



3 October 2011 #97 ICC Weekly Update



Situation in the Central African Republic

The situation was referred to the Court by the Government of the Central African Republic in December 2004. The Prosecutor opened an investigation in May 2007. In the only case in this situation, *The Prosecutor v. Jean-Pierre Bemba Gombo*, Pre-Trial Chamber II confirmed, on 15 June 2009, two charges of crimes against humanity and three charges of war crimes, and committed the accused to trial before Trial Chamber III. The trial started on 22 November 2010.

Decisions taken between 26 - 30 September 2011

Bemba Case

Judgment on the appeal of Mr Jean-Pierre Bemba Gombo against the decision of Trial Chamber III of 2 September 2011 entitled "Decision on the 'Demande de mise en liberté de M. Jean-Pierre Bemba Gombo afin d'accomplir ses devoirs civiques en République Démocratique du Congo'"

Issued by the Appeals Chamber on 23 September 2011

Decision on the Presiding Judge of the Appeals Chamber in the appeal of Jean-Pierre Bemba Gombo against the decision of Trial Chamber III entitled "Decision on Applications for Provisional Release"

Issued by the Appeals Chamber on 23 September 2011

Decision on the Participation of Victims in the Appeal against the "Decision on Applications for Provisional Release" of Trial Chamber III

Issued by the Appeals Chamber on 23 September 2011

Decision on "Requête aux fins de communication de la version française du document d'appel de la défense, ainsi que de la décision d'appel du 14 juillet 2011 et subséquemment de prorogation du délai de dépôt des observations du Représentant légal soussigné"

Issued by the Appeals Chamber on 23 September 2011

Order relating to the reclassification of documents

Issued by the Appeals Chamber on 23 September 2011

Decision on the Participation of Victims in the Appeal against the "Decision on Applications for Provisional Release" of Trial Chamber III - Partly Dissenting Opinion of Judge Song

Issued by the Appeals Chamber on 23 September 2011

Scheduling Order for the judgment on the appeal of Mr Jean-Pierre Bemba Gombo against the decision of Trial Chamber III of 27 June 2011 entitled "Decision on Applications for Provisional Release"

Issued by the Appeals Chamber on 23 September 2011

Public Redacted Version of the 26 September 2011 Decision on the accused's application for provisional release in light of the Appeals Chamber's judgment of 19 August 2011

Issued by Pre-Trial Chamber III on 27 September 2011

Decision on the Presiding Judge of the Appeals Chamber in the appeal of Jean-Pierre Bemba Gombo against the decision of Trial Chamber III entitled "Decision on the accused's application for provisional release in light of the Appeals Chamber's judgment of 19 August 2011"

Issued by the Appeals Chamber on 28 September 2011

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*. The accused Thomas Lubanga Dyilo, Germain Katanga and Mathieu Ngudjolo Chui and the suspect Callixte Mbarushimana 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. The trial in the case of *The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui* started on 24 November 2009. The confirmation of charges hearing in case against Callixte Mbarushimana was held from 16 to 21 September 2011. The decision on the confirmation of charges is pending.

Decisions taken between 26 - 30 September 2011

Mbarushimana Case

Decision on the "Defence Application for leave to appeal the 'Decision on the Defence request for disclosure of information related to the alleged victims of sexual violence'"

Issued by Pre-Trial Chamber I on 27 September 2011

Situation in Darfur, Sudan

There are four cases in the situation in Darfur, Sudan: *The Prosecutor v. Ahmad Muhammad Harun ("Ahmad Harun") and Ali Muhammad Ali Abd-Al-Rahman ("Ali Kushayb")*; *The Prosecutor v. Omar Hassan Ahmad Al Bashir*; *The Prosecutor v. Bahar Idriss Abu Garda*; and *The Prosecutor v. Abdallah Banda Abakaer Nourain and Saleh Mohammed Jerbo Jamus*. Four warrants of arrest have been issued by Pre-Trial Chamber I for Messrs Harun, Kushayb and Al Bashir. The three suspects remain at large. A summons to appear was issued for Mr Abu Garda who appeared voluntarily before the Chamber on 18 May 2009. After the hearing of confirmation of charges, on February 2010, Pre-Trial Chamber I declined to confirm the charges. Mr Abu Garda is not in the custody of the ICC. Two other summonses to appear were issued against Mr Banda and Mr Jerbo who appeared voluntarily on 17 June 2010; the confirmation of charges hearing took place on 8 December 2010. On 7 March 2011, Pre-Trial Chamber I unanimously decided to confirm the charges of war crimes brought by the ICC's Prosecutor against Mr Banda and Mr Jerbo, and committed them to trial. On 16 March 2011, the ICC Presidency constituted Trial Chamber IV and referred the case to it.

