



ICCBA PROCEDURE REGARDING AFFILIATIONS

Section 1 – Scope

1. Under Article 40 of the Constitution of the International Criminal Bar Association (“ICCBA”), procedures may be established by which other associations may be affiliated with the ICCBA. The purpose of the present procedure (“Procedure”) is to provide guidelines in relation to the affiliation of other associations and their interaction with the ICCBA.

Section 2 – Definitions

1. For the purpose of the present Procedure, “associations” within the meaning of Article 40 of the ICCBA Constitution include all national Bars established under the domestic law of each country, be it a State Party to the Rome Statute or not, as well as national, regional or international bars and associations of Counsel.
2. For the purpose of the present Procedure, “affiliation” within the meaning of Article 40 of the ICCBA Constitution differs from “Membership” and “Affiliate Membership” under Article 3 of the ICCBA Constitution. While membership and affiliate membership are reserved for natural persons fulfilling the criteria set out in paragraphs 2 to 5 of Article 3 of the ICCBA Constitution, affiliation is open to associations as defined in Section 2(1) above of the present Procedure. Legal persons are not eligible to become members, in whatever form. Further, natural persons are not eligible to seek affiliation pursuant to this Procedure.

Section 3 – Principle

1. The ICCBA generally welcomes the affiliation of associations, as defined under Section 2(1) above.
2. The purpose of affiliations is to establish a privileged mutual relationship between the ICCBA and affiliated associations. By entering into such relationship, the ICCBA and the affiliated associations endeavor to pursue together the same common goals of promoting, in the context of the International Criminal Court (“ICC”), the highest professional standards of ethics and competence for Counsel, the independence of the legal profession, the resolution of legal, administrative and disciplinary issues impacting Counsel, the principles of fair trial and equality of arms and respect for internationally recognized human rights and fundamental freedoms.

3. The ICCBA Executive Council relies on affiliated associations to provide support for and advice on the activities of the ICCBA and may seek, where it deems appropriate, advisory contributions on issues of common interest or any other form of relevant assistance.
4. The specific details of this relationship remain intentionally flexible and shall be mutually agreed upon on a case-by-case basis between the ICCBA and each affiliated association.

Section 4 – Procedure

1. Any association falling within the category defined under Section 2(1) above can request to become affiliated with the ICCBA by addressing a simple letter of application to its President or Secretary.
2. The President or Secretary shall submit the application for affiliation to the Executive Council. Applications are granted by consensus at the next ordinary meeting of the Executive Council, unless at least one member of the Executive Council requests a vote and the application is denied by an absolute majority vote.
3. The list of affiliated associations shall be published on the ICCBA website.
4. An association remains affiliated to the ICCBA until it expressly withdraws its affiliation by letter to the ICCBA President or Secretary, or until an absolute majority vote of the Executive Council decides to withdraw the status of affiliated association from the relevant association. The name of a withdrawn association shall be deleted from the list of affiliated associations on the ICCBA website.

Section 5 – Financial Support

1. Affiliation to the ICCBA is free of payment of any fees from associations.
2. The ICCBA is open to receive voluntary contributions or donations from its affiliated associations. Such voluntary contributions or donations can be paid on a one-time or on an annual basis. They can be used to support the general activities of the ICCBA or be ear-marked for specific project(s) undertaken by the ICCBA with the support of the contributing association. Contributions and donations shall be deposited in the ICCBA's bank account pursuant to Article 16(3) of the ICCBA Constitution.
3. The ICCBA Treasurer will maintain a list of the associations providing financial support to the ICCBA, the nature and amount of such support and, where applicable, the activity it is meant to support, which may be inspected on request.
4. The ICCBA Treasurer shall report to the contributing association on the use of its contribution(s) or donation(s) at the latest within one month after the end of the financial year when these were paid or, if the contribution(s) or donation(s) are kept for future expenditures over the next financial

year(s), within one month after the end of the financial year when these were contribution(s) or donation(s) were used.

Section 6 – Final Provisions

1. The present Procedure is adopted by the Executive Council of the ICCBA in accordance with article 10(6) of the ICCBA Constitution on 27 April 2017 and applies immediately.
2. Pursuant to article 38(2) of the ICCBA Constitution, the present Procedure shall form part of the ICCBA Rules of Procedure once adopted by the ICCBA General Assembly.