



13 June 2011 #81 ICC Weekly Update



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, the 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.

The ICC Prosecutor presented his periodic report on Darfur to the UNSC

New York, 8 June 2011

Thirteenth Report of the Prosecutor of the International Criminal Court to the UN Security Council pursuant to UNSCR 1593 (2005)

Decisions taken between 6 - 10 June 2011

Banda and Jerbo Case

Decision on the re-interviews of six witnesses by the prosecution

Issued by Trial Chamber IV on 6 June 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, Mathieu Ngudjolo Chui and 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 the case *The Prosecutor v. Callixte Mbarushimana* is scheduled to start on 17 August 2011.

Decisions taken between 6 - 10 June 2011

Lubanga Dyilo Case

Order on the implementation of decision ICC-01/04-01/06-2586-Conf-Exp

Issued by Trial Chamber I on 6 June 2011

Katanga and Ngudjolo Chui Case

Décision sur une requête en amicus curiae et sur la « requête tendant à obtenir présentations des témoins DRC-D02-P-0350, DRC-D02-P-0236, DRC-D02-P-0228 aux autorités néerlandaises aux fins d’asile » (articles 68 et 93-7 du Statut)

Issued by the Trial Chamber II on 9 June 2011

Mbarushimana Case

Decision on the processing of additional hard drives and compact disks

Issued by Pre-Trial Chamber I on 9 June 2011

Decision on the “Proposal on victim participation in the confirmation hearing”

Issued by Pre-Trial Chamber I on 10 June 2011

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 6 - 10 June 2011

Bemba Case

Decision on the re-interviews of six witnesses by the prosecution

Issued by Trial Chamber III on 6 June 2011

Situation in the Republic of Kenya

On 31 March 2010, Pre-Trial Chamber II granted the Prosecutor’s request to open an investigation *proprio motu* in the situation of Kenya, State Party since 2005. Following summonses to appear issued on 8 March 2011, six Kenyan citizens voluntarily appeared before Pre-Trial Chamber II on 7 and 8 April 2011. Confirmation of charges hearings in the following two cases: *The Prosecutor v. William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang* and *The Prosecutor v. Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali*, are scheduled for 1 and 21 September 2011, respectively.

Decisions taken between 6 - 10 June 2011

Ruto, Kosgey and Sang Case

Decision on the Presiding Judge of the Appeals Chamber in the appeal of the Republic of Kenya against the decision of Pre-Trial Chamber II entitled “Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute”

Issued by Appeals Chamber on 7 June 2011

Decision on the Prosecutor’s Request for Extension of Time

Issued by Pre-Trial Chamber II on 3 June 2011

Muthaura, Kenyatta and Ali Case

Decision Ordering the Victims and Witnesses Unit to Submit Observations

Issued by Pre-Trial Chamber II on 6 June 2011

Decision on the Presiding Judge of the Appeals Chamber in the appeal of the Republic of Kenya against the decision of Pre-Trial Chamber II entitled “Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute”

Issued by Appeals Chamber on 7 June 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

The University del Rosario Wins the ICC Moot Court Competition



ICC Judges Sylvia Steiner, Silvia Fernández de Gurmendi and Elizabeth Odio Benito with the winners of the ICC Moot Court Competition – Spanish Edition, representing the University del Rosario (Colombia) © ICC-CPI

The University del Rosario (Colombia) is the winner of the ICC Moot Court Competition – Spanish edition. The final round was held on 10 June 2011 in Courtroom I of the ICC in The Hague. The winning team is composed of Natalia Vega Rangel, Natalia Suarez Sanchez, Jaime Andres Contreras Fonseca, Laura Pinilla de Brigard and Oscar Molina Pulido, and was coached by Andrea Mateus and Juan Ramon Martinez Vargas. The University Carlos III (Spain) and the University Sergio Arboleda (Colombia) won, respectively, the second and third places. The award for the Best Speaker went to Natalia Suarez Sanchez from the University del Rosario.



The winning team, from the University del Rosario (Colombia), competing in ICC Courtroom I as representatives of a State © ICC-CPI

Odio Benito during the awards ceremony before handing over to the winner the “Robe”, the most important award given by the ICC. The Judge encouraged all Ibero-American universities to participate in the event: “I invite you to continue working hard and to participate in the next editions of this Moot Court in Spanish. This is a unique competition that contributes to increasing knowledge about the ICC as well as to stimulate debate in the academic world in Latin America”.

The ICC Registrar, Silvana Arbia, and the Deputy Prosecutor, Fatou Bensouda, delivered awards to the second and third place teams. The ceremony was also attended by Julián Guerrero, Chargé

The teams competed before ICC Judges Silvia Fernández de Gurmendi, Elizabeth Odio Benito and Sylvia Steiner on a fictitious case, presenting oral arguments in the roles of Prosecution, representation of a State, and Legal representation of victims.

“The decision has been difficult, all participants were very well prepared”, said Judge Elizabeth



The award for the Best Speaker went to Natalia Suarez Sanchez from the University del Rosario © ICC-CPI

d' Affaires ad interim Embassy of Colombia, who presented a trophy to the Best Speaker of the competition.

The Dean of the University of Utrecht, which is a partner of the ICC in this event, offered to the winner of the Best Coach award a six-month position in the visiting professional programme at the university.

For the organisation of the competition in Spanish, the ICC has also worked in partnership with the Latin American Council of Studies on International and Comparative Law, COLADIC (Mexico). More than 20 Ibero-American Faculties of Law from Argentina, Brazil, Colombia, Chile, Ecuador, Spain, Mexico and Venezuela participated this year in the national rounds organised by ICC partners, held in February and March, as well as at the regional rounds that took place in Mexico last April.



