



**Resolutions Adopted at the Fifty-Sixth Annual Session of AALCO,
Nairobi, Kenya, 1-5 May 2017**

Organizational Matters

RES/56/ORG 1	Report of the Secretary General on Organizational, Administrative and Financial Matters
RES/56/ORG2	AALCO's Budget for the year 2018
RES/56/ORG3	Report on AALCO's Regional Centers for Arbitration

Substantive Matters

RES/56/S3	The Status and Treatment of Refugees
RES/56/S4	Violations of International Law in Palestine and other Occupied Territories by Israel and other International Legal Issues Related to the Question of Palestine
RES/56/S8	Violent Extremism and Terrorism (Legal Aspects)
RES/56/S17	International Law in Cyberspace

Special Meetings

RES/56/SP1	Half-Day Special Meeting on "Selected Items on the Agenda of the ILC"
RES/56/SP2	Half-Day Special Meeting on "International Criminal Court: Recent Developments"

**REPORT OF THE SECRETARY-GENERAL ON ORGANIZATIONAL,
ADMINISTRATIVE AND FINANCIAL MATTERS**

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Recalling the functions and purposes of the Organization as stipulated in Article 1 of the Statutes of AALCO,

Having considered the Report of the Secretary-General on Organizational, Administrative and Financial Matters pursuant to Rule 20(7) of the Statutory Rules as contained in Document No. AALCO/56/NAIROBI/2017/ORG 1,

Having heard with appreciation the introductory statement of the Secretary-General on the Report of the Secretary-General on Organizational, Administrative and Financial matters,

Also having heard with keen interest and appreciation the statements of the Heads of Delegations of AALCO Member States on the Report of the Secretary-General,

Recognizing the need to take forward the spirit of Bandung Conference in the current era which has witnessed many international legal challenges for the States of Asia and Africa,

Appreciating the efforts of the Secretary-General to enhance the activities of the Organization and to implement its work programme as approved at its Fifty-Fifth Annual Session held in New Delhi (HQ), India from 17 to 20 May 2016,

Also appreciating the continued practice towards the rationalization of its work programme, including consideration of the agenda items during its Annual Sessions,

Reiterating the mandate of the Putrajaya Declaration on Revitalizing and Strengthening the Asian-African Legal Consultative Organization, and the Action Plan as explained in Document No. AALCO/ES(NEW DELHI)/2008/ORG 1, adopted by the Extraordinary Session of AALCO Member States held on 1 December 2008, in New Delhi (Headquarters), India,

Welcoming the Socialist Republic of VietNam as the forty-seventh Member State of the Organization,

Also welcoming the efforts by the Secretary-General for revitalizing and strengthening AALCO,

Noting with satisfaction the increased co-operation between the Organization and the United Nations and its Specialized Agencies, other international organizations and academic institutions,

1. **Approves** the work plan of the Organization as set out in the Report of the Secretary-General and amended by the present resolution, and urges Member States to extend their full support to the implementation of the aforementioned work plan;
2. **Encourages** Member States to make voluntary contributions to support the capacity building activities under the approved work plan of the Organization;
3. **Requests** the Secretary-General to ensure that the minutes of the Liaison Officers' meetings will be prepared and transmitted to the Missions, of Member States, based in New Delhi in a timely and cost-effective manner, including by sending a copy to their respective headquarters upon request of any Member State;
4. **Requests** the Secretary-General to continue his efforts and explore the ways and means to enlarge the Membership of the Organization in Asia - Africa, in particular, to increase the representation from the African States and Central Asian States, within resources;
5. **Also requests** the Secretary-General to discuss with African Member States to second at least one senior official to the Secretariat as Assistant Secretary-General or Deputy Secretary-General, within existing resources;
6. **Also requests** the Secretary-General to discuss with Arab Member States to second one senior official to the Secretariat as Assistant Secretary-General or Director to primarily oversee the Arabic Unit, within existing resources;
7. **Further requests** Member States, in their bilateral relations to encourage non-Member States to join AALCO;
8. **Mandates** the Secretariat to conduct a comprehensive review of the existing assessed scale of contributions, and make such a review to be considered by the Liaison Officers, and thereafter submit a report based upon the relevant minutes of the Liaison Officers' meetings to the Annual Session for its consideration and approval; and,
9. **Further requests** the Secretary-General to report on the activities of the Organization at its Fifty-Seventh Annual Session.

