



Cour  
Pénale  
Internationale

International  
Criminal  
Court

ICC-PIDS-WU-123/12\_Eng

# 10 April 2012 #123 ICC Weekly Update



## Situation in the Democratic Republic of the Congo

In this situation, four cases have been brought before the relevant Chambers: *The Prosecutor v. Thomas Lubanga Dyilo*; *The Prosecutor v. Bosco Ntaganda*; *The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui*; and *The Prosecutor v. Callixte Mbarushimana*. Thomas Lubanga Dyilo, Germain Katanga and Mathieu Ngudjolo Chui are currently in the custody of the ICC. The suspect Bosco Ntaganda remains at large. The trial in the case *The Prosecutor v. Thomas Lubanga Dyilo* started on 26 January 2009. Trial Chamber I convicted Mr Lubanga Dyilo on 14 March 2012, and will hold a hearing to pronounce the sentence at a later stage. The trial in the case of *The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui* started on 24 November 2009. On 16 December 2011, Pre-Trial Chamber I declined to confirm the charges against Mr Mbarushimana. He was released on 23 December 2011. After being granted leave to appeal by Pre-Trial Chamber I, the ICC Prosecutor appealed the decision on 12 March 2012.

Decisions taken between 2 - 9 April 2012

### Lubanga Dyilo Case

#### Decision on the OPCV's request to participate in the reparations proceedings

Issued by Trial Chamber I on 5 April 2012

### Mbarushimana Case

#### Decision on the "Requete tendant à obtenir autorisation de participer à la procédure d'appel contre la 'Décision relative à la confirmation des charges '(ICC-01/04-01/10-465-Conf-tFRA)'"

Issued by the Appeals Chamber on 2 April 2012

## Situation in Libya

On 26 February 2011, the United Nations Security Council decided unanimously to refer the situation in the Libyan Arab Jamahiriya since 15 February 2011 to the ICC Prosecutor. On 3 March 2011, the ICC Prosecutor announced his decision to open an investigation in the situation in Libya, which was assigned by the Presidency to Pre-Trial Chamber I. On 27 June 2011, Pre-Trial Chamber I issued three warrants of arrest respectively for **Muammar Mohammed Abu Minyar Gaddafi**, **Saif Al-Islam Gaddafi** and **Abdullah Al-Senussi** for crimes against humanity (murder and persecution) allegedly committed across Libya from 15 until at least 28 February 2011, through the State apparatus and Security Forces. On 22 November 2011, Pre-Trial Chamber I formally terminated the case against Muammar Gaddafi due to his death.

Decisions taken between 2 - 9 April 2012

### Gaddafi and Al-Senussi Case

#### Decision on Reclassification of Documents

Issued by Pre-Trial Chamber I on 4 April 2012

#### Decision Regarding the Second Request by the Government of Libya for Postponement of the Surrender of Saif Al-Islam Gaddafi

Issued by Pre-Trial Chamber I on 4 April 2012

## Situation in Côte d'Ivoire

Côte d'Ivoire, which is not party to the Rome Statute, **had accepted the jurisdiction** of the ICC on 18 April 2003; more recently, and on both 14 December 2010 and 3 May 2011, the Presidency of Côte d'Ivoire **reconfirmed the country's acceptance** of this jurisdiction. On 3 October 2011, the Pre-Trial Chamber authorised the Prosecutor to open an investigation into the situation in Côte d'Ivoire since 28 November 2010. The hearing on the confirmation of charges in the case *The Prosecutor v. Laurent Gbagbo*, the only case currently heard before the Court in this situation, is scheduled to start on 18 June 2012.

