

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No: **ICC-01/18**
Date: **16 December 2024**

THE APPEALS CHAMBER

Before:
Judge Tomoko Akane
Judge Luz del Carmen Ibáñez Carranza
Judge Solomy Balungi Bossa
Judge Gocha Lordkipanidze
Judge Erdenebalsuren Damdin

SITUATION IN THE STATE OF PALESTINE

Public

Request by the European Centre for Law & Justice for Leave to Submit *Amicus Curiae* Observations Pursuant to Rule 103(1) of the Rules of Procedure and Evidence

Source: **European Centre for Law & Justice (ECLJ)**

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor Mr Karim A.A. Khan KC Mr Andrew Cayley KC	Counsel for the Defence
Legal Representatives of Victims	Legal Representatives of Applicants
Unrepresented Victims	Unrepresented Applicants for (Participation/Reparation)
The Office of Public Counsel for Victims	The Office of Public Counsel for the Defence
States Representatives Office of the Attorney General of Israel	Amicus Curiae

REGISTRY

Registrar Mr Osvaldo Zavala Giler	Counsel Support Section
Victims and Witnesses Unit	Detention Section
Victims Participation and Reparations Section	Public Information and Outreach Section

Your Excellencies:

1. Pursuant to Rule 103(1) of the Rules of Procedure and Evidence (RPE), the European Centre for Law and Justice (ECLJ) hereby requests leave to submit observations as *amicus curiae* to assist Your Excellencies regarding Israel’s “Appeal of ‘Decision on Israel’s challenge to the jurisdiction of the Court pursuant to article 19(2) of the Rome Statute’”.

2. We believe that, given our past contribution to the work of the Court,¹ including in the Situation in the State of Palestine and the Situation in the Islamic Republic of Afghanistan, the ECLJ’s *amicus curiae* observations will assist Your Excellencies in making a just and proper determination of matters related to the jurisdictional challenges raised by Israel under Article 19 of the Rome Statute.

3. The ECLJ is a non-profit organisation located in Strasbourg, France, dedicated, *inter alia*, to establishing and strengthening the rule of law in world affairs. The ECLJ is well-versed in matters of international law, has been following the Israeli-Palestinian conflict closely for decades, has engaged with the Office of the Prosecutor (OTP) on several occasions,² including participating in an in-person dialogue with the OTP regarding the Palestinian Authority’s accession to the Rome Statute, and has assisted the Court before by submitting a number of *amicus curiae* observations regarding issues similar to the current matter before the Chamber.³ The ECLJ also holds Special Consultative status before the United Nations Economic and Social Council.⁴

¹ See, e.g., *Amicus Curiae* Observations of the European Centre for Law & Justice Pursuant to Rule 103 of the Rules of Procedure and Evidence, Situation on Registered Vessels of the Union of The Comoros, the Hellenic Republic of Greece and the Kingdom of Cambodia, ICC-01/13-45, 7 August 2015; Confirmation that Mr Jay Alan Sekulow Will Make Oral Submissions at the Oral Hearing to be held between 4 and 6 December 2019, Situation in the Islamic Republic of Afghanistan, ICC-02/17 OA OA2 OA3 OA4, 24 October 2019; Observations with respect to the Situation in the State of Palestine on behalf of the European Centre for Law and Justice, Situation in the State of Palestine, ICC-01/18-70, 13 March 2020.

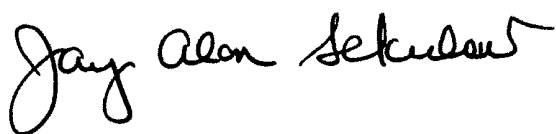
² The ECLJ has also submitted numerous legal memoranda to the OTP regarding, *inter alia*, ICC jurisdiction over nationals of non-party States and the Oslo Accords.

³ Corrected version of Observations with respect to the Situation in the State of Palestine on behalf of the European Centre for Law & Justice, Registration number ICC-01/18-260, 1 October 2024.

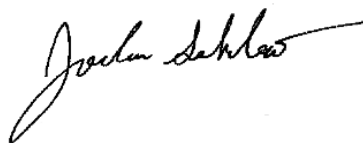
⁴ NGO Branch, U.N. Dep’t of Econ. & Soc. Affairs, Consultative Status for the European Centre for Law and Justice (2007), <https://esango.un.org/civilsociety/showProfileDetail.do?method=showProfileDetails&profileCode=3010>.

4. WHEREFORE, in light of the foregoing, the ECLJ respectfully requests the Chamber to grant the ECLJ leave to submit *amicus curiae* observations pursuant to Rule 103(1) of the RPE.

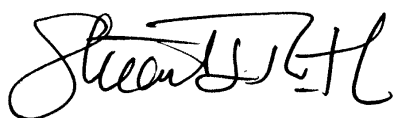
Respectfully submitted this 16 day of December 2024.



Jay Alan Sekulow
Chief Counsel



Jordan Sekulow
Senior Counsel



Stuart Roth
Senior Counsel



CeCe Heil
Senior Counsel



Donn Parsons
Senior Counsel



Shaheryar Gill
Senior Counsel