	11 Feb 1999	11 Apr 2002
Burkina Faso	30 Nov 1998	
Burundi	13 Jan 1999	
Cambodia	23 Oct 2000	11 Apr 2002
Cameroon	17 Jul 1998	
Canada	18 Dec 1998	7 Jul 2000
Cape Verde	28 Dec 2000	
Central African Republic	7 Dec 1999	3 Oct 2001
Chad	20 Oct 1999	
Chile	11 Sep 1998	
Colombia	10 Dec 1998	
Comoros	22 Sep 2000	
Congo	17 Jul 1998	
Costa Rica	7 Oct 1998	7 Jun 2001
Côte d'Ivoire	30 Nov 1998	
Croatia	12 Oct 1998	21 May 2001
Cyprus	15 Oct 1998	7 Mar 2002
Czech Republic	13 Apr 1999	
Democratic Republic of the Congo	8 Sep 2000	11 Apr 2002
Denmark	25 Sep 1998	21 Jun 2001
Djibouti	7 Oct 1998	
Dominica		12 Feb 2001a
Dominican Republic	8 Sep 2000	
Ecuador	7 Oct 1998	5 Feb 2002
Egypt	26 Dec 2000	
Eritrea	7 Oct 1998	
Estonia	27 Dec 1999	30 Jan 2002
Fiji	29 Nov 1999	29 Nov 1999
Finland	7 Oct 1998	29 Dec 2000
France	18 Jul 1998	9 Jun 2000
Gabon	22 Dec 1998	20 Sep 2000
Gambia	4 Dec 1998	
Georgia	18 Jul 1998	
Germany	10 Dec 1998	11 Dec 2000
Ghana	18 Jul 1998	20 Dec 1999
Greece	18 Jul 1998	
Guinea	7 Sep 2000	
Guinea-Bissau	12 Sep 2000	
Guyana	28 Dec 2000	
Haiti	26 Feb 1999	

Participant	Signature	Ratification, acceptance (A), approval (AA), accession (a)
Honduras	7 Oct 1998	
Hungary	15 Jan 1999	30 Nov 2001
Iceland	26 Aug 1998	25 May 2000
Iran (Islamic Republic of)	31 Dec 2000	
Ireland	7 Oct 1998	11 Apr 2002
Israel	31 Dec 2000	
Italy	18 Jul 1998	26 Jul 1999
Jamaica	8 Sep 2000	
Jordan	7 Oct 1998	11 Apr 2002
Kenya	11 Aug 1999	
Kuwait	8 Sep 2000	
Kyrgyzstan	8 Dec 1998	
Latvia	22 Apr 1999	
Lesotho	30 Nov 1998	6 Sep 2000
Liberia	17 Jul 1998	
Liechtenstein	18 Jul 1998	2 Oct 2001
Lithuania	10 Dec 1998	
Luxembourg	13 Oct 1998	8 Sep 2000
Madagascar	18 Jul 1998	
Malawi	2 Mar 1999	
Mali	17 Jul 1998	16 Aug 2000
Malta	17 Jul 1998	
Marshall Islands	6 Sep 2000	7 Dec 2000
Mauritius	11 Nov 1998	5 Mar 2002
Mexico	7 Sep 2000	
Monaco	18 Jul 1998	
Mongolia	29 Dec 2000	11 Apr 2002
Morocco	8 Sep 2000	
Mozambique	28 Dec 2000	
Namibia	27 Oct 1998	
Nauru	13 Dec 2000	12 Nov 2001
Netherlands	18 Jul 1998	17 Jul 2001 A
New Zealand	7 Oct 1998	7 Sep 2000
Niger	17 Jul 1998	11 Apr 2002
Nigeria	1 Jun 2000	27 Sep 2001
Norway	28 Aug 1998	16 Feb 2000
Oman	20 Dec 2000	
Panama	18 Jul 1998	21 Mar 2002
Paraguay	7 Oct 1998	14 May 2001
Peru	7 Dec 2000	10 Nov 2001
Philippines	28 Dec 2000	

Participant	Signature	Ratification, acceptance (A), approval (AA), accession (a)
Poland	9 Apr 1999	12 Nov 2001
Portugal	7 Oct 1998	5 Feb 2002
Republic of Korea	8 Mar 2000	
Republic of Moldova	8 Sep 2000	
Romania	7 Jul 1999	11 Apr 2002
Russian Federation	13 Sep 2000	
Saint Lucia	27 Aug 1999	
Samoa	17 Jul 1998	
San Marino	18 Jul 1998	13 May 1999
Sao Tome and Principe	28 Dec 2000	
Senegal	18 Jul 1998	2 Feb 1999
Seychelles	28 Dec 2000	
Sierra Leone	17 Oct 1998	15 Sep 2000
Slovakia	23 Dec 1998	11 Apr 2002
Slovenia	7 Oct 1998	31 Dec 2001
Solomon Islands	3 Dec 1998	
South Africa	17 Jul 1998	27 Nov 2000
Spain	18 Jul 1998	24 Oct 2000
Sudan	8 Sep 2000	
Sweden	7 Oct 1998	28 Jun 2001
Switzerland	18 Jul 1998	12 Oct 2001
Syrian Arab Republic	29 Nov 2000	
Tajikistan	30 Nov 1998	5 May 2000
Thailand	2 Oct 2000	
the former Yugoslav Republic of Macedonia	7 Oct 1998	6 Mar 2002
Trinidad and Tobago	23 Mar 1999	6 Apr 1999
Uganda	17 Mar 1999	
Ukraine	20 Jan 2000	
United Arab Emirates	27 Nov 2000	
United Kingdom & Northern Ireland	30 Nov 1998	4 Oct 2001
United Republic of Tanzania	29 Dec 2000	
United States of America*	31 Dec 2000	
Uruguay	19 Dec 2000	
Uzbekistan	29 Dec 2000	
Venezuela	14 Oct 1998	7 Jun 2000
Yemen	28 Dec 2000	
Yugoslavia	19 Dec 2000	6 Sep 2001
Zambia	17 Jul 1998	

Participant	Signature	Ratification, acceptance (A), approval (AA), accession (a)
Zimbabwe	17 Jul 1998	

* In a letter to the Secretary-General of the United Nations, Kofi Annan the Under Secretary for Arms Control and International Security, John R Bolton, on 6 May 2002, indicated that the United States of America ‘does not intend to become a party to the treaty. Accordingly, the United States has no legal obligations arising from its signature on December 31, 2000. The United States requests that its intention not to become a party, as expressed in this letter, be reflected in the depository’s status lists relating to this treaty’.