Decisions taken between 26 - 30 September 2011

Banda and Jerbo Case

Decision on the Joint Submission regarding the contested issues and the agreed facts

Issued by Trial Chamber IV on 28 September 2011

Relevant Links

Courtroom proceedings can be followed on the ICC website: 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

First ratification of Kampala amendment to article 8

Español, عربي

By depositing its instrument of ratification on 26 September 2011, during the annual Treaty Event at UN Headquarters, San Marino became the first State to ratify the amendment to article 8 of the Rome Statute which had been agreed to at the 2010 Review Conference in Kampala. The amendment extends the jurisdiction of the Court to the war crimes of employing certain weapons and substances in armed conflicts not of an international character.

The President of the Assembly, Ambassador Christian Wenaweser, welcomed this first ratification which he hoped would constitute a catalyst for other States to follow, both regarding article 8 and the amendments on the crime of aggression which had also been agreed to at the Review Conference.

Source: Assembly of States Parties



From left: San Marino's Foreign Minister, H.E. Ms. Antonella Mularoni, and the UN Legal Counsel, Ms. Patricia O'Brien © UN/Benoit Marcotte

Keeper of the Seals, Minister of Justice and Freedoms of France visits the ICC



H.E. Mr Michel Mercier, French Minister of Justice, meeting the ICC President, Sang-Hyun Song, at the seat of the Court in The Hague © ICC-CPI

On 29 September 2011, the French Minister of Justice, H.E. Mr Michel Mercier, visited the International Criminal Court (ICC), to hold official meetings with the ICC President, Judge Sang-Hyun Song, and the Registrar, Ms Silvana Arbia.

President Song thanked the Minister for France's longstanding support and assistance to the ICC, including involvement in and contributions to ICC regional seminars such as those held in Dakar, Yaoundé and Tunis. Such commitment is crucial at this time, explained the President, as "the world is expressing an ever stronger call for justice and for the rule of law".

H.E. Mr Mercier stressed France's full support to the Court's activities.

The Minister's visit to the ICC highlights the joint efforts deployed in the fight against impunity of the perpetrators of the most serious crimes that affect the international community as a whole.

The ICC trains judicial police officers in the Democratic Republic of the Congo



Colonel Muntanzini, Advocate-General at the High Military Court, participating in the training session © ICC-CPI

From 26 to 28 September 2011, the International Criminal Court (ICC) held its first training session for judicial police officers of the Congolese National Police in Kinshasa. The Minister of Justice and Human Rights, Mr Luzolo Bambi Lessa, opened the session, which was attended by the acting Commissioner-General of the Congolese National Police, Mr Charles Bisengimana.

The session was conducted with the participation of *Avocats sans Frontières* - Belgium and the International Centre for Transitional Justice, and forms part of the Court's outreach programme for judicial personnel in countries where the Court is carrying out investigations. A total of two hundred and fifty judicial police officers of the Congolese National Police will be trained over the next six months in five interactive training sessions at a rate of fifty participants per session.

A number of topics were discussed in the first session, including: combating international crimes, crimes within the ICC's jurisdiction, victims' and defence rights, witness and victim protection, and prosecution of international crimes by Congolese courts. Videos were screened in order to lend a more practical context to theory, and emphasis was placed on debate and discussion in a bid to make the training sessions as interactive as possible.

Calendar

OCTOBER 2011						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
3	4	5	6	7	8	9
ICC to host NGO Roundtable Meeting						
	ICC hosts study visit at the Court for National Defence College of Bangladesh					
10 ICC President gives the keynote address at the 24th LAWASIA Conference in Seoul (Korea)	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

The calendar is subject to last minute changes.