

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-01/09
Date: 23 February 2018

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Presiding Judge
Judge Marc Perrin de Brichambaut
Judge Chang-ho Chung

SITUATION IN DARFUR, SUDAN

IN THE CASE OF
THE PROSECUTOR v. OMAR HASSAN AHMAD AL BASHIR

Public Document
With Confidential Annex

**Transmission of a Letter dated 12 February 2018 from the Attorney General of
Uganda**

Source: The Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor
 Ms Fatou Bensouda, Prosecutor
 Mr James Stewart, Deputy Prosecutor

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
 (Participation/Reparation)**

**The Office of Public Counsel for
 Victims**

**The Office of Public Counsel for the
 Defence**

States' Representatives

Amicus Curiae

REGISTRY

Registrar
 Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
 Section**

Other

I. Transmission

1. In accordance with rules 13(1) and 176(2) of the Rules of Procedure and Evidence, the Registry hereby transmits, as an annex to the present submission, a letter (ref. AG/290/01) from the Attorney General of the Republic of Uganda, dated 12 February 2018 and received by the Registry on 22 February 2018.

II. Procedural history

2. On 13 December 2017, Pre-Trial Chamber II (“Chamber”) issued the “Decision inviting the Republic of Uganda to provide submissions concerning its failure to arrest Omar Al-Bashir and surrender him to the Court” (“Decision”).¹
3. On 14 December 2017, the Registry transmitted to the authorities of Uganda the Decision whereby the authorities of Uganda were invited to provide their submissions by 22 January 2018. On 26 January 2018, the Registry informed the Chamber that it had received no reply from the authorities of Uganda.²
4. The authorities of Uganda subsequently applied to extend the time limit for providing their submissions and were granted an extension until 16 February 2018.³
5. On 16 February 2018, the Registry informed the Chamber that no submission was received.⁴ On 22 February 2018, the Registry received a note verbale from the Republic of Uganda.⁵

¹ Pre-Trial Chamber II, “Decision inviting the Republic of Uganda to provide submissions concerning its failure to arrest Omar Al-Bashir and surrender him to the Court”, 13 December 2017, ICC-02/05-01/09-310.

² Registry, “Report of the Registrar on the Implementation of the “Decision inviting the Republic of Uganda to provide submissions concerning its failure to arrest Omar Al-Bashir and surrender him to the Court” (ICC-02/05-01/09-310)”, 26 January 2018, ICC-02/05-01/09-318.

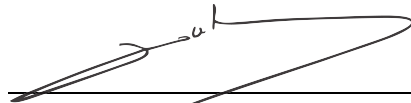
³ Email from Registry to Pre-Trial Chamber II on 07 February 2018, at 14.53.

⁴ Email from Registry to Pre-Trial Chamber II on 16 February 2018 at 17.50.

⁵ Email from Registry to Pre-Trial Chamber II on 22 February 2018 at 20.05.

III. Classification

6. Pursuant to regulation 23bis(2) of the Regulations of the Court, Annex 1 is filed as confidential pending confirmation by the Ugandan authorities of the level of classification of their letter to the Court.



Marc Dubuisson
Director of the Division of Judicial Services
On behalf of the Registrar

Dated this 23 February 2018

At The Hague, the Netherlands