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of an International Criminal Court**

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COMMITTEE OF THE WHOLE  
Working Group on International Cooperation  
and Judicial Assistance

REPORT OF THE WORKING GROUP ON INTERNATIONAL  
COOPERATION AND JUDICIAL ASSISTANCE

I. INTRODUCTION

1. At its 2nd meeting, on 16 June 1998, the Committee of the Whole decided to refer to the Working Group on International Cooperation and Judicial Assistance, under the chairmanship of Phakiso Mochochoko (Lesotho), the following articles of Part 9:

- Part 9. International Cooperation and Judicial Assistance
- Article 85. General obligation to cooperate
- Article 86. [Requests for cooperation: general provisions]
- Article 87. [Surrender] [Transfer] [Extradition] of persons to the Court
- Article 88. Contents of request for [surrender] [transfer] [extradition]
- Article 89. Provisional arrest
- Article 90. Other forms of cooperation [and judicial and legal [mutual] assistance]
- Article 91. Execution of requests under article 90
- [Article 92]. Rule of speciality

GE.98-70849 (E)  
ROM.98-1294

2. The Working Group on International Cooperation and Judicial Assistance held 5 meetings to consider these articles, from 25 June to 2 July 1998. The Working Group herewith transmits to the Committee of the Whole the following articles for its consideration: article 85, article 86, article 88, article 90 bis, article 91 and article 91 bis.

3. The remaining articles will be transmitted at a later stage.

## II. TEXT OF DRAFT ARTICLES

Part 9. International Cooperation and Judicial Assistance  
[Articles 85 and 86 as contained in document A/CONF.183/C.1/WGIC/L.10]  
[Articles 88, 89, 90 bis, 91 and 91 bis as contained in document  
A/CONF.183/C.1/WGIC/L.8/Rev.1]

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