

No. 51485

**United States of America
and
Papua New Guinea**

Agreement between the Government of the United States of America and the Government of the Independent State of Papua New Guinea Regarding the Surrender of Persons to the International Criminal Court. Washington, 30 September 2004

Entry into force: *30 September 2004 by signature, in accordance with article 5*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *United States of America,
25 November 2013*

**États-Unis d'Amérique
et
Papouasie-Nouvelle-Guinée**

Accord entre le Gouvernement des États-Unis d'Amérique et le Gouvernement de l'État indépendant de Papouasie-Nouvelle-Guinée relatif à la remise de personnes à la Cour pénale internationale. Washington, 30 septembre 2004

Entrée en vigueur : *30 septembre 2004 par signature, conformément à l'article 5*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *États-Unis
d'Amérique, 25 novembre 2013*

[ENGLISH TEXT – TEXTE ANGLAIS]

Agreement
between the
Government of the United States of America
and the Government of the Independent State of
Papua New Guinea
Regarding the Surrender of Persons
to the International Criminal Court

The Government of the United States of America and the
Government of Papua New Guinea, hereinafter "the Parties,"

Reaffirming the importance of bringing to justice those
who commit genocide, crimes against humanity and war
crimes,

Recalling that the Rome Statute of the International
Criminal Court done at Rome on July 17, 1998 by the United
Nations Diplomatic Conference of Plenipotentiaries on the
Establishment of an International Criminal Court is
intended to complement and not supplant national criminal
jurisdiction,

Considering that the Government of the United States of
America and the Government of Papua New Guinea have each
expressed their intention to investigate and prosecute
where appropriate acts within the jurisdiction of the
International Criminal Court alleged to have been committed
by their officials, employees, military personnel or
nationals,

Bearing in mind Article 98 of the Rome Statute,

Have agreed as follows:

1. For purposes of this arrangement, "persons" are current
or former Government officials, employees (including
contractors), or military personnel or nationals of one
Party.

2. Persons of one Party present in the territory of the
other shall not, absent the express consent of the first
Party,

(a) be surrendered or transferred by any means to the
International Criminal Court for any purpose, or