



EXPLANATION OF POSITION OF THE REPUBLIC OF THE PHILIPPINES

delivered by
MARIA ANGELA A. PONCE
Minister and Legal Adviser

Permanent Mission of the Republic of the Philippines to the United Nations

Additional to the Geneva Conventions of 1949 and

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Good afternoon Mr. Chair and thank you.

The Philippines disassociates itself from consensus on Preambular Paragraphs 26 and 27 of this resolution, which reference the Rome Statute of the International Criminal Court.

The Philippines withdrew from the Rome Statute effective 17 March 2019. The decision

Notwithstanding our withdrawal from the Rome Statute, the Philippines reaffirms its commitment to fight against impunity for atrocity crimes. We have national legislation punishing such crimes.

Many conveniently forget that the Rome Statute is anchored on the principle of complementarity, not substitution: it recognizes that States have the first responsibility and right to prosecute international crimes; and that the ICC may only exercise jurisdiction where national legal systems fail or are unable to do so. We are able; we are willing. The ICC was never conceived as a substitute for national courts, as some are trying to do.

We request that this statement be made part of the records. Thank you.