Brazil

General Debate

Speaker: H.E. Mr. Piragibe dos Santo Tarragô, Ambassador to the Netherlands

Brazil has observed conflicting perceptions on the activities of the Court, notably due to clashes between political and legal imperatives.

Cooperation: While recognizing the paramount importance of cooperation by States Parties, so that the Court can fully discharge its mandate, Brazil expresses concern with the prospect of the use of coercive measures, unauthorized by the UNSC, in order to foster State cooperation with the implementation of ICC mandates. It is important to stress the positive dimension of cooperation, through strengthening national capacities, and refrain from using restrictive measures contrary to international law. Brazil welcomes the accession of the State of Palestine to the Statute, as well as the inclusion of the promotion of universality as one of the priorities of the Court under the Presidency of Judge Fernández de Gurmendi.

The Kampala Amendments are essential to international criminal justice and Brazil is committed to their ratification.

The heavier workload of the Court challenges the payment capacity of the States Parties, and Brazil calls for the implementation of Article 13(2) of the Relationship Agreement and Article 115(b) of the Rome Statute to avoid that these costs continue to fall exclusively on the States Parties.

More efforts are needed to improve equitable geographical distribution and gender balance in the Court and its senior positions.

Special Session on Complementarity

Brazil advocates for reparative justice programs.

Supplementary Items Debate (Proposal South Africa)

Brazil is open to exchanging views on the fulfillment of cooperation obligations, especially with regard to the immunity of heads of states. Discussion on clarification of article 97 can be beneficial to any State Party in providing legal security in matters of cooperation with the Court.