### Decisions taken between 2 - 9 April 2012

#### Gbagbo Case

#### **Decision on the "Prosecution's urgent request pursuant to Regulation 35 for variation of time limit to submit a request for redactions and Notice of information regarding the coming disclosure"**

Issued by Pre-Trial Chamber I on 3 April 2012

#### **Second decision on issues related to the victims' application process**

Issued by Pre-Trial Chamber I on 5 April 2012

### Relevant Links

**Courtroom proceedings** can be followed on the ICC website: [www.icc-cpi.int](http://www.icc-cpi.int)

You can also consult the **hearing schedule**

**Video summaries** can be found on our **YouTube channel** | The ICC's activities can also be followed through **Twitter**

## Events

### Delegation from the International Conference on the Great Lakes Region visits the ICC

On 5 April 2012, the ICC was pleased to host an information visit by a 24-strong delegation of the International Conference on the Great Lakes Region (ICGLR), consisting of representatives from all 12 member states of the ICGLR. The group received briefings on the ICC's mandate and activities and engaged in discussions with the First Vice-President of the Court, Judge Sanji Mmasenono Monageng as well as representatives of the other organs of the Court. In her remarks to the group, Vice-President Monageng expressed her appreciation of the ICGLR's role and noted the similarities between the goals of the ICC and the ICGLR, both of which are aimed at promoting peace and security. Of the 12 member states of the ICGLR, 8 are States Parties to the Rome Statute.

### The ICC President meets the Minister for Foreign Affairs of Ukraine

On 4 April 2012, the President of the International Criminal Court (ICC), Judge Sang-Hyun Song, met with the Minister for Foreign Affairs of Ukraine, H.E. Mr Kostyantyn Gryshchenko, at the seat of the Court in The Hague (The Netherlands).

After welcoming Mr Gryshchenko to the Court, the ICC President updated the Foreign Minister for Ukraine on the current work of the Court and stated: "I am well aware of the important steps Ukraine has earlier taken in respect of the ICC, in particular signing the Rome Statute in 2000 and ratifying the Agreement on the Privileges and Immunities of the International Criminal Court in 2007 as the only State not party to the Rome Statute to have done so thus far. It would be a great pleasure to see these steps followed by Ukraine's ratification of the Rome Statute in the near future".



The Minister for Foreign Affairs of Ukraine, H.E. Mr Kostyantyn Gryshchenko, and the ICC President, Judge Sang-Hyun Song, at the seat of the Court in The Hague © ICC-CPI

Mr Gryshchenko expressed his country's appreciation of the ICC's important mission and informed President Song that Ukraine intends to join the Rome Statute once the necessary legal preconditions have been created in the context of the upcoming review of the country's constitution. "In the meantime, Ukraine remains fully supportive of the ICC's operations and continues to follow the Court's work closely", he stated.

The International Criminal Court (ICC), governed by the Rome Statute, is the first permanent, treaty-based, international criminal court established to help end impunity for the perpetrators of the most serious crimes of concern to the international community, namely war crimes, crimes against humanity, genocide, and the crime of aggression. The ICC is an independent international organisation, and is not part of the United Nations system.

### Guatemala becomes the 121<sup>st</sup> State to join the ICC's Rome Statute system

On 2 April 2012, the United Nations received from the Government of the Republic of Guatemala its instrument of accession to the Rome Statute of the International Criminal Court (ICC). The Rome Statute will enter into force for Guatemala on 1 July 2012, bringing to 121 the total number of States Parties.

The ICC welcomed Guatemala's accession to the Rome Statute. The ICC President, Judge Sang-Hyun Song, stated: "I am delighted that the statements made by Guatemala at the Review Conference of 2010 as well as the latest Assembly of States Parties concerning its intention to join the ICC have now fully materialised. With the historic step now taken by Guatemala, only two countries in Central America – El Salvador and Nicaragua – remain outside the Rome Statute system, and I hope they too will actively consider acceding to the treaty in the near future".



Guatemala deposits its instrument of accession to the Rome Statute of the ICC at the United Nations Headquarters in New York on 2 April 2012 © UN/Win Khine

The President of the Assembly of States Parties, Ms Tiina Intelmann, commented: "The accession by Guatemala is a testament to the will and steadfast determination of its people and its leaders to strengthen the rule of law and to contribute to the international endeavour to end impunity for egregious crimes".

President of the Assembly statement on Guatemala accession

[English](#) | [Español](#) | [Français](#)

### The ICC President meets with the Attorney General of the United Kingdom

On 2 April 2012, Judge Sang-Hyun Song, the President of the International Criminal Court (ICC), met with the Attorney General of the United Kingdom, Mr Dominic Grieve QC MP, at the seat of the Court in The Hague to discuss the current work of the Court and the cooperation between the ICC and the United Kingdom.

