



UNITED
NATIONS



**United Nations Diplomatic Conference
of Plenipotentiaries on the
Establishment of an International
Criminal Court**

Distr.
LIMITED

A/CONF.183/C.1/WGPM/L.7
24 June 1998

Original: ENGLISH

Rome, Italy
15 June-17 July 1998

COMMITTEE OF THE WHOLE
Working Group on Procedural Matters

Proposal for Article 58

Issuance by the Pre-Trial Chamber on an
arrest warrant or a summons to appear

Paragraph 6

6. As an alternative to seeking a warrant of arrest, the prosecutor may submit an application requesting that the Pre-Trial Chamber issue a summons for the person to appear. If the Pre-Trial Chamber finds that there are reasonable grounds to believe that the person committed the crime alleged, and that a summons is sufficient to ensure the person's appearance, 1/ it shall issue the summons, with or without conditions, for the person to appear on a specified date. The summons shall identify the person summoned and the crimes which the person is alleged to have committed, and shall contain a concise statement of the facts which are alleged to constitute the crime. The summons shall be served on the person.

1/ Some delegations stated that the provision should not be considered to give the Pre-Trial Chamber the power to issue an arrest warrant instead of a summons as applied for by the Prosecutor when it finds a summons insufficient to ensure the presence of the person.