AALCO'S BUDGET FOR THE YEAR 2018

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having heard with appreciation the introductory statement of the Secretary-General on the Proposed Budget for the Year 2018 as contained in the Document No. AALCO/56/Nairobi/2018/ORG 2,

Taking note of the comments of the Member States on the Proposed Budget,

Noting further the Proposed Budget for the year 2018 was placed before the 336th Meeting of the Liaison Officers held on 28th February 2017 at the Headquarters, New Delhi, and was submitted to the Fifty-Sixth Annual Session for final approval,

Considering that the Proposed Budget for the year 2018 is a realistic budget depending on the actual contributions to be received,

Acknowledging the need to replenish the Reserve Fund of the Organization, with the objective of ensuring that it always has a six-month operational fund for the functioning of the Organization,

Considering all the above-mentioned reasons to place the Organization on a firm financial footing,

Taking note of operative paragraph 2¹ of resolution AALCO/RES/55/ORG 1A, adopted in New Delhi on 20 May 2016 on "Regulations on AALCO's Secretary-General's Salary, Allowances and Other Emoluments",

Appreciating the discussions held in the Liaison Officers Meetings and Sub-Committee Meetings of Liaison Officers on the AALCO Secretariat's Human Resources and Financial Matters, wherein the issue of education allowance for the dependent children of the Secretary-General was discussed,

Also recalling operative paragraph 2 of AALCO/RES/55/ORG 2 adopted during the above mentioned Annual Session with respect to the 7th Pay Commission recommendations of the Government of India,

1. **Approves** the Budget for the year 2018 as amended;

¹Decides to mandate the Liaison Officers Meeting to consider the issue of "Education Allowance" at its next meeting, and place it for consideration of the Member States at the next Annual Session;

2. **Approves** the allocation of Education Allowance during the tenure of the current Secretary-General, as an exceptional case and which will not be considered as a precedent in the future, for his up to three dependent children, upto 18 years, for their education in India. This amount shall not exceed a maximum of US\$ 2,400, per child annually upon the rendering of receipt of payment to the AALCO Secretariat. However, if funding could be available from other sources, the Organization shall not pay for the same.
3. **Approves** the use of the reserve fund for the implementation of the recommendations of the 7th Pay Commission of the Government of India in the context of the salaries and allowances of the locally recruited staff of AALCO, as long as the reserve fund is not depleted below the minimum amount required for six months' operational expenses of the Secretariat, from 5 May 2017 until 31 December 2018.
4. **Mandates** the Liaison Officers to review and make recommendations relating to the long-term implementation of the 7th Pay Commission beyond 31 December 2018, and from 1 January 2016 to 4 May 2017, and to place these recommendations before the Fifty-Seventh Annual Session for its consideration and approval.
5. **Requests** Member States who have not paid their annual contribution for the year 2017, to do so at the earliest in order to ensure the effective functioning of the Organization;
6. **Strongly** urges Member States, who are in arrears, to fulfill their financial obligations in accordance with the Statutes and Statutory Rules of AALCO, in order to expeditiously clear the same and directs the Secretary-General to report on the status thereon in the next Annual Session;
7. **Encourages** Member States to make voluntary financial contribution in order to improve the financial situation of AALCO;
8. **Mandates** the Secretary-General to explore ways and means of raising funds by additional sources in accordance with the Statutes and Statutory Rules of AALCO; and,
9. **Decides** to place this item on the provisional agenda of the Fifty-Seventh Annual Session.

