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English
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**Preparatory Commission for the
International Criminal Court**
**Working Group on an Agreement on the Privileges
and Immunities of the International Criminal Court**
New York, 24 September-5 October 2001

Proposal submitted by France

Article 1

New subparagraph (l)

(l) “Counsel” means the defence lawyers and the legal representatives of the victims.

Article 6: Immunity of the Court, its property, funds and assets

Replace the last sentence of paragraph 1 with the following:

It is, however, understood that such waiver of immunity shall not extend to any measure of execution.

Note: This goes back to the version of 14 December 2000 (PCNICC/2000/L.4/Rev.1/Add.3) which provided for absolute immunity of execution, which is in line with the Convention on the Privileges and Immunities of the United Nations (article II, section 2), the Agreement on the Privileges and Immunities of the International Tribunal for the Law of the Sea (article 5, paragraph 1) and the headquarters agreement for the International Criminal Tribunal for the Former Yugoslavia (article 8, paragraph 1).

* Reissued for technical reasons.

