



Our Reference: OTP-CR-407/07

The Hague, Thursday, 07 October 2010

Dear Sir, Madam

On behalf of the Prosecutor, I thank you for your communication received on 06/11/2007, as well as any subsequent related information.

As you may know, the International Criminal Court ("the ICC" or "the Court") is governed by the Rome Statute, which entrusts the Court with a very specific and carefully defined jurisdiction and mandate. A fundamental feature of the Rome Statute is that the Court may only exercise jurisdiction over persons for the most serious crimes of concern to the international community as a whole, namely genocide, crimes against humanity and war crimes. These crimes are carefully defined in the Rome Statute (Articles 6 to 8) and further elaborated in the Elements of Crimes, adopted by the Assembly of States Parties.

Based on the information currently available, the conduct described in your communication does not appear to fall within these stringent definitions. Accordingly, as the allegations appear to fall outside the jurisdiction of the Court, the Prosecutor has confirmed that there is not a basis at this time to proceed with further analysis. The information you have submitted will be maintained in our archives, and the decision not to proceed may be reconsidered if new facts or evidence provide a reasonable basis to believe that a crime within the jurisdiction of the Court has been committed.

I hope you will appreciate that with the defined jurisdiction of the Court, many serious allegations will be beyond the reach of this institution to address. I note in this regard that the ICC is designed to complement, not replace national jurisdictions. Thus, if you wish to pursue this matter further, you may consider raising it with appropriate national or international authorities.

I am grateful for your interest in the ICC. If you would like to learn more about the work of the ICC, I invite you to visit our website at www.icc-cpi.int.

Yours sincerely,

Desiree Stokkel
Donkerelaan 39
2061JK Bloemendaal
The Netherlands

M.P. Dillon
Head of the Information & Evidence Unit
Office of the Prosecutor