REPORT ON AALCO'S REGIONAL CENTRES FOR ARBITRATION

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Considering the Report on AALCO's Regional Centres for Arbitration contained in Document No. AALCO/56/NAIROBI/2017/ORG 3,

Noting with appreciation the introductory remarks made by the Secretariat and the report of the Directors of the Regional Arbitration Centres,

Reaffirming the commitment by the Governments of Member States towards enhancing the role of the Regional Arbitration Centres,

Recalling decision relating to the Integrated Scheme for the Settlement of Disputes in Economic and Commercial Transactions adopted at its Doha Session in 1978,

Expressing satisfaction over the increasing use of the facilities and the opportunities offered for both domestic and international arbitrations under the auspices of its Regional Arbitration Centres,

Appreciating the efforts and contributions of the Governments of the Malaysia, Arab Republic of Egypt, Federal Republic of Nigeria, the Islamic Republic of Iran, and the Republic of Kenya for hosting the respective Regional Arbitration Centres,

Further appreciating the promotional activities undertaken by the Directors of the Centres, including organization of seminars and training programmes, to promote international commercial arbitration in the Asian and African regions,

Reiterating the earlier decision of the AALCO on the necessity for the Governments of Member States to promote and support the use of the Regional Arbitration Centres,

Further reiterating its proposal, after consultation with the Directors of the respective Regional Arbitration Centres, for the holding of International Arbitration Conference biennially, by rotation in each of the Centres, with the support of Member States,

1. **Requests** the Member States to continue their support to the Regional Arbitration Centres and use the AALCO's Regional Arbitration Centres for resolving their disputes and in particular to consider in their contracts, the inclusion of the Arbitration Clause of AALCO's Regional Arbitration Centres;

2. **Urges** the Regional Arbitration Centres to consider to the extent possible, among themselves, the formation of a common system both administratively and financially between the Centres and common standards for the qualification of arbitrators;
3. **Directs** the Arbitration Centres to meet at every AALCO Annual Sessions to enable an exchange of ideas and to report the outcome to the Organization; and
4. **Decides** to place this item on the provisional agenda of the Fifty-Seventh Annual Session.

THE STATUS AND TREATMENT OF REFUGEES

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered the Secretariat Document No. AALCO/56/NAIROBI/2017/SD/S 3,

Welcoming the introduction by the AALCO Secretariat,

Reaffirming the importance of the 1951 Convention relating to the Status of Refugees together with the 1967 Protocol thereto, as complemented by the Organization of African Unity Convention of 1969, as the cornerstone of the international system for the protection of refugees,

Recognizing the landmark achievement of the coming into force of the 2009 African Union Convention for the Protection and Assistance of Internally Displaced Persons in Africa, also known as the “Kampala Convention”,

Reiterating the continued importance of the 1966 “Principles Concerning the Treatment of Refugees”, also known as the “Bangkok Principles”, as revised in 2001, and its 1987 addendum containing the “Burden Sharing Principles”,

Expressing concern about the gravity of refugee crises and emergencies afflicting every region of the world, particularly in the Asian-African region,

Reaffirming the need for cooperative and coordinated action in addressing refugees and migrant movement and ensuring the protection of their human rights, and their security,

Welcoming the 2016 New York Declaration for Refugees and Migrants, as well as its annexes,

Commending the Office of the United Nations High Commissioner for Refugees (UNHCR) for the important contribution that it has made towards the protection of refugees,

1. **Acknowledges** the desirability of comprehensive approaches by the international community to the problems of refugees, including addressing root causes, strengthening emergency preparedness and response, providing effective protection, and achieving durable solutions, including their voluntary return and reintegration in accordance with international law;
2. **Encourages** Member States of AALCO that have not yet become a party to the 1951 Convention relating to the Status and Treatment of Refugees and the 1967 Protocol thereto as well as other relevant international and regional instruments to consider the possibility of ratifying them or becoming party to them as per their legislations;
3. **Encourages** Member States that have not yet done so to consider the possibility to ratify/accede to the 1954 Convention on the Status of Stateless Persons, the 1961 Convention on the Reduction of Statelessness, and the Kampala Convention;

4. **Directs** the Secretariat to explore, in the near future, the possibility of organizing a joint seminar or workshop in collaboration with UNHCR, Member States and other relevant organisations or institutions;
5. **Also directs** the Secretariat to also continue following developments in the negotiation of the proposed 2018 global compact on refugees as well as the 2018 global compact for safe, orderly and regular migration; and,
6. **Decides** to place the topic of “The Status and Treatment of Refugees” on the provisional agenda of subsequent Annual Sessions as and when necessary.

