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**THE IMPLICATIONS FOR COUNCIL OF  
EUROPE MEMBER STATES OF THE  
RATIFICATION OF THE  
ROME STATUTE OF THE  
INTERNATIONAL CRIMINAL COURT**

**LES IMPLICATIONS POUR LES ETATS  
MEMBRES DU CONSEIL DE L'EUROPE  
DE LA RATIFICATION DU STATUT DE  
ROME DE LA COUR PENALE  
INTERNATIONALE**

# **PROGRESS REPORT BY HUNGARY**

## **Report of the Republic of Hungary on the ratification of the Statute of the International Criminal Court**

1. The Republic of Hungary signed the Statute of the International Criminal Court on 15 January 1999. An inter-ministerial committee was established to work on the ratification of the ICC Statute in early 2001. The committee prepared a draft ratification bill which has been submitted to the government. After its consideration, the government will submit the ratification bill to the legislation during the autumn session of the parliament. The implementing legislation - which will include the modification of the Constitution, as well as of the criminal code and the code of criminal procedure - will be elaborated after the ratification.
2. Since the ratification process is still under way, Hungary is not in a position to provide legislative enactments or draft enactments.
3. The cooperation with ICC raises no substantial problems. The Hungarian Constitution does not contain a prohibition concerning the extradition of Hungarian citizens. Extradition is regulated in the act on the international legal assistance in criminal matters which makes the surrender, even of Hungarian nationals, to the ICC possible. In order to facilitate a smooth cooperation with the ICC, certain modifications will be made in the code of criminal procedure and other acts.
4. It will be necessary to amend the law on immunities in order to comply with the provisions of the Statute. The rules on immunities of the Head of State are contained in the Constitution, the immunities of other persons in question can be found in other acts.
5. Currently a codification committee is working on a new criminal code. The new code will be drafted in a way to be in line with the ICC Statute and to include the crimes set out in the Statute which will then enable the national courts to prosecute the perpetrators of these crimes.