# Act No. 342 of 16 May 2001 on the International Criminal Court

WE MARGRETHE THE SECOND, Queen of Denmark by the Grace of God, proclaim:
The Folketing has passed and We by Our consent have ratified the following law:

**§ 1.** The Statute of the International Criminal Court, cf. the annex to this law, shall apply in this country.
*Para. 2.* The Minister for Foreign Affairs may decide that the following provisions shall apply in this country:

1) The Rules of procedure and amendments thereto, cf. article 51 of the Statute.
2) The recommended descriptions of the content of crimes and amendments thereto, cf. article 9 of the Statute.
3) Amendments to the Statute provided they are adopted in accordance with articles 121-123 of the Statute.

**§ 2.** The Minister for Justice shall decide upon a request from the International Criminal Court on the extradition of persons against whom the Court has initiated criminal proceedings.
*Para. 2.* The Minister for Justice shall decide moreover upon a request on extradition for execution of the Court's judgement.
*Para. 3.* Chapters 3 and 4 of the law on the extradition of offenders shall apply *mutatis mutandis*.
*Para. 4.* The court shall determine upon a request from a person who has been remanded in custody with a view to being extradited to the International Criminal Court whether the requirements for provisional release pursuant to article 59, paras. 3-5, have been met.

**§ 3.** The Minister for Justice may determine that sentences etc. that are handed down by the International Criminal Court can be executed in this country in accordance with the rules in Chapter 10 of the Statute.
*Para. 2.* Execution shall as far as possible be in accordance with Danish rules and may not result in a worsening of the convicted person's situation under criminal law.
*Para. 3.* The decision by the Minister for Justice shall be submitted to a court for approval. The court's decision shall be reached by verdict. The provisions of the Law on the administration of justice on out-of-court decisions on fines or confiscation shall however apply as appropriate.
*Para. 4.* No alternative punishment may be imposed in this country for a fine imposed by the International Criminal Court.
*Para. 5.* Compensation to a victim decreed by the International Criminal Court pursuant to article 75 of the Statute can be recovered by the Minister for Justice by distrainment and by withholding of the income of the person concerned in accordance with the rules for the recovery of personal taxes in the law on tax deducted at source and the rules in the law on The Common Register of Pay Retention. The rules on the recovery of fines shall also be applicable as appropriate.
*Para. 6.* The Minister for Justice may establish more precise rules for the execution in this country of sentences etc. handed down by the International Criminal Court including those based on an agreement with the Court.

**§ 4.** A person who has been found guilty or acquitted by the International Criminal Court may not be tried in this country for the same act.

**§ 5.** The provisions of Chapter 14 of the Criminal Code on offences against public authorities or Chapter 17 on perjury and false accusations shall also apply when the matter relates to the International Criminal Court.

**§ 6.** The costs of appointed defence counsel in connection with hearings in this country upon a request from the International Criminal Court shall be paid by the State, unless the court decides under particular circumstances that they shall be paid by the person being heard.

**§ 7.** The Minister for Justice may establish other provisions for the implementation of the Statute of the International Criminal Court, including those based on an agreement with the Court.

**§ 8.** The Minister for Foreign Affairs shall establish the time at which the law shall come into force.

**§ 9.** The law shall not apply for the Faeroe Islands or Greenland, but may be given effect in whole or in part by Royal Decree for those parts of the country with such differences as the particular circumstances of the Faeroes and Greenland dictate.

*Done at Christiansborg Castle, on 16 May 2001*
Under Our Royal Hand and Seal
Margrethe R.