



Cour  
Pénale  
Internationale

International  
Criminal  
Court

ICC-PIDS-WU-114/12\_Eng

# 6 February 2012 #114 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 30 January - 3 February 2012

### Bemba Case

**Public redacted decision on the "Prosecution request to hear Witness CAR-OTP-PPPP-0036's testimony via video-link"**

Issued by Trial Chamber III on 3 February 2012

## Situation in Kenya

On 31 March 2010, Pre-Trial Chamber II granted the Prosecutor's request to open an investigation proprio motu in the situation in 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. The confirmation of charges hearing in the case *The Prosecutor v. William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang* took place from 1 to 9 September 2011. The confirmation of charges hearing in the case *The Prosecutor v. Francis Kirimi Muthaura, Uhuru Muigai Kenyatta and Mohammed Hussein Ali* took place from 21 September to 5 October 2011. On 23 January 2012, the Judges declined to confirm the charges against Mr Kosgey and Mr Ali. Pre-Trial Chamber II confirmed the charges against Mr Ruto, Mr Sang, Mr Muthaura and Mr Kenyatta and committed them to trial.

Decisions taken between 30 January - 3 February 2012

### Ruto, Kosgey and Sang case

**Decision on the Presiding Judge of the Appeals Chamber in the appeals of Mr William Samoei Ruto and Mr Joshua Arap Sang, under article 82 (1) (a) of the Statute, against the decision of Pre-Trial Chamber II entitled "Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute"**

Issued by the Appeals Chamber on 31 January 2012

**Order on the filing of a response to requests for suspensive effect**

Issued by the Appeals Chamber on 2 February 2012

**Directions on the submission of observations pursuant to article 19 (3) of the Rome Statute and rule 59 (3) of the Rules of Procedure and Evidence**

Issued by the Appeals Chamber on 2 February 2012

### Muthaura, Kenyatta and Ali case

**Decision on the Presiding Judge of the Appeals Chamber in the appeal of Mr Uhuru Muigai Kenyatta and Mr Francis Kirimi Muthaura, under article 82 (1) (a) of the Statute, against the decision of Pre-Trial Chamber II entitled "Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute"**

Issued by the Appeals Chamber on 31 January 2012

**Order on the filing of a response to request for suspensive effect**

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**Directions on the submission of observations pursuant to article 19 (3) of the Rome Statute and rule 59 (3) of the Rules of Procedure and Evidence**

Issued by the Appeals Chamber on 2 February 2012

**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 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. On 16 December 2011, Pre-Trial Chamber I declined to confirm the charges against Mr Mbarushimana. He was released on 23 December 2011.

Decisions taken between 30 January - 3 February 2012

**Katanga and Ngudjolo Chui Case****Ordonnance portant instructions en vue de favoriser la publicité de la procédure**

Issued by Trial Chamber II on 31 January 2012

**Ordonnance relative au procès-verbal du transport judiciaire en République démocratique du Congo**

Issued by Trial Chamber II on 2 February 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 30 January - 3 February 2012

**Gaddafi and Al-Senussi Case****Decision on the Applications of Mishana Hosseinioun and Aisha Gaddafi to submit Amicus Curiae observations to the Chamber**

Issued by Pre-Trial Chamber I on 2 February 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****President of the Assembly visits Brussels**

During her 1 to 3 February 2012 visit to Brussels, the President of the Assembly of States Parties ("the Assembly"), Ambassador Tiina Intelmann met with members of the European Parliament, including Mr Wolfgang Kreissl-Dörfler, Ms. Barbara Lochbihler and other members of the Group of Friends of the ICC from different parliamentary groups. The President thanked the parliamentarians for their firm commitment to the Rome Statute system and their support for the ICC in the different parliamentary commissions they take part in, stressing in particular the need to achieve the universality of the Rome Statute, the effective cooperation with the ICC and the understanding of the Court. She also highlighted the key role which their contacts with parliamentarians in States Parties and observer States could play in attaining those objectives.



President Intelmann also met with senior European Union officials, including the Deputy Secretary General of the European External Action Service, Mr Maciej Popowski, the Chair of the Political and Security Committee, Mr Olof Skoog, as well as officials of the European Commission. The President thanked the European Union for its unstinting support of the Rome Statute system and discussed additional support which the European Union institutions could provide to address some of the challenges being faced by the Rome Statute system.

During her presentation to the public international law subgroup of the European Union (COJUR ICC), President Intelmann informed representatives of the outcomes of the tenth session of the Assembly held in December and set out the priorities of her office. These include an increased focus on strengthening the domestic capacity of States to investigate and prosecute Rome Statute crimes, in accordance with the principle of complementarity, as well as a renewed focus to achieve the universality of the Rome Statute.

President Intelmann also met with Ms Louis Arbour, the President of the International Crisis Group, and with a group of NGOs, to discuss issues of common interest.

Source: Assembly of States Parties

## President of the Assembly visit to The Hague

The President of the Assembly of States Parties ("the Assembly"), Ambassador Tiina Intelmann, visited The Hague from 29 January to 1 February 2012. During this first visit to The Hague as the President of the Assembly, Ms Intelmann held meetings with senior officials of the Court and members of the diplomatic community in order to have an informal exchange of views on, *inter alia*, the cooperation of States Parties with the Court, how to expedite the proceedings, including via possible amendments to the Rules of Procedure and Evidence, the budget forecast for 2013, and developing a strategic approach to the preparation of the annual budget.



In addition, the President convened a Bureau meeting to discuss, *inter alia*, the appointment of facilitators for the Working Groups of the Bureau and matters related to the organization of the eleventh session of the Assembly.



Furthermore, together with the Vice-President of the Assembly, H.E. Mr Markus Börlin, President Intelmann visited the ICC Detention Center.

Source: Assembly of States Parties

## Calendar

FEBRUARY 2012						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
6	7	8	9	10	11	12
13	14	15	16	17	18	19
President, Deputy Prosecutor and Registrar of the Court to participate in the Conference "Justice for all? 10 year review of the ICC" and side events in Sydney, Australia*						
20	21	22	23	24	25	26
27	28	29				
*The ICC gratefully acknowledges the financial support of the organisers for the Court's participation						

The calendar is subject to last minute changes.