**VIOLATIONS OF INTERNATIONAL LAW IN PALESTINE AND OTHER OCCUPIED
TERRITORIES BY ISRAEL AND OTHER INTERNATIONAL LEGAL ISSUES
RELATED TO THE QUESTION OF PALESTINE**

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered the Special Study on “The Legality of Israel’s Prolonged Occupation of Palestinian and other Territories and its Colonial Practices Therein”, and the accompanying Executive Summary, prepared by the AALCO Secretariat,

Noting with appreciation the introductory remarks of the Secretariat,

Recalling and reiterating the decisions taken at the consecutive Annual Sessions of the Asian-African Legal Consultative Organization since 1988, when the topic was first introduced on the agenda of the Organization, in particular the decisions adopted on 22 April 1998 and 23 April 1999,

Also recalling and reiterating the resolutions adopted on 23 February 2000, RES/40/4 of 24 June 2001, RES/41/4 of 19 July 2002, RES/42/3 of 20 June 2003, RES/43/S4 of 25 June 2004, RES/44/S4 of 1 July 2005, RES/45/S4 of 8 April 2006, RESW/46/S4 of 6 July 2007, RES/47/S4 of 4 July 2008, RES/48/S4 of 20 August 2009, RES/49/S4 of 8 August 2010, RES/50/S4 of 1 July 2011, RES/51/S4 of 22 June 2012, RES/52/S4 of 12 September 2013, RES/53/S4 of 18 September 2014, RES/54/S4 of 17 April 2015, and RES/55/S4 of 20 May 2016,

Having followed with great interest the deliberations on the item reflecting the views of Member States,

Being concerned with the serious obstacles created by the occupying power, which hinder the achievement of a just and lasting peace in the region,

Recognizing that the massive Israeli military operation in the Occupied Palestinian Territories, particularly in the occupied Gaza strip, has caused grave violations of the human rights of the Palestinian civilians therein and international humanitarian law, and exacerbated the severe humanitarian crisis in the Occupied Palestinian Territories,

Also recognizing that the Israeli siege imposed on the occupied Gaza strip, including the closure of border crossings and the cutting of the supply of fuel, food and medicine, constitutes collective punishment of Palestinian civilians and leads to disastrous humanitarian and environmental consequences,

Welcoming the international and regional initiatives for peace in the Middle East,

Condemning Israel’s acts of violence and use of force against Palestinians, resulting in injury, loss of life and destruction, coercive migration and deportation in violation of human rights and the Fourth Geneva Convention of 1949,

Stressing the need to compliance with existing Israeli-Palestinian agreements concluded in order to reach a final settlement,

Being concerned about the continuing dangerous deterioration of the situation in the Occupied Palestinian Territories, including East Jerusalem and Gaza strip, the continuous deportation of Palestinians from their homeland, and the continuing serious and systematic violation of human rights of the Palestinian people by Israel, the occupying power, including that arising from the excessive use of force, the use of collective punishment, the occupation and closure of areas, the confiscation of land, the establishment and expansion of settlements, the construction of a wall in the occupied Palestinian Territories, the destruction of property and infrastructure, use of prohibited weapons and all other actions designed to change the legal status, demographic composition of the Occupied Palestinian Territories, including East Jerusalem and Gaza strip, and about war crimes and crimes against humanity committed in these territories, and calling for the implementation of the relevant United Nations resolutions on the humanitarian situation of the Palestinian people,

Recalling the Advisory Opinion rendered by the International Court of Justice in the case concerning the *Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory*, and related General Assembly Resolution (A/RES/ES-10/15 of 20 July 2004 and ES-10/17 of 15 December 2006), as well as the United Nations initiative of establishment of a Register of Damage arising from the construction of the separation wall, and bearing in mind that more than ten years have elapsed since the International Court of Justice delivered its opinion,

Deeply concerned about the tenacity of Israel in proceeding with the construction of wall in the Occupied Palestinian Territory, including in and around East Jerusalem,

Acknowledging with deep concern that the Security Council is still unable to adopt a resolution stipulating the illegality of the Israeli expansionist wall,

Expressing its support to the Arab Peace Initiative for resolving the issue of Palestine and the Middle East, adopted by the 14th Arab Summit held in Beirut (Lebanon) on 28 March 2002 and reaffirmed in the 19th Summit Conference of the League of Arab States, Riyadh, 28-29 March 2007 as well as other peace initiatives, including the Quartet Road Map,