The ICC President stated: "It is a great pleasure to welcome the UK Attorney General to the ICC. The United Kingdom has been one of the strongest supporters of the ICC from the Court's earliest days. It incorporated the Rome Statute obligations into its domestic legislation in 2001, cooperates closely with the Court and has also been a significant voluntary donor to our Trust Funds. I am glad to have this opportunity to discuss the current work of the ICC and to strengthen further our working relationship with the UK authorities".



Mr Dominic Grieve QC MP, the Attorney General of the United Kingdom, meets Judge Sang-Hyun Song, President of the International Criminal Court © ICC-CPI

Attorney General Grieve stated: "It was a pleasure to congratulate President Song on his re-election and to reaffirm the United Kingdom's commitment to the International Criminal Court's valuable and important work. The ICC has passed a milestone following its first judgment and the United Kingdom looks forward to continued close cooperation and support as the Court builds on this success".

The meeting was concluded with the ICC President conveying his gratitude to the United Kingdom for its longstanding commitment to the international rule of law and support for the ICC.

### President of the Assembly visits Geneva

Español | عربي

During her 29 to 31 March 2012 visit to Geneva, the President of the Assembly of States Parties (“the Assembly”), Ambassador Tiina Intelmann, participated in a symposium commemorating the tenth anniversary of the entry into force of the Rome Statute of the International Criminal Court and the International Criminal Bar entitled “Assembling the Defence”. In her statements, she highlighted the importance States Parties attach to the proper representation of defendants and victims before the Court. President Intelmann also presented the recent decision of States Parties on the review of the legal aid system.

President Intelmann also met with representatives of States Parties and civil society at the United Nations Office in Geneva to discuss common activities of States Parties to promote complementarity and the effective implementation of the Rome Statute, including how to make best use of the upcoming second cycle of the Human Rights Council’s Universal Periodic Review. Noting that States Parties had already recommended joining the Rome Statute during the first cycle of the Universal Periodic Review, the President called on States Parties to coordinate their efforts more closely during the second cycle, so as to achieve better results.

During a press conference at the Geneva Press Club, President Intelmann informed about the recent developments before the Court, with the first verdict rendered in the Lubanga case and the reparation phase to follow. She also spoke about the Trust Fund for Victims and called for increased contributions from States and private individuals alike. President Intelmann mentioned the challenges faced by the Assembly of States Parties ten years after the entry into force of the Rome Statute, including the efforts to achieve universality and ensure the effective cooperation of States Parties with the Court.

Furthermore, President Intelmann welcomed the first two parliamentary ratifications of the amendments to the Rome Statute on the crime of aggression adopted by the 2010 Review Conference and she called on other States Parties to ratify the amendments.

Additionally, President Intelmann also met diplomats and members of civil society.

Video: <http://tinyurl.com/PASP12-Geneva>

Website: <http://www.icb2012.ch>



## Calendar

APRIL 2012						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
9	10	11	12	13	14	15
Judicial Recess <sup>1</sup>						
16	17	18	19	20	21	22
			Delegation from the High Court of Justice of Chad to visit the ICC			
23	24	25	26	27	28	29
Committee on Budget and Finance to hold its 18 <sup>th</sup> Session						
	Delegation from the Supreme Court of Latvia to visit the ICC			Court to host ICC Trial Competition (English)		
30						
MAY 2012						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
	1	2	3	4	5	6
		Judge Anita Ušacka to participate in the 11th Biennial International Conference titled "Keeping Safe, Keeping Well", hosted by the International Association of Women Judges (IAWJ), London (UK). <sup>2</sup>				
7	8	9	10	11	12	13
- From 15 May 2012: Closing Statements in the case against Germain Katanga and Mathieu Ngudjolo Chui - 29 May – 1 June: ICC to host NGO Roundtable - From 18 June 2012: Confirmation of charges hearing in the case against Laurent Gbagbo						

1. Please note that there will be no hearings during the ICC's Judicial Recess from Thursday, 5 April 2012 (17:30) until Monday, 16 April 2012 (09:00).

2. Travel costs covered by the Judge.

The calendar is subject to last minute changes.