The second-place team, from the University Carlos III (Spain), competing in ICC Courtroom I as the Prosecution © ICC-CPI



The third-place team, from the University Sergio Arboleda (Colombia), competing in ICC Courtroom I in the role of representatives of victims © ICC-CPI

Academic programmes on international criminal law were organised around the different rounds of the Moot Court. These seminars were attended by academics, judges, prosecutors and lawyers as well as by representatives of governments, NGOs, international organisations and the media.

In the context of its Academic Programme, the Court has also supported the English version of the ICC Trial Competition organised by the International Criminal Law Network (ICLN). The final this year took place on 15 April and was won by Bond University of Australia. It is envisaged that, in the medium and long term, the ICC Moot Court will also be expanded to other official languages of the Court, namely French, Arabic, Chinese and Russian.

Interacting with communities

Closing of the regional academic seminar organised by the ICC in Kinshasa: working together for a sustainable partnership with universities

From 4 to 9 June 2011, eleven lecturers from the Democratic Republic of the Congo (DRC) and the Central African Republic (CAR) took part in a seminar on international criminal law and the International Criminal Court (ICC) organised by the ICC in Kinshasa, the DRC. The seminar was held in cooperation with the *Université Paul-Cézanne Aix-Marseille III* and with the financial assistance of the European Union which, to the same end, will fund the organisation of a second regional seminar in Kampala in Uganda in July 2011 for English-speaking academics of Kenya and Uganda, where the Court is also active.

The seminar is part of the academic programme of the ICC's Information and Documentation Section. Its main objective was to encourage and involve universities in the countries where the Court is conducting investigations to design and incorporate in-depth and specialised courses on international law and the ICC into their syllabuses.

Several major universities of the DRC and the CAR, two countries where the ICC is conducting investigations, were approached to designate law lecturers to represent them at the seminar. The lecturers were afforded the opportunity to discuss a variety of topics relating to the theory and practice of international criminal justice. They also exchanged views on the various teaching methods, resources and tools needed to teach the course.

"This seminar enabled lecturers to forge a common position on what should be taught in the new and fast-growing discipline of international criminal law," one of the lecturers participating in the seminar, Professor Alexis N'Dui –Yabela of the *Université de Bangui*, explained. His colleague from the *Université Technologique Bel*, Kinshasa Campus, Professor Don José Muanda, stated: "the discussions during the seminar helped to shed light on practical issues such as the powers of the Prosecutor of the ICC which, in spite of the provisions of the Rome Statute, remained somewhat nebulous and were wrongly perceived as being politicized by some participants and lecturers in international law."

The participating lecturers represented the Law faculties of the following universities in the Central African Republic and the Democratic Republic of the Congo: *Université de Bangui*, *École Nationale d'administration et de la magistrature* in Bangui, *Université de Kinshasa*, *Université de Kisangani*, *Université Libre des Pays des Grands Lacs* in Goma, *Université Catholique of Bukavu*, *Université de Lubumbashi*, *Université William Booth* in Kinshasa, *Université Libre de Kinshasa*, *Université Technologique Bel*, Kinshasa Campus, and *Université Protestante au Congo* in Kinshasa. The seminar's sessions and roundtable discussions were facilitated by Professor Xavier Philippe, professor of international criminal law at *Université Paul-Cézanne*. "I was particularly impressed by the quality of the discussions that my colleagues and I had on international law and the International Criminal Court," he said.



Professors and ICC staff after five intense and successful days of learning and sharing at the ICC academic seminar in Kinshasa, the DRC © ICC-CPI

Cooperation between the ICC and the universities which sent representatives to the regional seminars will continue after the seminars. Another aspect of the ICC's academic programme, which is aimed at capacity-building for the universities in terms of documentation, will consist in providing university libraries with books and manuals on international criminal law so that they can be made available to their students.

Still with a view to strengthening and maintaining a sustainable partnership between the ICC and academic circles in the countries where the ICC is active, a website devoted to the academic program will come into operation in late August 2011. Information on the ICC's academic program and on the seminars will be available to the general public in French and English. The teaching materials and tools developed under the programme will also be uploaded and will be available to the participating lecturers. Finally, a discussion forum will be created for them on the website so that they can keep in touch, and exchange ideas on matters relating to international criminal justice and teaching in this discipline. Access to these forums for students of international criminal law in the participating universities will also be encouraged.

"The organisation of the seminar and subsequent activities confirm once again that universities, lecturers and students are the current and future partners of the ICC," said Fabienne Chassagneux, the ICC's Outreach Coordinator in the CAR, who facilitated one of the roundtable discussions during the seminar. She added that these partners will continue to play a primordial role in fostering the promotion of and respect for human rights, humanitarian law, and international criminal law. Thanks to current and future partners, a successful and sustainable development of the academic programme will enable the ICC to extend and optimise its involvement in academic circles. This objective is fully in line with the ICC's public information strategy for 2011-2013.

Calendar

JUNE 2011						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
13	14	15	16 Qatar's Attorney General, Dr. Ali Al Marri to lecture on "The ICC and the Arab World: Towards a Necessary Partnership" International Day of the African Child	17	18	19
20 ICC Vice-President Diarra to address students of the Law faculty at the University of Yaoundé II in Cameroon	21 ICC Vice-President Diarra to address IRIC students and speak at a Female Counsel Campaign event in Cameroon	22	23	24 ICC Vice-President Diarra to address law students at the University of N'djamena and speak at a Female Counsel Campaign event in Chad	25	26
27 ICC President Song to give a keynote address at the Annual Conference of the International Association of Prosecutors in Seoul, Republic of Korea.	28	29	30			
JULY 2011						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
				1	2	3
4	5	6	7	8	9	10

The calendar is subject to last minute changes.