Taking note of conclusions and outcomes of all events held at both regional and international levels aiming at the achievement of a just, durable and comprehensive solution of the question of Palestine,

Also taking note of the initiation of a preliminary examination of the situation in Palestine by the Prosecutor of the International Criminal Court,

Affirming that a comprehensive, just and durable solution can only be achieved by ending the occupation in pursuance of the Charter of the United Nations, existing agreement between the parties and the relevant Security Council and General Assembly resolutions, which will allow all the countries of the region to live in peace, security and harmony,

1. **Urges** its Member States to take part in the peace process/efforts exerted by the international community for the achievement of a just and comprehensive solution of the question of Palestine on the basis of relevant Security Council resolutions, including 242 (1967), 338 (1973), 425 (1978), 1397 (2002) and 1860 (2009), and relevant General Assembly Resolutions, including 194 (1949) on the formula of “land for peace” and the legitimate rights of the Palestinian people, and expressing solidarity with the Palestinian people and their elected leadership;

2. **Takes note** of the findings of the United Nations Secretary General's Board of Enquiry as transmitted on 4 May 2009 to the Security Council as well as the findings of the report of the Special Rapporteur of the Human Rights Council and other regional organizations;
3. **Also takes note** of the report of the Independent Fact Finding Committee on Gaza presented to the League of Arab States on 30 April 2009;
4. **Strongly condemns** the shocking developments that have continued to occur in the Occupied Palestinian Territory, including East Jerusalem, including the deportation of Palestinians from their homeland, the large number of deaths and injuries, mostly among Palestinian civilians, the acts of violence and brutality against Palestinian civilians, the widespread destruction of public and private Palestinian property and infrastructure, the internal displacement of civilians and the serious deterioration of the socio-economic and humanitarian conditions of the Palestinian people;
5. **Demands** that Israel, the Occupying Power, comply fully with the provisions and principles of the Charter of the United Nations, Universal Declaration of Human Rights, the Regulations annexed to the Hague Convention of 1907 and the Geneva Conventions in particular the Fourth Geneva Convention relative to the Protection of Civilian Persons in Time of War of 12 August 1949, in order to protect the rights of Palestinians;
6. **Also demands** that Israel positively respond to the 2009 Report of Mr. Richard Falk the Special Rapporteur for the Palestinian Territories Occupied Since 1967 and 2010 Report and Recommendations of Justice Goldstone, United Nations Fact Finding Mission on the Gaza Conflict in order to protect the rights of Palestinians;
7. **Further Demands** that Israel comply with its legal obligations as mentioned in the Advisory Opinion rendered by the International Court of Justice in the case concerning the Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory, and related General Assembly Resolution (A/RES/ES-10/15 of 20th July 2004);
8. **Strongly demands** that Israel stop and reverse the construction of the wall in the Occupied Palestinian Territory;
9. **Strongly deplores** the Israeli blockade of the Gaza strip and its consequent human rights and humanitarian law violation;
10. **Further demands** for an immediate cessation of all acts of violence, including all acts of terror, provocation, incitement and destruction of property and calls for the immediate and full withdrawal of Israeli (occupying) forces from Palestinians territories in implementation of Security Council Resolutions, including 1402 (2002), 1403 (2002), 1515 (2003), and 1544 (2004) as a first step for ending the Israeli occupation of Palestinian territories occupied since 1967;
11. **Calls upon** Israel to ensure the return of refugees and displaced Palestinians to their homes and the restoration to them of their properties, in compliance with the relevant UN resolutions;
12. **Directs** the Secretariat to closely follow the developments in occupied territories from the perspective of relevant legal aspects;
13. **Decides** to place the item on the provisional agenda of the AALCO Annual Session as and when required.

