



**Cour  
Pénale  
Internationale**

**International  
Criminal  
Court**

ICC-PIDS-WU-72/11\_Eng

# 4 April 2011 #72 ICC Weekly Update



## Situation in the Republic of Kenya

The Republic of Kenya ratified the Rome Statute on 15 March 2005, becoming a State Party. On 6 November 2009, upon receiving a letter from the Prosecutor indicating his intention to submit a request for the authorisation of an investigation *proprio motu*, the ICC's Presidency issued a decision assigning the situation in the Republic of Kenya to Pre-Trial Chamber II. On 26 November 2009, the Prosecutor submitted a request to Pre-Trial Chamber II for the authorisation to open an investigation into that situation in relation to the post-election violence of 2007-2008. On 31 March 2010, Pre-Trial Chamber II granted the Prosecutor's request. On 8 March 2011, Pre-Trial Chamber II issued, by majority, summonses to appear before the Court for six Kenyan citizens. Initial appearance hearings are scheduled on 7 and 8 April 2011.

## Ruto, Kosgey and Sang case

### Practical information on the 7 April 2011 initial appearance of William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang

On Thursday, 7 April 2011, at 09:30 (The Hague local time), the initial appearance hearing of William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang is scheduled to take place before Pre-Trial Chamber II of the International Criminal Court (ICC) in Courtroom I. The hearing is being held in order to verify the identity of the suspects and to ensure that they have been informed of the crimes which they are alleged to have committed as well as of their rights under the Rome Statute, founding treaty of the ICC.

For further information and updates on this case, click [here](#).

For complete media advisory, click [here](#).

### Decisions taken between 28 March - 1 April 2011

#### Decision on the Motion by Legal Representative of Victim Applicants to Participate in Initial Appearance Proceedings

Issued by Pre-Trial Chamber II on 30 March 2011

#### First Decision on Victims' Participation in the Case

Issued by Pre-Trial Chamber II on 30 March 2011

#### Decision Ensuring the Rights of the Defence for the Purposes of the Initial Appearance Hearing

Issued by Pre-Trial Chamber II on 30 March 2011

#### Decision Authorizing Photographs and Video Recording at the Initial Appearance Hearing

Issued by Pre-Trial Chamber II on 30 March 2011

#### Decision Pursuant to Regulation 24(1) of the Regulations of the Court

Issued by Pre-Trial Chamber II on 1 April 2011

### **Decision Reclassifying a Document and Requesting Information from the Registry with regard to the First Appearance of William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang**

Issued by Pre-Trial Chamber II on 1 April 2011

### **Decision on Reclassification of Certain Documents**

Issued by Pre-Trial Chamber II on 1 April 2011

## **Muthaura, Kenyatta and Ali case**

### **Practical information on the 8 April 2011 initial appearance of Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali**

On Friday, 8 April 2011, at 14:30 (The Hague local time), the initial appearance hearing of Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali is scheduled to take place before Pre-Trial Chamber II of the International Criminal Court (ICC) in Courtroom I. The hearing is being held in order to verify the identity of the suspects and to ensure that they have been informed of the crimes which they are alleged to have committed as well as of their rights under the Rome Statute, founding treaty of the ICC.

For further information and updates on this case, click [here](#).

For complete media advisory, click [here](#).

### **Decisions taken between 28 March - 1 April 2011**

#### **First Decision on Victims' Participation in the Case**

Issued by Pre-Trial Chamber II on 30 March 2011

#### **Decision Ensuring the Rights of the Defence for the Purposes of the Initial Appearance Hearing**

Issued by Pre-Trial Chamber II on 30 March 2011

#### **Decision Authorizing Photographs and Video Recording at the Initial Appearance Hearing**

Issued by Pre-Trial Chamber II on 30 March 2011

#### **Decision on the "Prosecution's Application for Leave to Appeal the 'Decision on the Prosecutor's Application for Summonses to Appear for Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohamed Hussein Ali'"**

Issued by Pre-Trial Chamber II on 1 April 2011

#### **Decision Reclassifying Documents and Requesting Information from the Registry with regard to the First Appearance of Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali**

Issued by Pre-Trial Chamber II on 1 April 2011

#### **Decision on Reclassification of Certain Documents**

Issued by Pre-Trial Chamber II on 1 April 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 4 July 2011.

### **Decisions taken between 28 March - 1 April 2011**

## **Lubanga Dyilo case**

#### **Decision on the defence request to reconsider the "Order on numbering of evidence" of 12 May 2010**

Issued by Trial Chamber I on 30 March 2011

### **Separate Opinion of Judge René Blattmann to the Decision on the defence request to reconsider the “Order on numbering of evidence” of 12 May 2010**

Issued by Trial Chamber I on 30 March 2011

### **Order varying the Decision on the “Quatrième requête de la Défense aux fins de dépôt de documents”**

Issued by Trial Chamber I on 31 March 2011

## **Mbarushimana case**

### **Decision on issues relating to disclosure**

Issued by Pre-Trial Chamber I on 30 March 2011

### **Decision on the keywords provided by the Defence for the purpose of selection of potentially privileged material**

Issued by Pre-Trial Chamber I on 30 March 2011

### **Decision requesting observations on the “Defence Request for Interim Release”**

Issued by Pre-Trial Chamber I on 30 March 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. Mr Abu Garda is not in the custody of the ICC. After the hearing of confirmation of charges, on 8 February 2010, Pre-Trial Chamber I declined to confirm the charges. 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.

