

Reference: C.N.87.2013.TREATIES-XVIII.10.b (Depositary Notification)

AMENDMENTS ON THE CRIME OF AGGRESSION TO THE ROME STATUTE
OF THE INTERNATIONAL CRIMINAL COURT.

KAMPALA, 11 JUNE 2010

LUXEMBOURG: RATIFICATION

The Secretary-General of the United Nations, acting in his capacity as depositary, communicates the following:

The above action was effected on 15 January 2013.

The Secretary-General would like to refer to C.N.651.2010.TREATIES-8 (Depositary Notification) of 29 November 2010 on the adoption, by the Review Conference held in Kampala, Uganda, from 31 May to 11 June 2010, of amendments to the Rome Statute on the crime of aggression, and draws the attention of concerned States to the following:

In accordance with article 123, paragraph 3, of the Rome Statute, the provisions of article 121, paragraphs 4, 5 and 6 apply to the entry into force of any amendment to the Rome Statute considered at a Review Conference. Article 121, paragraphs 4, 5 and 6 provide as follows:

“4. Except as provided in paragraph 5, an amendment shall enter into force for all States Parties one year after instruments of ratification or acceptance have been deposited with the Secretary-General of the United Nations by seven-eighths of them.

“5. Any amendment to articles 5, 6, 7 and 8 of this Statute shall enter into force for those States Parties which have accepted the amendment one year after the deposit of their instruments of ratification or acceptance. In respect of a State Party which has not accepted the amendment, the Court shall not exercise its jurisdiction regarding a crime covered by the amendment when committed by that State Party's nationals or on its territory.

“6. If an amendment has been accepted by seven-eighths of States Parties in accordance with paragraph 4, any State Party which has not accepted the amendment may withdraw from this Statute with immediate effect, notwithstanding article 127, paragraph 1, but subject to article 127, paragraph 2, by giving notice no later than one year after the entry into force of such amendment.

By its resolution RC/Res.6 of 11 June 2010, the Review Conference decided that the amendments on the crime of aggression “shall enter into force in accordance with article 121, paragraph 5” of the Rome Statute.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned. Depositary notifications are issued in electronic format only. Depositary notifications are made available to the Permanent Missions to the United Nations in the United Nations Treaty Collection on the Internet at <http://treaties.un.org>, under "Depositary Notifications (CNs)". In addition, the Permanent Missions, as well as other interested individuals, can subscribe to receive depositary notifications by e-mail through the Treaty Section's "Automated Subscription Services", which is also available at <http://treaties.un.org>.

In resolution ICC-ASP/9/Res.3 of 10 December 2010, adopted at its ninth session held at New York, the Assembly of States Parties noted that the amendments on the crime of aggression “shall enter into force in accordance with article 121, paragraph 5” of the Rome Statute.

Bearing in mind the above, the amendments will enter into force for Luxembourg on 15 January 2014.

15 January 2013

A handwritten signature in black ink, appearing to be 'J. G. W.', written in a cursive style.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned. Depository notifications are issued in electronic format only. Depository notifications are made available to the Permanent Missions to the United Nations in the United Nations Treaty Collection on the Internet at <http://treaties.un.org>, under "Depository Notifications (CNs)". In addition, the Permanent Missions, as well as other interested individuals, can subscribe to receive depository notifications by e-mail through the Treaty Section's "Automated Subscription Services", which is also available at <http://treaties.un.org>.