VIOLENT EXTREMISM AND TERRORISM (LEGAL ASPECTS)

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered Secretariat Document No. AALCO/56/NAIROBI/2017/SD/S 8,

Having considered also the deliberations of the Working Group on Violent Extremism and Terrorism at this current Annual Session,

Noting with appreciation the introductory remarks of the Secretariat and the statements of the Member States during deliberations on “Violent Extremism and Terrorism (Legal Aspects)”,

Recalling its resolutions RES/53/SP2 of 18 September 2014, RES/53/S7 of 18 September 2014, RES/54/S9 of 17 April 2015, and RES/55/S9 of 16 May 2016,

Recalling also the discussions on the topic that took place at the two Inter-Sessional Meetings of Legal Experts on “Principles and Guidelines to Combat Violent Extremism and its Manifestations” on 28 and 29 January 2016 and 16 May 2016 respectively,

Taking note of the deliberations on the topic that took place at the meeting of the Working Group on Violent Extremism and Terrorism, that took place on 1 May 2017,

Taking note also of the work of the Secretariat relating to Violent Extremism and Terrorism, particularly in relation to documents AALCO/55/HEADQUARTERS (NEW DELHI)/2016/SD/S9 and AALCO/56/NAIROBI/2017/SD/S9, and its efforts in facilitating the work on principles and guidelines to combat violent extremism and its manifestations,

Mindful of the purposes and principles of the United Nations Charter,

Recollecting UN General Assembly Resolution—“A World against Violent Extremism” (A/RES/68/127) adopted by the General Assembly on 18 December 2013, UN Security Council Resolution 2178 (2014), UN Security Council Resolution 2199 (2015), and other relevant UN Security Council Resolutions,

Gravely concerned about the threats posed by acts of violence perpetrated by violent extremist and terrorist groups, particularly in the Asian-African region, which threaten the life and security of innocent people and impede the economic development and scientific activities of the concerned States, and desiring to put an end to such threats,

Dismayed by the upsurge in acts of violent extremism and terrorism in the Asian-African region, which threaten the life and security of innocent people and impede the economic development and scientific activities of the concerned States,

Strongly condemning any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, hostility or violence,

Recognizing the complex and volatile nature of the phenomenon of violent extremism, and the need for a comprehensive, cooperative and coordinated solution to the problems posed by this phenomenon,

Recalling the international efforts to eliminate violent extremism and terrorism, and reaffirming the need to strengthen those efforts in accordance with the Charter of the United Nations, taking into account the principles of international law including non-interference, respect for sovereignty and territorial integrity of all states,

Reaffirming Member States' obligations under international law relating to international human rights law, international humanitarian law, and international criminal law, as well as their commitments and obligations under sectoral conventions on terrorism to prevent, suppress, investigate and prosecute crimes perpetrated by extremist individuals and groups,

1. **Encourages** Member States to consider ratifying/acceding to the relevant conventions on terrorism and try to further develop legal instruments to combat violent extremism and terrorism;
2. **Urges** for action at the international, regional and bilateral level to fight impunity for acts of violent extremism and terrorism, *inter alia*, by adopting and implementing relevant national legislation, bilateral and multilateral instruments;
3. **Directs** the Secretariat to continue following developments in global and regional counter violent extremism and prevention of violent extremism efforts, as well as discussions on the matter at the international level;
4. **Decides** to place the topic on the provisional agenda of subsequent AALCO Annual Sessions as and when required;

INTERNATIONAL LAW IN CYBERSPACE

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered the Secretariat Document No. AALCO/56/NAIROBI/2017/SD/S17,

Recalling and reaffirming resolutions RES/54/SP2, adopted on 17 April 2015, and RES/55/S17, adopted on 20 May 2016,

Noting with appreciation the introductory statement by the AALCO Secretariat,

Taking note of the Special Study on the topic prepared by the AALCO Secretariat,

Taking note also of the Summary Report of the Chairperson of the Open-ended Working Group on International Law in Cyberspace, on the 2nd Meeting of the Open-ended Working Group on International Law in Cyberspace, held at AALCO Secretariat, New Delhi, on 9 and 10 February, 2017,

Recognizing the significance of cyberspace as an integral part of human interaction and its profound impact on Member States and their citizens,

Deeply concerned about new threats and challenges in the development and application of information and communication technologies such as cybercrimes, cyber-warfare and the use of cyberspace for terrorist purposes,

Noting with concern the escalation in various kinds of cyber-attacks perpetrated by State and non-State actors,