## **Decisions taken between 28 March - 1 April 2011**

## **Banda and Jerbo case**

### **Order scheduling a status conference**

Issued by Trial Chamber IV on 30 March 2011

### **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

Members of the European Parliament visit the ICC



From left to right: Ms Marietje Schaake, Member of the European Parliament (MEP), ICC Second Vice-President Hans-Peter Kaul, Ms Barbara Lochbihler, MEP, ICC President Sang-Hyun Song, Ms Frieda Brepoels, MEP and Mr Helmut Scholz, MEP at the seat of the Court in The Hague © ICC-CPI

On 28 March 2011, a delegation of the group “Friends of the ICC” from the European Parliament visited the International Criminal Court (ICC) and met with the President of the Court, Judge Sang-Hyun Song and the Second Vice-President, Judge Hans-Peter Kaul. Later the same day they also met with the ICC Deputy Prosecutor, Ms Fatou Bensouda.

President Song conveyed to the members of the delegation the Court’s strong appreciation for the European Parliament’s consistent support to the Court. He said he was truly delighted to learn about the forming of the group “Friends of the ICC” in the European Parliament following the Review Conference of the Rome Statute held in Kampala, Uganda, last year.

The Members of the European Parliament attending the meetings were Ms Barbara Lochbihler, Ms Marietje Schaake, Ms Frieda Brepoels, and Mr Helmut Scholz. During the discussions at the Court, they underlined the ICC’s crucial role in preventing impunity for the most serious crimes of concern to humanity. They further stressed the importance of using all the possibilities of the European Union to support the work of the Court and to encourage more states to ratify the Rome Statute of the ICC.

International Criminal Court extends successful “Calling African Female Lawyers” Campaign



Panel discussion in Bamako, Mali, including ICC Vice-President Judge Diarra, Maître Hamadi Karambé, CSS representative Prof. Dr. Esteban Peralta Losilla, Representatives from WILDAF Mali, Maître Seydou Ibrahim Maïga, Information session in Bamako, Mali, August 2010 © ICC-CPI

Marking the occasion of the 100<sup>th</sup> Anniversary of International Women’s Day, the International Criminal Court (ICC) announces the extension of the “Calling African Female Lawyers” Campaign. In light of the success achieved in the campaign’s first phase, the Court plans to hold several events in 2011 encouraging African women to apply to practice before the ICC representing either defendants or victims. Applications from qualified female African candidates will be prioritised through 2011.

The “Calling African Female Lawyers” project was launched by the ICC Registry jointly with the International Bar Association (IBA) in May 2010 with the main objective of encouraging female lawyers to become part of the ICC List of Counsel and List of Assistants to Counsel. Only individuals admitted to these Lists are eligible to practice before the ICC.

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The initial evaluation of the campaign shows that the initiative has been extremely successful. At the beginning of the campaign,

12 African women were on the List of Counsel and 5 African women were on the List of Assistants to Counsel. After 17 events organised in 16 countries in only seven months, the List of Counsel, created and maintained by the Registrar of the Court, now includes a total of 32 African women, which is 8.10 percent of the persons admitted. The List of Assistants to Counsel presently includes a total of 22 African women, which is 22.22 percent of the persons admitted. For both Lists, all applications received from African women have been processed and all complete applications have been decided upon. Since many applications are still incomplete, more women are expected to be admitted once additional information is received.

In addition to its core objective, the campaign has provided a unique opportunity to reach out to the legal communities in African countries. ICC Judges and senior officials addressed over 1000 lawyers at 17 events organised in partnership with local bar associations and civil society organisations. Individuals who attended these events received general information on the Court, the Court’s basic legal texts, the *Code of Professional Conduct for Counsel*, as well as detailed information on the application process ([Complete Report on 2010 “Calling for Female African Women” campaign](#)).

The collaboration between the Court, the IBA and local bar associations that was integral to the success of the 2010 campaign will continue in 2011. Launches are expected to be hosted in countries that were not targeted last year such as Cameroon, Rwanda and Chad. In South Africa and Kenya, the campaign aims to hold information sessions in different cities than in 2010, to make the sessions accessible to female lawyers based in these other locations. Finally, the campaign is scheduled to be launched at events organised by regional bar associations. For example, events with the East African Law Society and West African Law Society Annual Meeting are also being considered.

In addition to increasing the number of female lawyers eligible to practice before the Court, the 2011 campaign will enable the Court to further strengthen its relationship with the African legal community and to continue to address the community’s questions and concerns. To this end, ICC elected officials or staff members plan to participate in events on international justice or on the ICC, organised by partners, in countries where the campaign was successfully launched last year, such as Uganda, Nigeria and Senegal.

For more information about the campaign, you are invited to visit the [Female Counsel Campaign’s Website](#).

## Calendar

APRIL 2011						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
4	5	6	7	8	9	10
ICC hosts fifteenth strategic NGO roundtable meeting				ICC gives 20 <sup>th</sup> briefing to the members of the diplomatic community		
			Initial appearance scheduled for William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang	Initial appearance scheduled for Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali		
11	12	13	14	15	16	17
ASP’s Committee on Budget and Finance to hold its 16 <sup>th</sup> session at the Court						
Deputy Prosecutor to participate in the Expert meeting on complementarities between international refugee law, international criminal law, and international human rights law, organised by ICTR and UNHCR, Arusha (United Republic of Tanzania)			ICC President Song to deliver speech on future global challenges at the World Foresight Forum Plenary Session in The Hague	Final round of the Moot Court Trial Competition (English version) at the seat of the ICC		
18	19	20	21	22	23	24
25	26	27	28	29	30	

The calendar is subject to last minute changes.