

2 FEBRUARY 2024

ORDER

**ALLEGATIONS OF GENOCIDE UNDER THE CONVENTION ON THE
PREVENTION AND PUNISHMENT OF THE CRIME OF GENOCIDE**

(UKRAINE v. RUSSIAN FEDERATION)

**ALLÉGATIONS DE GÉNOCIDE AU TITRE DE LA CONVENTION POUR
LA PRÉVENTION ET LA RÉPRESSION DU CRIME DE GÉNOCIDE**

(UKRAINE c. FÉDÉRATION DE RUSSIE)

2 FÉVRIER 2024

ORDONNANCE

INTERNATIONAL COURT OF JUSTICE

YEAR 2024

2024
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General List
No. 182

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(UKRAINE v. RUSSIAN FEDERATION)

ORDER

Present: *President* DONOGHUE; *Vice-President* GEVORGIAN; *Judges* TOMKA, ABRAHAM, BENNOUNA, YUSUF, XUE, SEBUTINDE, BHANDARI, SALAM, IWASAWA, NOLTE, CHARLESWORTH, BRANT; *Judge ad hoc* DAUDET; *Registrar* GAUTIER.

The International Court of Justice,

Composed as above,

After deliberation,

Having regard to Article 48 of the Statute of the Court and to Article 79*ter*, paragraph 5, of the Rules of Court,

Having regard to the Application filed in the Registry of the Court on 26 February 2022, whereby Ukraine instituted proceedings against the Russian Federation with respect to “a dispute . . . relating to the interpretation, application and fulfilment of the 1948 Convention on the Prevention and Punishment of the Crime of Genocide” (hereinafter the “Genocide Convention”),

Having regard to the Order of 23 March 2022, whereby the Court fixed 23 September 2022 and 23 March 2023 as the respective time-limits for the filing of the Memorial of Ukraine and the Counter-Memorial of the Russian Federation,

Having regard to the Memorial of Ukraine filed on 1 July 2022,

Having regard to the preliminary objections raised by the Russian Federation on 3 October 2022;

Whereas, under the provisions of Article 79*bis*, paragraph 3, of the Rules of Court, the filing of preliminary objections by the Russian Federation had the effect of suspending the proceedings on the merits;

Whereas, by an Order dated 5 June 2023, the Court decided that the declarations of intervention under Article 63 of the Statute submitted by 32 States (Australia, Austria, Belgium, Bulgaria, Canada and the Netherlands (jointly), Croatia, Cyprus, Czechia, Denmark, Estonia, Finland, France, Germany, Greece, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, New Zealand, Norway, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden and the United Kingdom) were admissible at the preliminary objections stage of the proceedings in so far as they concerned the construction of Article IX and other provisions of the Genocide Convention that are relevant for the determination of the jurisdiction of the Court;

Whereas, by its Judgment of 2 February 2024, the Court found that it had jurisdiction, on the basis of Article IX of the Genocide Convention, to entertain submission (*b*) in paragraph 178 of the Memorial of Ukraine, whereby Ukraine requested the Court to “[a]djudge and declare that there is no credible evidence that Ukraine is responsible for committing genocide in violation of the Genocide Convention in the Donetsk and Luhansk oblasts of Ukraine”, and that this submission was admissible,

Fixes 2 August 2024 as the time-limit for the filing of the Counter-Memorial of the Russian Federation; and

Reserves the subsequent procedure for further decision.

Done in English and in French, the English text being authoritative, at the Peace Palace, The Hague, this second day of February, two thousand and twenty-four, in three copies, one of which will be placed in the archives of the Court and the others transmitted to the Government of Ukraine and the Government of the Russian Federation, respectively.

(Signed) Joan E. DONOGHUE,
President.

(Signed) Philippe GAUTIER,
Registrar.