Underlining the need for enhanced coordination and cooperation among Member States in combating the criminal use of information and communication technologies,

Stressing the significance of the principles and rules of international law applicable to cyberspace, including those in the UN Charter,

Also stressing the need for further study of, and deliberation on, rules of international law on cyberspace issues, and to explore the areas of further development of international law on the issue as appropriate,

- 1. Encourages** Member States to actively participate in the relevant regional and global forums deliberating on the governance of cyberspace and to strengthen their communication and cooperation in this regard;

2. **Directs** the Rapporteur of the Open-ended Working Group on International Law in Cyberspace to prepare a Report on the basis of the discussions that have taken place thus far among the Member States, and the Special Study prepared by the Secretariat, laying down a future plan of action for the Working Group;
3. **Also directs** the Secretariat to closely follow developments in international forums related to governance of cyberspace and cyber security, and to organize open-ended Working Group meetings, as and when necessary, depending upon the availability of finances, in collaboration with Member States, relevant international organizations or other institutions; and
4. **Decides** to place this item on the provisional agenda of the next Annual Session.

**THE HALF-DAY SPECIAL MEETING ON “SELECTED ITEMS ON THE
AGENDA OF THE INTERNATIONAL LAW COMMISSION”**

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered the Secretariat Document No. AALCO/56/NAIROBI/2017/SD/SP 1,

Having heard with appreciation the introductory statement of the Secretary-General and the views expressed by the Member States during the Half-Day Special Meeting on “Selected Items on the Agenda of the International Law Commission” held on 4 May 2017 at Nairobi,

Having followed with great interest the deliberations on the item reflecting the views of Member States on the work of the International Law Commission (ILC),

Recognizing the significant contributions of the ILC to the codification and progressive development of international law,

1. **Recommends** Member States to continue to contribute to the work of ILC, in particular by communicating their comments and observations regarding issues identified by the ILC on various topics currently on its agenda to the Commission;
2. **Requests** the Secretary-General to summarize the views expressed by Member States during the Annual Sessions of AALCO on the items on its agenda, for the purpose of reporting them at the ILC Meetings;
3. **Also requests** the Secretary-General to continue convening AALCO-ILC meetings in future; and,
4. **Decides** to place the item on the provisional agenda of the Fifty-Seventh Annual Session.

**HALF DAY SPECIAL MEETING ON “INTERNATIONAL CRIMINAL COURT:
RECENT DEVELOPMENTS”**

The Asian-African Legal Consultative Organization at its Fifty-Sixth Session,

Having considered the Secretariat Document No. AALCO/56/NAIROBI/2017/SD/S10,

Taking note of the deliberations in the Assembly of State Parties to the Rome Statute, and noting the progress in cases before the International Criminal Court (ICC),

Also taking note of the deliberations at the Seminar on “The ICC and Asia: The Joint Quest for Justice, Accountability and Prevention” held in Seoul, Republic of Korea, on 4-5 April 2017,

Being aware of the importance of the universal acceptance of the Rome Statute of the ICC and in particular, the principle of complementarity,

Taking note of the proposal of the Government of Sudan regarding the ICC exercise of jurisdiction under the Rome Statute 1998, as reflected in the records of the Fifty-Sixth Annual Session,

Noting the diverse views expressed by Member States with regard to the operation of the ICC,

1. **Encourages** Member States which are not yet party to consider ratifying/acceding to the Rome Statute and upon ratification/accession consider adopting necessary implementing legislation;
2. **Further encourages** Member States that have ratified the Rome Statute to consider becoming party to the Agreement on the Privileges and Immunities of the ICC;
3. **Directs** the Secretariat to follow the deliberations in the Assembly of States Parties and follow the developments regarding cases taken up by the ICC;
4. **Requests** the Secretary-General to explore the possibility of convening a workshop in collaboration with the ICC and/or other international organizations and academic institutions, in a Member State of AALCO, for prosecutors and judges from AALCO Member States, aimed at capacity building and familiarizing them with the work of the ICC;
5. **Encourages** Member States of AALCO to consider, from a purely legal perspective, the issues and questions raised under the agenda item and discussions; and
6. **Decides** to place the item on the provisional agenda of an Annual Session of AALCO as and when required.