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on the Establishment of an
International Criminal Court**

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COMMITTEE OF THE WHOLE
Working Group on Enforcement

COORDINATOR'S PROPOSAL

Article 101

Escape

If a convicted person escapes from custody and flees the State of enforcement, that State may, after consultation with the Court, request the person's surrender from the State in which the person is located pursuant to existing bilateral or multilateral arrangements, or may request that the Court seek the person's surrender in accordance with Part 9. Where the Court seeks the person's surrender, it may direct that the person be delivered to the State in which he or she was serving the sentence or to another State designated by the Court.¹

¹The modalities for implementation of this article would need to be established in the Rules of Procedure and Evidence.