



International Monsanto Tribunal In The Hague - October 2016

PRAYERS TO THE TRIBUNAL – TERMS OF REFERENCE 6

INTERNATIONAL MONSANTO TRIBUNAL, HAGUE – OCTOBER 2016

PRAYERS TO THE TRIBUNAL

The Plaintiffs call upon the Tribunal to speak on behalf of all humanity. Civil societies, jurists, scientists, United Nations agencies, individual citizens and nation States, cognizant of the environmental degradation of their territories and the increase risk of consequential environmental damages that undermine the continuing survival and the wellbeing of populations, combine to express a groundswell of support for the urgent creation of a normative threshold regarding environmental crimes.

In this context;

PRAYERS TO THE TRIBUNAL – TERMS OF REFERENCE 6 (complementary claims to the ecocide crime)

The plaintiffs seek: A statement that existing customary international law, as provided for in treaties, state practices, decided case law, have risen to such extent as to recognize Ecocide as a jus cogens crime.

The plaintiffs seek: A declaration that recognizes the need for transitional justice measures as a mean of rehabilitating native tribes and other indigenous communities that suffered loss of cultural and religious life as result of Monsanto's conduct. (EEE proposed Ecocide amendment, art.25(1)).

The plaintiffs seek: A positive finding that Monsanto has been sued in many agent orange and PCB lawsuits, most of which result in settlements, and the former Monsanto/predecessor company involved in the production and/or

dissemination of these products was traced and adjoined to compensate the victims and to contribute, solely or partly, to the cleanup efforts.

The plaintiffs seek: A declaration that recognizes the criminal liability of fictional persons, pursuant to the article 25(1) of the proposed ecocide amendments to the Rome Statute.

The plaintiffs seek: A finding that Monsanto agrochemical products and/or activities such the genetically engineered organisms and the glyphosate/roundup defoliants, are the means or contributing agents in the commission of ecocide crime.

The plaintiffs seek: A declaration enjoining Monsanto to cease all operations and/or practices related to, or contributing to the ecocide infraction, and the forfeiture of proceeds, property, and assets derived directly or indirectly from that crime. (EEE proposed Ecocide amendments, art.77(f) &(b)).

The plaintiffs seek: A statement that the responsibility of successors should not be avoided by the terms of any contract, merger and/or acquisition, when the successors are, or will be continuing the same or substantially similar operations, and if the said terms have the effects of eliminating or avoiding the liability of their authors.